



COMMONWEALTH of VIRGINIA

DEPARTMENT OF ENVIRONMENTAL QUALITY

AGREEMENT IN LIEU OF A STORMWATER MANAGEMENT PLAN

FARM BUILDING OR STRUCTURE*

Construction Activity Operator:

Name: _____

Contact: _____

Mailing Address: _____

City: _____ State: _____ Zip: _____ Phone: _____

Email address (if available): _____

Location of Farm Building or Structure:

Address (if no address description of location): _____

City: _____ State: _____ Zip: _____

County (if not located within a City): _____

Total Imperious Coverage Information:

Total Acreage of Parcel: _____

Total Acreage of Impervious Cover: _____

Total Percent Impervious: _____

In place of a Stormwater Management Plan for the construction of this farm building or structure, I agree to comply with the requirements of this “Agreement in Lieu of a Stormwater Management Plan” (or other requirements as established by the Department when necessary) to ensure compliance with the applicable post-construction stormwater management provisions of the Virginia Stormwater Management Program (VSMP) Regulations.

REQUIREMENTS

- As required by the Construction General Permit (VAR10), a copy of this signed and dated “Agreement in Lieu of a Stormwater Management Plan” shall be maintained in my Stormwater Pollution Prevention Plan (SWPPP) for the construction activity, if applicable.

- Post-construction runoff from the property shall be minimized to the maximum extent practicable and shall be controlled to prevent flooding or erosion damage from occurring on adjacent or downstream properties. In meeting this requirement, I agree to direct:
 - runoff from rooftops as non-erosive sheet flow to well-vegetated areas on the property to the maximum extent practicable,
 - runoff from impervious surfaces on the property (e.g., driveways, parking areas, sidewalks) as non-erosive sheet flow to well-vegetated areas on the property to the maximum extent practicable, and
 - runoff from lawns as non-erosive sheet flow to undisturbed, naturally-vegetated areas on the property to the maximum extent practicable.

I fully understand that not complying may result in the revocation of this “Agreement in Lieu of a Stormwater Management Plan” and that the submission of a project-specific Stormwater Management Plan in accordance with 9VAC25-870-55 of the VSMP Regulations may be required.

This “Agreement in Lieu of a Stormwater Management Plan” does not authorize land disturbance. Land-disturbing activities cannot begin until the applicable local Virginia Erosion and Sediment Control Program (VESCP) Authority provides authorization.

Printed Name: _____ Title: _____

Signature: _____ Date: _____

(This certification must be signed by the operator of the construction activity identified above.)

*Only applicable where the construction of the farm building or structure will result in a total impervious cover percentage, including the impervious cover from the farm building or structure to be constructed, of less than five (5) percent of the parcel of land. If the construction will result in a total impervious cover percentage that is or will be greater than or equal to five (5) percent of the total parcel of land, an agreement in lieu is not applicable. Furthermore, if the total proposed area of land disturbance for the building construction is equal to or greater than one (1) acre, Construction General Permit coverage is required. With the completed Agreement of in Lieu of A Stormwater Management Plan, provide documentation (e.g., aerial image with annotations) that clearly depicts:

- (1) the extent of the parcel of land on which construction of the farm building or structure will take place, and
- (2) the total impervious cover of the parcel of land, including the impervious cover from the farm building or structure that is being constructed.

The total impervious percentage cover includes all impervious areas on the parcel of land, regardless of whether they are included within the agriculture activity exemption or not.