

APPLICATION FOR SOIL DISTURBANCE PERMIT

PROJECT

LOCATION: _____

PROJECT DESCRIPTION: _____

AREA OF PROPERTY TO BE REGRADED: _____ SQUARE FEET

AMOUNT OF SOIL TO BE ADDED TO PROPERTY: _____ CUBIC YARDS

AMOUNT OF SOIL TO BE REMOVED FROM PROPERTY: _____ CUBIC YARDS

OWNER'S NAME: _____

OWNER'S ADDRESS: _____

OWNER'S PHONE: (____) _____

1. _____ Submit 1 copy of A-2 Property Survey that includes existing and proposed topography, proposed sediment and erosion controls, any soil storage areas and location of wetlands areas. (See Section 348.2.1 of the Zoning Regulations.)
2. _____ Submit original notarized Disturbance of Soil Permit Certification form. The form must be completed by a professional engineer licensed in the State of Connecticut. (See Section 348.2.2 of the Zoning Regulations.)
3. _____ If project involves the introduction of more than 25 cubic yards of Soil onto the property, submit original notarized Clean Fill Certification form.
4. _____ Application Fee (\$210 for fill and excavation of less than 1,000 c.y.: \$310 for fill and excavation of more than 1,000 c.y.)

APPLICATION DATE: _____

SIGNATURE OF OWNER: _____

I HEREBY CERTIFY THAT THIS APPLICATION IS BEING FILED BY THE UNDERSIGNED AS AGENT FOR THE OWNER NAMED HEREIN.

SIGNATURE OF AGENT: _____

AGENT'S ADDRESS: _____

AGENT'S PHONE: (____) _____

BY SIGNING THIS APPLICATION, YOU HEREBY GRANT THE CODE ENFORCEMENT OFFICER THE RIGHT TO ENTER ONTO THE PROPERTY TO CONDUCT NECESSARY INSPECTIONS.

CODE ENFORCEMENT OFFICER SIGNATURE: _____

DATE: _____

Disturbance of Soil Permit Certification

(Required for issuance of a permit)

Property Address : _____

Record Owner : _____

Date of Application : _____

The undersigned hereby acknowledges the right of the Town of Weston Planning and Zoning Commission and its agents to rely upon the statements and representations of the undersigned contained in this Certificate and further acknowledges that any permit issued with respect to the above-referenced application will be issued in material reliance on this Certificate.

Given the foregoing, the undersigned hereby covenants, certifies and represents to the Town of Weston Planning and Zoning Commission and its agents, as follows:

(i) I am a professional engineer registered in the State of Connecticut and am duly qualified to make the statements and representations set forth herein.

(ii) I am familiar with Section 348 of the Zoning Regulations of the Town of Weston, Connecticut (the "Regulations").

(iii) I have examined the A-2 Property Survey entitled _____ prepared by _____ bearing a date of last revision of _____ (the "Survey").

(v) The Survey conforms to the requirements of Section 348.2.1 of the Zoning Regulations of the Town of Weston.

(vi) The proposed activity described in the Survey shall not (i) increase the volume or speed of storm water discharge, (ii) materially change the direction of runoff, or (iii) increase the natural or pre-existing rate of Soil erosion on the site, each under conditions of the fifty year design storm.

(vii) My calculations conform to standard criteria contained in the Connecticut Department of Transportation Drainage Manual for hydrological and hydraulic analysis and the Connecticut Department of Environmental Protection Stormwater Quality Manual.

Name:

CT Lic. No.:

[Required acknowledgement page follows]

as the Commission or its agent finds necessary to ensure that the application complies with all applicable regulations.

345.7 There shall be no more than one apartment in any Dwelling.

346. **[Reserved]** (Deleted 5/26/11)

347 **[Reserved]** (Deleted 5/26/11)

Section 348. Disturbance of Soil

348.1 Soil Disturbance Permit. The deposit, re-grading, excavation and removal of Soil shall be prohibited unless a permit has been issued for such activity pursuant to this Section 348. Zoning permits and special permits issued pursuant to any other section of these Regulations shall not be deemed to satisfy the provisions of this Section.

348.2 Permit Prerequisites. No permit shall be issued hereunder unless the following requirements have been met³:

348.2.1 Survey. Submission of a survey in conformity with Section 401. Such survey shall include (i) existing vertical relief with the source of information (e.g. ground survey or aerial map), contour interval, datum, and originating benchmark identified, (ii) proposed vertical relief, (iii) proposed temporary and permanent sedimentation, run-off and erosion control measures and Soil storage areas, and (iv) location of wetland areas.

