

Permit #: _____

**BRAZORIA COUNTY
FILL/GRADING PERMIT APPLICATION**

Property Owner Contact information

Owner of Property: _____
Mailing Address: _____ City, State: _____ Zip: _____
Phone: _____ Mobile: _____ Email: _____

Lessee (If Applicable) Contact Information

Name: _____
Mailing Address: _____ City, State: _____ Zip: _____
Phone: _____ Mobile: _____ Email: _____

Contractor/Developer/Individual Performing Work Contact information

Contractor or Owner: _____ Business License No. _____
Mailing Address: _____ City, State: _____ Zip: _____
Phone: _____ Mobile: _____ Email: _____

Project Information

Project Name (If Applicable): _____
Legal Description of Property Where the Material Will Be Placed or Excavated From:
Subdivision: _____
Lot: _____ Block: _____ Abstract: _____
Physical Address of the Property: _____
Project Type: Residential Commercial/Industrial Recreation/Open Space

Nature of Earth Moving (check as appropriate)

- Filling (Earth Delivered to Site)
- Excavation (Earth removed from site)

Reason for Earth Moving Project (check as appropriate)

- Elevate Property (No Current Construction)
- Elevate Property (Residential Construction) If in Floodplain an Elevation Certificate is Required. Depth of Fill Material _____
- Elevate Property (Commercial/Business Construction)
- Regrade Property (Improve Drainage, No Significant Elevation Change)
- Excavation (Establish Drainage Swales or Remove Obstruction of Flow)
- Excavation (Establish Onsite Detention Facility)

Source of Regrading Soil

- Excavation Material from Onsite Detention/Drainage Swales
Volume of Excavation = _____ cubic yards
- Volume of Fill Material from On Site Detention/Drainage Swales = _____ cubic yards
- Volume of Fill Material from Contractor Working on Another Project = _____ cubic yards
Identify Project: _____
Contractor: _____
Entity Releasing Fill: _____
- Volume of Fill Material Purchased from Supplier = _____ cubic yards
(Fill Material Must Be Placed No Closer than Ten (10) feet from the Edge of the Property Lines)

Destination of Excess Dirt to be Hauled off the Site

- Owner of Property: _____
- Mailing Address: _____ City, State: _____ Zip: _____
- Phone: _____ Mobile: _____ Email: _____
- Excess Dirt Volume to be Hauled = _____ cubic yards
- Address of Dirt Dump Site: _____ City, State, Zip: _____
- Approved Fill/Grading Permit for the Dirt Dump Site
- LONO from Local Agency for the Dirt Dump Site

Duration of Time to Perform Work: _____
(All Material Shall be Spread within 6 Months of the Date of Permit Approval)

Provide one copy of Tract of Land Site Plan with dimensions & proposed grading area/fill area indicating how subject property will drain into the nearest right of way or public drainage system without crossing nor adversely impacting neighboring properties.

PROVIDE FROM THE LOCAL DRAINAGE DISTRICT A LETTER OF APPROVAL OR AN APPROVED DRAINAGE PLAN FOR FILL TO BE PLACED IN A FLOODPLAIN. Drainage District may require a hydraulics analysis (drainage plan) certified by a registered professional engineer and approved by them.

Permit Application Fee:

Non Commercial: \$50.00. If located in a Flood Zone, a Field Inspection fee of \$30.00 is also Required.

Commercial: \$200.00. If located in a Flood Zone, a Field Inspection fee of \$100.00 is also Required.

Acknowledgement Certificate

I hereby certify that I am the Owner or Owner’s authorized agent and the information on this application is true and correct. I understand that I shall not start this project until this application is approved.

I hereby acknowledge that I will not place more fill material on the listed site than stated in this permit. I hereby acknowledge that I will not haul or remove excess dirt off-site to a different location than the address stated in this permit. I further agree and acknowledge that I may be held responsible and subject to liability in the event a subcontractor hauls or removes excess dirt off-site to a different location than the address stated in this permit.

In the event of a violation, I understand and acknowledge that Brazoria County has the authority to pursue legal remedies, such as, but not limited to, fines, stop-work orders, removal of any fill over the amount stated in this permit (at my expense), and/or removal of excess dirt to the address stated in this permit (at my expense).

Applicant

Signature: _____

Print Name: _____

Title: _____

Phone #: _____

Mailing Address: _____

STATE OF _____

COUNTY OF _____

Before me, the undersigned authority on this day personally appeared _____, known to me or proved to me through proper documentation to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he/she executed the same for the purposes and consideration therein expressed.

Given under my hand and seal of office this _____ day of _____, _____,

Notary Public in and for the State of _____

My Commission Expires: _____

Do Not Write Below This Line

Flood Zone _____ FEMA Panel _____ Panel Date _____ Census Tract _____

Base Flood Elevation Required (If Any) _____ Drainage District _____

Permit Fee Cost: \$ _____ Inspection Fee Cost: \$ _____ Total: \$ _____

Receipt No: _____ Check No: _____

Copy of Permit Emailed to Drainage District Office Date: _____

AMENDMENTS TO THE FEMA
BUILDING REGULATIONS
Adopted May 24, 2005
And Amended October 24, 2006

ARTICLE 5, SECTION B, NO. 8

FILL MATERIAL

- a. No permit is required if the fill material to be placed is no more than 20 loads (250 cubic yards) of dirt per acre of land and the land is not within the floodplain. **Each acre may not contain more than 20 loads of dirt.** Property owner is required to **equally disburse and spread the fill material** to insure no more than 20 loads of fill being placed on each acre.
- b. If more than 20 loads (250 cubic yards) of fill material is to be placed per acre of land, a permit must be obtained from the Floodplain Administrator and the property owner will be required to provide a hydraulic analysis (drainage plan) certified by a registered professional engineer and approved by the appropriate drainage district.
- c. The property owner must be able to provide to the County information relating to the location from which the dirt came, if it was from a governmental project, and who hauled/delivered the fill material.
- d. Fill material must be placed **no closer than ten (10) feet from the edge of the property line.**
- e. If the fill is placed on a piece of property in which the natural flow of water is conveyed on the proposed fill site, then the property owner is required to mitigate for the altered flow. Natural flow could be by sheet flow, swale, ditch, slough or other natural or man-made means of conveyance of water. Mitigation could include ditches, swales, detention/retention ponds and any other means of conveyance/detention/retention.
- f. **All fill material must be spread evenly and as per permit representations within 6 months** of the permit issuance date. If the fill material is not spread within this time period, the property owner may be requested to remove the material.
- g. Any reduction in floodplain storage or conveyance capacity must be offset with hydraulically equivalent (one-to-one) volume of mitigation sufficient to offset the reduction. The reduction may result from development or the placement of fill within the 1% floodplain or 100-year floodplain. Such mitigation shall be within the same watershed and shall be provided on the same property or within the same hydrologic sub-watershed. Mitigation at an alternate site requires approval of the County Engineer. A full hydrological and hydraulic analysis must be submitted to support a request for mitigation outside the boundaries of the property being developed.

ARTICLE 2 DEFINITIONS

TOPOGRAPHY - means the description of the three-dimensional shape of the land surface based upon elevation contours. For purposes of determining if a development permit is required, an alteration of topography is considered to occur if fill placement is applied greater than 20 loads (300 cubic yards) or grading changes result in the modification to existing drainage and/or the increase in any elevation by six (6) inches or more. Determinations and clarifications to be provided by the County Floodplain Administrator.