
Sec. 75.050. Erosion control permits.

- (a) Except as provided in subsection (b) of this section, no person shall conduct ground disturbing activities equal to or greater than 1,000 square feet of land surface at one time that causes or ~~is~~ are likely to cause a temporary or permanent increase in the rate of soil erosion from a site without first obtaining an erosion control permit from the Director.
- (b) Erosion control permits are not required for the following:
 - (1) Home gardening and landscaping activities, unless the ground disturbing activity meets either of the following criteria:
 - (A) The activity takes place within 50 feet of a waterway, and the work involves the disturbance of more than 1,000 square feet of land surface at one time; or
 - (B) The slope of the land exceeds 25 percent.
 - (2) Ground disturbing activities involving less than ~~25 cubic yards of material or~~ 1,000 square feet of land surface at one time.
 - (3) Interior improvements to an existing structure.
 - (4) Activity for which there is no physical disturbance to the surface of the land.
 - (5) Ground disturbing activities conducted under a 1200-CA General Permit issued by the Oregon Department of Environmental Quality in accordance with the Phase I and Phase II Stormwater Regulations adopted by the Environmental Protection Agency.
 - (6) Activities within the City which constitute a "farm use" or "accepted farming practices" as those terms are defined or used in ORS ch. 215.
 - (7) Mining activities conducted under permits issued by the Oregon Department of Geology and Mineral Industries.
 - (8) Routine maintenance of gravel roads, road shoulders, paths, parking lots, and storage yards.
 - (9) Routine maintenance of sports fields or playgrounds surrounded by vegetative ground cover or permanently installed curbing.
- (c) An exception from the erosion control permit requirement does not exempt the applicant from the performance responsibilities of SRC 75.030, 75.090 and 75.140, except to the extent allowed under local, state, or federal permits issued for a specific site or purpose.
- (d) Applicants for construction activity within the City subject to the 1200-C or 1200-CA General Permit requirements must obtain the 1200-C or 1200-CA General Permit directly from the Oregon Department of Environmental Quality and provide evidence of such to the Director.

(Prior Code, § 75.050; Ord. No. 39-2001; Ord. No. 26-06; Ord. No. 34-13; Eng. Ord. No. 15-18, § 2, 8-27-2018, eff. 9-26-2018)