



Building Permit Number: \_\_\_\_\_

Lot #/Subdivision: \_\_\_\_\_

**“WINTER WAIVER” FORM**  
For  
**OCCUPANCY PERMIT**  
For  
**SINGLE FAMILY RESIDENTIAL CONSTRUCTION**

I, THE undersigned, do certify that I shall comply with the Virginia Erosion and Sediment Control Handbook and the Codified Ordinances of Frederick County to ensure that ADEQUATE EROSION AND SEDIMENT CONTROLS ARE INSTALLED AND MAINTAINED on the subject property during the construction of the residential structure. All required control practices shall be installed prior to any land disturbing activity and maintained until adequate stabilization has been achieved. The following measures shall be used on each property in accordance with the Codified Ordinances of Frederick County, Chapter 143, and the Virginia Erosion and Sediment Control Handbook, Third Edition, 1992, as amended. Winter Waiver criteria shall expire on the 1<sup>st</sup> day of April after the present winter. Mandatory stabilization is required for occupancy after the April 1<sup>st</sup> date, to wit:

- ❖ Silt fence shall surround the entire lot perimeter and be maintained until effective permanent stabilization has developed, or the lot has been sodded.
- ❖ Seed and mulch, or sod placed on the total disturbed area with seven (7) days of final grading to ensure proper stabilization of the disturbed soils.
- ❖ Other additional measures may be required during construction depending on site conditions, such as construction entrance, check dams, diversion dikes, sediment traps, and culvert inlet and outlet protection to ensure protection of sensitive areas and waterways.
- ❖ Lot shall be final graded in accordance with the specifications on the approved plan.

Through the transfer of ownership and accepting occupancy at this time, prior to the final establishment of permanent vegetative cover, I also agree to accept the responsibility of meeting the requirements of the approved plan, as described in the Virginia Erosion and Sediment Control State Law, Section VESCL 10.1-563 (A), and the Virginia Erosion and Sediment Control Regulations, VESCR 4VAC50-30-70 (B) and (C).

Additionally, I understand that if the aforementioned state and local erosion and sediment control requirements are not followed on the subject property, I shall be deemed in violation of State Erosion and Sediment Control

Law and will be required to submit proof of Virginia Responsible Land Disturber Certification for any land-disturbing projects as described in VESCL 10.1-561.

*Owner to Complete and Sign: Please return to the Department of Public Works at the above address.*

Property Owner Signature: \_\_\_\_\_

Printed Property Owner Name: \_\_\_\_\_

Date: \_\_\_\_\_ Daytime Telephone Number: \_\_\_\_\_

Property Street Address: \_\_\_\_\_

City: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Property Tax Map Identification Number: \_\_\_\_\_