Checklist for the Review of Ordinances

Ordinances submitted with this checklist are presumed ready to come before the Sedimentation Control Commission for approval with the exception of local adoption. Your ordinance is recommended to be based on the Commission-approved Model Ordinance, which incorporates all elements considered to be compliant with the Sedimentation Pollution Control Act (SPCA). Per NC General Statute 113A-60(a), *an ordinance adopted by a local government shall at least meet and may exceed the minimum requirements of the SPCA and the rules adopted pursuant to the SPCA.* Changes to order, format, and section numbers are examples of exceptions. Any language that does not apply to your jurisdiction may be omitted.

Date local ordinance was last revised ______

Did revisions come before the Sedimentation Control Commission for approval?

Yes ☐  No ☐  N/A ☐

If “No” or “N/A” please address why ______

High Quality Waters present within your jurisdiction?  Yes ☐  No ☐

Trout Waters present within your jurisdiction?  Yes ☐  No ☐

Jurisdiction includes the Falls Lake Watershed?  Yes ☐  No ☐

The following elements should be addressed within the local ordinance. Section numbers from the Model Ordinance are listed beside the elements. Please list the corresponding section number from your local ordinance and, if applicable, why this element was not addressed. Any changes from the language provided in the Model Ordinance should be listed in the appropriate section along with the corresponding sub-part number or letter. Alternatively, a Word document with the changes shown as tracked may be submitted; the reasoning for any omissions should be provided as comments within the Word document.

Program Elements

- Purpose [SECTION 2]

  LDO/UDO Section # _____  Omitted ☐

  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

  _____

  Reason for omission, if checked _____
- Definitions [SECTION 3]
  
  LDO/UDO Section # _____ Omitted [ ]

  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

  _____

  Reason for omission, if checked _____

- Scope & Exclusions [SECTION 4]

  LDO/UDO Section # _____ Omitted [ ]

  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

  _____

  Reason for omission, if checked _____

- Mandatory Standards for Land-Disturbing Activities [SECTION 5]

  LDO/UDO Section # _____ Omitted [ ]

  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

  _____

  Reason for omission, if checked _____

- Erosion & Sediment Control Plans [SECTION 6]

  LDO/UDO Section # _____ Omitted [ ]

  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

  _____

  Reason for omission, if checked _____
o Basic Control Objectives [SECTION 7]

LDO/UDO Section # _____ Omitted □

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____

Reason for omission, if checked _____

o Design & Performance Standards [SECTION 8]

LDO/UDO Section # _____ Omitted □

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____

Reason for omission, if checked _____

o Storm Water Outlet Protection [SECTION 9]

LDO/UDO Section # _____ Omitted □

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____

Reason for omission, if checked _____

o Borrow & Waste Areas [SECTION 10]

LDO/UDO Section # _____ Omitted □

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____

Reason for omission, if checked _____

Effective Date
o Access & Haul Roads [SECTION 11]

LDO/UDO Section # _____ Omitted ☐

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

_____  

Reason for omission, if checked _____  

o Operations in Lakes or Natural Watercourses [SECTION 12]

LDO/UDO Section # _____ Omitted ☐

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

_____  

Reason for omission, if checked _____  

Responsibility for Maintenance [SECTION 13]

LDO/UDO Section # _____ Omitted ☐

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

_____  

Reason for omission, if checked _____  

Additional Measures [SECTION 14]

LDO/UDO Section # _____ Omitted ☐

List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

_____  

Reason for omission, if checked _____  

Effective Date
- Existing Uncovered Areas [SECTION 15]
  
  LDO/UDO Section # _____ Omitted [ ]
  
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  
  Reason for omission, if checked _____

- Fees [SECTION 16]
  
  LDO/UDO Section # _____ Omitted [ ]
  
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  
  Reason for omission, if checked _____

- Plan Appeals [SECTION 17]
  
  LDO/UDO Section # _____ Omitted [ ]
  
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  
  Reason for omission, if checked _____

- Inspections & Investigations [SECTION 18]
  
  LDO/UDO Section # _____ Omitted [ ]
  
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  
  Reason for omission, if checked _____
- Penalties [SECTION 19]
  LDO/UDO Section # ______ Omitted □
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  Reason for omission, if checked _____

- Injunctive Relief [SECTION 20]
  LDO/UDO Section # ______ Omitted □
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  Reason for omission, if checked _____

- Restoration After Non-Compliance [SECTION 21]
  LDO/UDO Section # ______ Omitted □
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  Reason for omission, if checked _____

- Severability [SECTION 22]
  LDO/UDO Section # ______ Omitted □
  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc. _____
  Reason for omission, if checked _____
- Effective Date [SECTION 23]

  LDO/UDO Section # _____ Omitted □

  List any changes below to sub-parts from the Model Ordinance for (a) or (3) or (ii), etc.

  _____

  Reason for omission, if checked _____