



**County of Powhatan,
Virginia**
Agreement in Lieu of a Plan

For Office Use Only	
Case #	
Building Permit #	
Date of Submittal	
Received By	
APPROVED/DATE	

Powhatan County requires that a *Land Disturbance Permit* be obtained prior to a land disturbing activity impacting 10,000 square feet or more of land. A land disturbing activity is defined as a change to the land that may result in soil erosion (from water or wind) and the movement of sediments into state waters or onto lands in the Commonwealth. Examples of land disturbing activities include the clearing, grading, excavating, transporting, and filling of land.

A specific *Erosion and Sediment Control Plan* is typically required to be submitted and approved in conjunction with a *Land Disturbance Permit*. The construction of single-family dwellings may be exempt from this requirement, if certain conditions are met and the amount of land being disturbed is less than one (1) acre. An *Agreement in Lieu of a Plan* may be accepted, if the property owner agrees in writing to meet standards established by the Virginia Erosion and Sediment Control Law.

[Note: If land disturbing activities consist of one acre or more, a Virginia Stormwater Management Program Permit must be obtained by the Virginia Department of Environmental Quality (DEQ). This form can be found at: <https://www.deq.virginia.gov/Portals/0/DEQ/Water/StormwaterManagement/AilSwmPlan.pdf>]

Project Description	
Tax Map Number	
Physical Address	
Description of Work	
Acreage to be Disturbed	
Completion Date	
Site Plans (Attach 2 Copies to Application)	<p>On an official survey/plat of the property, provide the location of:</p> <ul style="list-style-type: none"> • Limits of Clearing and Grading; • Streams and/or Wetlands (if any); • Site Driveway and Entrance; and • All Erosion and Sediment Controls Used

Certification/Agreement

Application is hereby made for a *Land Disturbance Permit* in accordance with the following:

- Project Description (Application: Page 2)
- Site Plans (Attached to Application)
- Powhatan County Erosion and Sediment Control Ordinances (County Code: Chapter 42)

In lieu of submission of an *Erosion and Sediment Control Plan* for the construction of this single-family dwelling, I agree to comply with all applicable requirements of the Powhatan County Erosion and Sediment Control Ordinances and minimum standards for erosion and sediment control established by the Commonwealth of Virginia (Section 4VAC50-30-40 of the Virginia Erosion and Sediment Control Regulations).

Prior to the start of construction:

- Natural vegetative buffers along streams and wetlands shall be flagged; if determined necessary.
- A stone construction entrance shall be installed on the property. Refer to Section 68-175(e)(8)(b) of the Powhatan County Subdivision Ordinance for driveway standards; and
- Silt fence or other acceptable perimeter controls shall be installed per VAESCH downslope of the disturbed area to prevent sediment from leaving the site.

In addition, all denuded areas on the lot will be seeded and mulched within seven (7) days of final grading with permanent vegetation or a protective ground cover suitable for the time of year.

I hereby authorize representatives from the Powhatan County: Department of Community Development to enter my property for the purpose of conducting erosion and sediment control inspections. I understand the erosion and sediment control inspection is the first inspection required and that this inspection must be scheduled prior to the scheduling of any building inspections for the project.

In addition, I waive my right to future building inspections in the event that inspection of the property reveals that it is not in compliance with minimum standards established by the Commonwealth of Virginia for erosion and sediment control. I understand that any erosion and sediment control deficiencies identified by Powhatan County must be fully addressed before building inspections of the property may resume. Further, I understand, covenant, and agree that if the property has not been stabilized, Powhatan County may require that a bond be posted until final construction stabilization can be achieved and that a final occupancy permit shall not be issued.

Property Owner (PLEASE PRINT)	
Name	
Street Address	
City and State	
Zip Code	
Phone #	
Email Address	
Signature	

Responsible Land Disturber (PLEASE PRINT)	
Name	
Certificate #	
Phone #	
Signature	

Questions? Contact the Department of Community Development at (804) 598-5621.