348.2.2 Zero Incremental Runoff Certification. Submission of a certification referencing the survey required pursuant to Section 348.2.1 and certifying that the activity shall not (i) increase the volume or speed of storm water discharge, (ii) materially change the direction of runoff, or (iii) increase the natural or pre-existing rate of Soil erosion on the site, each under conditions of the fifty year design storm. The certification shall be made by an engineer licensed by the State of Connecticut on a form prepared by the Commission. Calculations shall conform to standard criteria contained in the Connecticut Department of Transportation Drainage Manual for hydrological and hydraulic analysis and the Connecticut Department of Environmental Protection Stormwater Quality Manual.

³ **Guidance:** Additional permits may be required pursuant to, *inter alia*, (i) The Ordinance Concerning the Regulation of Inland Wetlands Watercourses in the Town of Weston, (ii) The Floodplain Management Regulations, and (iii) The Aquifer Protection Area Regulations.

- 348.2.3 Soil Certifications.** Submission of a certification by the owner of the affected property or the Soil vendor (i) of the origin of any introduced Soil, and (ii) that any introduced Soil shall be free of any hazardous or polluting substances including, without limitation, any oil or petroleum products or any chemical liquids or solids. The Commission or its agent may, in its discretion, require submission of further certifications or soil testing results with respect to any Soil.
- 348.3 Certificate of Compliance Prerequisites.** No certificate of compliance shall be issued with respect to activity permitted hereunder prior to (i) delivery of a certification made by an engineer licensed by the State of Connecticut on a form prepared by the Commission certifying that the permitted activity has been completed in accordance with the survey submitted pursuant to 348.2.1, and (ii) permanent stabilization of the disturbed area and removal of all temporary sedimentation, run-off and erosion control measures.
- 348.4 Exemptions.** The provisions of this Section 348 shall not apply with respect to (i) re-grading or removal of Soil where such activity disturbs less than 2,500 square feet of surface area in the aggregate in any twelve (12) month period, (ii) the deposit of fewer than twenty-five (25) cubic yards of Soil in the aggregate deposited in any twelve (12) month period, or (iii) aggregate deposited exclusively for use on a driveway, path or terrace in connection with a residential use.
- 348.5 Sedimentation, Run-off and Erosion Control Measures.** The Commission or its agent may require implementation of such additional sedimentation, run-off and erosion control measures as it deems necessary or desirable as a condition of issuance of any permit including, without limitation, phased construction and maintenance of areas of non-disturbance.
- 348.6 Debris; Hazardous Material.** Stumps excavated from a property may be buried on such property only in those locations shown on the survey submitted pursuant to 348.2.1. No debris (including Soil) may be deposited for purposes of storage (i) in excess of sixty (60) days, or (ii) fewer than fifty (50) feet from any property line. No hazardous or polluting substance may be buried.
- 348.7 Performance Bond.** The Commission or its agent may, in its discretion, require the submission of a performance bond as a prerequisite for issuance of any permit hereunder to secure performance and completion of any activity undertaken in connection with the permit. In the event a cease and desist order or order of removal is issued, the bond may be utilized to stabilize the property, install sedimentation, run-off and erosion control.

measures, or remove any Soil deposited in violation of this Section. Upon issuance of a certificate of compliance, any remaining balance shall be released.

348.8 Mechanical Processing of Soil Prohibited. Mechanical processing of excavated Soil (including, but not limited to, splitting, sifting, crushing or hammering) is prohibited.

Section 350. Signs. No exterior Sign or Sign visible from the exterior of a Structure shall be installed, erected or placed except as follows:

350.1 Residential Signs. The installation of Signs on residential parcels shall be permitted only as follows:

350.1.1 Street Address Signs. The installation of up to two (2) Signs each not to exceed two (2) square feet in area and bearing only the street address and/or the name of the resident shall be permitted.

350.1.2 Home Occupation Signs. The installation of one (1) Sign bearing only the name of the home occupation conducted therein and/or the nature of such occupation shall be permitted. Such Sign shall consist of a support post and crossbeam and a single primary placard measuring no more than two (2) square feet in area.

350.2 NSC District Signs. The installation of Signs within the NSC District shall be permitted only as follows:

350.2.1 Directional Signs. Signs for the direction of vehicular traffic may be installed as may be determined to be necessary by the Commission in its discretion.

350.2.2 Business Signs. The installation of one (1) Sign bearing only the name of such business may be installed on the front façade of the area occupied by each business operating within the NSC District. No Sign may be affixed to any surface other than a vertical wall and no portion of such Sign shall extend above the wall on which it is affixed. Liquor license permittee designation or other Signs necessary in connection with a valid liquor permit shall be permitted provided such Signs are no larger than is statutorily required.

350.2.3 Shopping Center Sign. One (1) Sign bearing only the name of the shopping center and/or its street address may be installed as determined by the Commission in its discretion.

350.3 Special Permit Signs. The installation of Signs on parcels subject to a Special Permit shall be permitted only as may be approved by the Commission in its discretion. In no event shall any Sign exceed twelve (12) square feet in area.