



## SEDIMENT CONTROL ORDINANCE AMENDMENT

(Ord. of 7-20-2000; Ord. of 2-21-2002; Ord. of 7-25-2002; Ord. of 2-17-2004; Ord. of 6-15-2004; Ord. No. 004-03, § 1301, 6-26-2007)

**Amended July 21, 2016**

Sec. 10-503. - Inspections and investigations.

- (a) The planning director, erosion control officer, agents, officials, or other qualified persons authorized by the county will periodically inspect land disturbing activities to ensure compliance with the Act, this article, or rules or orders adopted or issued pursuant to this article, and to determine whether the measures required in the plan are effective in controlling erosion and sediment resulting from land disturbing activity. Notice of the right to inspect shall be included in the certificate of approval of each erosion control plan.
- (b) An initial erosion control permit site inspection is required, must be scheduled by the permit holder and approved, prior to scheduling the first building inspection.
- (c) No person shall willfully resist, delay, or obstruct an authorized representative, employee, or agent of the county while that person is inspecting or attempting to inspect a land disturbing activity under this section.
- (d) If it is determined that a person engaged in land disturbing activity has failed to comply with the Act, this article, or rules or orders adopted or issued pursuant to this article, a notice of violation shall be served upon that person. The notice may be served by any means authorized under G.S. 1A-1, Rule 4. The notice shall specify a date, by which the person must comply with the Act, or this article, or rules or orders adopted pursuant to this article, and inform the person of the actions that need to be taken to comply with the Act, this article, or rules or orders adopted pursuant to this article. However, no time period for compliance need be given for failure to submit an erosion control plan for approval or for obstructing, hampering or interfering with an authorized representative while in the process of carrying out his official duties. Any person who fails to comply

within the time specified is subject to the civil and criminal penalties provided in this article.

- (e) The county shall have the power to conduct such investigation as it may reasonably deem necessary to carry out its duties as prescribed in this article, and for this purpose to enter at reasonable times upon any property, public or private, for the purpose of investigating and inspecting the sites of any land disturbing activity.
- (f) The county shall also have the power to require written statements, or the filing of reports under oath, with respect to pertinent questions relating to land disturbing activity.

(Ord. of 7-20-2000; Ord. of 2-21-2002; Ord. of 7-25-2002; Ord. of 2-17-2004; Ord. of 6-15-2004; Ord. No. 004-03, § 1301, 6-26-2007)

This ordinance amendment is hereby ADOPTED and shall become effective and be in full force the 21<sup>st</sup> day of July, 2016.

---

BRIAN THOMAS MCMAHAN, CHAIRMAN  
Jackson County Board of Commissioners

Attest:

---

ANGELA M. WINCHESTER, CLERK TO BOARD