



JACKSON COUNTY PERMITTING & CODE ENFORCEMENT

Land Disturbance: One-Half (1/2) or more Acres

Financial Responsibility/Ownership Form

Sylva Office: 401 Grindstaff Cove Rd, Suite 145, Phone: 828-586-7560 / Fax: 828-586-7563

Cashiers Office: 357 Frank Allen Road, Phone: 828-745-6850 / Fax: 828-745-6867

No person may initiate a land-disturbing activity on one or more acres as covered by the Act before this form and an acceptable erosion and sedimentation control plan has been completed and approved by the Jackson County Erosion Control Officer. If work is started without an approved permit, your permit fee will be doubled.

- Please type or print, and if any question is not applicable, place N/A in the blank.
- Submit three (3) copies of the plan, a narrative, and the appropriate fee; please contact our office for an accurate fee calculation before submitting paperwork. For fee calculation call 828-745-6850 or e-mail tiffanyqualls@jacksonnc.org or jamiebaumgarner@jacksonnc.org.
- A surety bond is required for any disturbance of five (5) acres or more

Part A

1. Project Name: _____
2. **Property PIN Number** _____
3. Location of land-disturbing activity: City or Township _____,
Highway/Street _____
4. Approximate date land-disturbing activity will be commenced _____
5. Purpose of development (residential, commercial, industrial, etc.) _____
6. Total acreage disturbed or uncovered (including off-site borrow and waste areas) _____
7. Amount of fee enclosed \$ _____
8. Has an erosion and sedimentation control plan been filed? No Yes Enclosed
9. Person to contact should sediment control issues arise during land-disturbing activity
Name _____ Telephone _____
E-mail Address _____
10. Landowners(s) of Record (Use blank page to list additional owners)
Name (s) _____
Current Mailing Address _____

Part B

1. Person(s) or firm(s) who are financially responsible for this land-disturbing activity

Name

Mailing Address

Telephone

City State Zip Code

E-Mail Address

2. (a) If the Financially Responsible Party is not a resident of North Carolina, please give name and street address of a North Carolina Agent.

Name

Mailing Address

Telephone

City State Zip Code

E-Mail Address

(b) If the Financial Responsible Party is a Partnership or other person engaging in business under an assumed name, attach a copy of the certificate of assumed name. If the Financial Responsible Party is a Corporation, give name and street address of the Registered Agent.

Name of Registered Agent

Mailing Address

Telephone

City State Zip Code

E-Mail Address

The above information is true and correct to the best of my knowledge and belief and was provided by me under oath. **(This form must be signed by financially responsible person if an individual or his attorney-in-fact or if not an individual by an officer, director, partner, or registered agent with authority to execute instruments for the financially responsible person).** I agree to provide corrected information should there be any changes in the information provided herein.

Type or Print Name

Title or Authority

Signature

Date

I, _____, a Notary Public of the County of _____,
State of North Carolina, hereby certify that _____ appeared
personally before me this day and being duly sworn acknowledged that the above form was executed by Him/Her.

Witness my hand and notarial seal, this ____ day of _____, 20 ____.

Seal

Notary

My Commission Expires _____



JACKSON COUNTY PERMITTING & CODE ENFORCEMENT

Request for Surety Bond to Disturb Land

Only Required for Five or More Acres of Land Disturbance

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Per the requirements of the Jackson County Code of Ordinances (Chapter 10, Environment, Article VI, *Jackson County Sediment Control Ordinance*, Division 5, Section 10-310), Jackson County hereby asks for the issuance if a surety bond to be held by the County for the following project:

Project Name: _____

Property Identification Number: _____

Land Owner(s) of Record: _____

Financially Responsible Person: _____

Project or Site Location: _____ Highway/Street: _____

The reason for this bond request is as follows: As per Section 10-310 (3) of the ordinance, “Forfeited surety shall be used to establish erosion control structures or ground cover in accordance with an approved sediment control plan.”

Conditions of default for the right of redemption: As per Section 10-310 (1) of the ordinance, “Land-disturbing activities not in compliance with this ordinance or an approved sediment control plan for 90 working days after notice of violation is received through registered mail or certified mail or other means detailing specific items of violation, shall be subject to forfeiture of all applicable surety.”

Please be advised that, as per the ordinance, “Such surety shall be valid until the land-disturbing activity is completed in accordance with the approved sediment control plan and released by the Administrator...” As a matter of standard operating procedure in Jackson County’s Erosion Control Program, it has been determined by the Commissioners that the land-disturbing permit for any site required to have a surety bond will only be in effect for the same amount of time that the bond is in force. If the bond lapses before the County closes out the site, the land-disturbing permit will be revoked immediately.

If the bond applicant (which will likely be the person financially responsible for the project or the land owner of record) allows the bond to prematurely expire (before the permitted area is closed out by the County), applicable violations on the area being disturbed will be cited and a new application for a permit to disturb land will be called for by the County. Please be advised this means civil penalties may be assessed, and all application fees will again have to be paid at current applicable rates.

An application to disturb _____ acres of land in Jackson County has been submitted by _____. At the rate of \$ _____ per acre disturbed, the total surety bond amount requested will now be stated as \$ _____. The original bond will be held by “Jackson County”, and should be sent to the above stated address.

By: _____ for Jackson County on _____