

EROSION CONTROL PERFORMANCE RELEASE PROCEDURE

Erosion Control Performance Guarantees are different than the Performance Guarantees for streets and other infrastructure improvements. Erosion Control Performance Guarantees are released once the project is entirely built out, which coincides with when the storm water Notice of Termination is filed.

We understand that this build-out may take quite a few years, so we have modified our policy to be the following:

1. Once the development work is done per plan, and the site is stabilized so that if no homes were ever built, there would be no potential for erosion, notify the Engineering Department that you are ready for an evaluation of the site. I will come out to the site and perform an evaluation like the one attached (EC_Perform_Guaran_Chklist_2008). Please review the checklist and see if you are ready for an evaluation.
2. If you pass the evaluation, you will need to come up with an amended bond amount that will cover the cost of erosion and sediment control maintenance for the years until the project is built out. Considerations for these costs should be storm inlet protection maintenance, street sweeping, potential jetting of the storm lines, minor erosion repair, etc. Submit the proposed bond amount to the Engineering Department for approval. If the new amount is approved, you can amend the current Performance Guarantee to the approved amounts.
3. Once the project is built out, the Performance Guarantee can be released if the conditions set forth in the other attached documents are met and submitted to the Engineering Department (Self Inspection for Performance Bond Release, Performance Bond Release Form – Subdivisions. You will need to post your Maintenance Guarantees at this time.

It is necessary for us to keep the Performance Guarantees until the project is built-out so that we can take immediate recourse if there is a problem with pollution control on site that a permit holder is unwilling to address. Under the storm water permit, you are responsible to keep pollution from leaving your site until you file your Notice of Termination, and we are responsible to enforce it until your permit term is up.

Please let me know if you have any questions.

Sincerely,

John Thomas, CPESC
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