



**Cecil County Department of Public Works
Sediment & Stormwater Branch**

200 Chesapeake Boulevard, Suite 2450
Elkton, MD 21921

Fax: (410) 996-8414
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**Authorized Deferral of Final Lot Grading and Permanent Stabilization
(Letter of Intent for 2009)**

Site Address: _____ Building Permit #: _____

Tax Map: _____ Parcel: _____ Lot: _____

Builder/Applicant: _____ Owner/Purchaser: _____

As-Built Final Lot Grading Plan Required? _____

Due to the prolonged inclement weather conditions during the winter months, the Department of Public Works has determined that final grading of your lot is not practical at this time and that permanent vegetative stabilization cannot be reasonably achieved until the Spring of 2009. As such, the Department of Public Works will allow you to defer completion of final grading and permanent stabilization so that a **Temporary Certificate of Occupancy** may be requested from the Department of Permits & Inspections so long as the interim conditions contained in this letter have been achieved. The issuance and acceptance of this Letter of Intent is at the sole discretion of the Department of Public Works.

Final grading and vegetative stabilization of your project site is essential to the stormwater management effectiveness and is required under local and state law. As such you are required to complete final grading and final site stabilization, as evidenced by an approved as-built survey (where required) and adequate seed germination no later than **April 6, 2009** (unless this date is extended in writing by the Department of Public Works). A Certified Check or Cashiers Check in the amount of **\$6,000.00¹** made payable to the Treasurer of Cecil County must be submitted to the Department of Public Works as surety for the work. The surety shall earn no interest during the term it is held.

The Owner/Purchaser is strongly advised to consider an escrow requirement or other arrangement from the builder/developer/seller in an amount sufficient to ensure that the site can be final graded and final stabilized in accordance with the 1994 MD Standards and Specifications for Soil Erosion and Sediment Control.

¹This amount will be increased to \$10,000 for lots where specific stormwater management structures (grass channels, level spreaders, bio-retention filters, raingardens, etc.) are required as part of the site final grading and as-built certification and expansive final lot grading requirements, the Department does reserve the right to require monetary surety in excess of \$10,000, where proper and warranted.

Failure to complete final lot grading and permanent vegetative stabilization by the above date may result in the following actions by the Department of Public Works:

- Drawing upon the surety funds to complete the required work.
- Suspension of the review of any applications or plans submitted by the builder, suspension of all permits issued to the builder, withdrawal of any permits issued to the builder and/or denying of any further permits requested by the builder.
- Pursuit of enforcement actions against the permit Applicant and/or Owner, jointly and/or separately, under Chapters 200, 248 and 251 of the Cecil County Code.

Interim Conditions/Temporary Stabilization Measures:

- A. The site must be rough graded to the satisfaction of the Department of Public Works. Rough grade shall be maintained by the Builder/Applicant and Owner/Purchaser in a condition acceptable to the Department. Standing water conditions must be avoided during this rough graded condition so as to promote the earliest possible availability of site final grading during more moderate weather.
- B. Straw mulch must be placed on all disturbed areas of the site at the rate of 2tons/acre. The straw mulch must be secured with; a liquid binder (tackifier), wood cellulose fiber, netting, or a mulch anchoring tool drawn behind a tractor. The mulch layer must be maintained throughout the entire time of temporary stabilization. If mulch is removed by wind or water runoff it must be immediately reapplied.
- C. Silt fence and all other erosion and sediment control best management practices must remain in place and maintained in good working order until permanent stabilization is achieved. The Sediment & Stormwater Inspector reserves the right to require installation and/or re-installation of silt fence at the time of temporary stabilization. Soil erosion matting may be specified by the Inspector in areas of concentrated flow or steep slopes, etc.

Interim Conditions Field Verified : _____
Sediment & Stormwater Inspector Date

The Permittee and Owner/Purchaser accept responsibility for permanent stabilization on this lot, and by their signatures hereon, certify that permanent stabilization will be completed by **April 6, 2009** (unless extended in writing by the Department of Public Works), and will be completed to the Department of Public Works satisfaction. The Department of Public Works will inspect the site from time to time and on or after April 6, 2009 to confirm compliance with temporary and permanent stabilization requirements. If the site receives a Notice of Violation for non compliance, re-inspection fees of \$50.00/inspection will apply to the Permittee.

Agreed: _____ Date: _____
Permittee (Print Name & Sign)

Agreed: _____ Date: _____
Owner/Purchaser (Print Name & Sign)

Authorized: _____ Date: _____
Van Funk, Program Manager

Monetary Guarantee Required (determined by DPW): \$6,000.00 / \$10,000.00
(Circle One)