

Transfer of Soil Erosion and Sedimentation Control Plan Form

Project Information

Project Name: _____

Project Address: _____

Project Permit Number (Current): _____

Is project started: Yes No

If yes, is the project under Notice of Violation (NOV) - Yes No

Is this project a Subdivision? Yes No

If yes, Residential

Is the project complete with exception of individual single family lots within the project?

Yes No N/A

Current Owner Information

Current Owner of Project: _____

Registered Agent/Attorney in fact - if Corporation or Limited Liability Corporation:

Registered Agent/Attorney Address: _____

Registered Agent/Attorney City, State, and Zip: _____

Registered Agent/Attorney Telephone Number: _____

Current Owner Address: _____

Current Owner City, State, and Zip: _____

Current Owner Telephone Number: _____

Proposed Owner Information

Proposed Owner of Project: _____

Registered Agent/Attorney in fact:

Registered Agent/Attorney Address: _____

Registered Agent/Attorney City, State, and Zip: _____

Registered Agent/Attorney Telephone Number: _____

Proposed Owner Address: _____

Proposed Owner City, State, and Zip: _____

Proposed Owner Telephone Number: _____



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A. Transfer Eligibility:

1. A transfer may take place if **ALL** of the following conditions are met:
- a. The successor owner of the property submits to the Department a written request for the transfer of the plan and an authorized statement of financial responsibility and ownership.
- b. The Department finds that **ALL** of the following:
1. The plan holder is **ONE** of the following:
- I. A natural person who is deceased.
- II. A partnership, limited liability corporation, or any other business association that has been dissolved.
- III. A person who has been lawfully and finally divested of title to the property on which the permit activity is occurring or will occur.
- IV. A person who has sold the property on which the permitted activity is occurring or will occur.
2. The successor owner holds title to the property on which the permit activity is occurring or will occur.
3. The successor-owner is the sole claimant of the right to engage in the permitted activity.
4. There will be no substantial change in the permit activity.
2. The plan holder shall comply with all terms and conditions of the plan until such time as the plan is transferred.
3. The successor-owner shall comply with all terms and conditions of the plan once the plan has been transferred.
4. Notwithstanding changes to law made after the original issuance of the plan, the Department may not impose new or different terms and conditions in the plan without the prior express written consent of the successor-owner. Nothing in this subsection shall prevent the Department from requiring a revised plan pursuant to G.S. 113A-54.1(b) (see below).

G.S. 113A-54.1(b) states "If, following commencement of a land-disturbing activity pursuant to an approved erosion and sedimentation control plan, the Commission determines that the plan is inadequate to meet the requirements of this Article, the Commission may require any revision of the plan that is necessary to comply with this Article. Failure to approve, approve with modifications, or disapprove a revised erosion and sedimentation control plan within 15 days of receipt shall be deemed approval of the plan."

B. Responsibilities performed:

1. The Landowner, the financial responsible party, or the landowner's or the financially responsible party's agent has performed an inspection of the area covered by the plan after each phase of the plan has been completed? Yes No
2. The Landowner, the financial responsible party, or the landowner's or the financially responsible party's agent has placed and established temporary ground cover in accordance with G.S. 113A-57(2)? Yes No

The person who performs the inspection shall maintain and make available a record of the inspection at the site of the land-disturbing activity. The record shall set out any significant deviation from the approved erosion control plan, identify any measures that may be required to correct the deviation, and document the completion of those measures. The record shall be maintained until permanent ground cover has been established as required by the approved erosion and sedimentation control plan. The inspections required by this subsection shall be in addition to inspections required by G.S. 113A-61.1



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C. For Land disturbance activities on a Single-Family Residential lot (eligibility):

Original SESC Plan included the land disturbance to bring individual residential lots to grade
DEMLR Monitoring Form Rev 07012020 for Self-Inspection & Monitoring Form –
Homebuilding Required for each single family individual lot within development.

Form can be downloaded at [this link](#).

New construction with land disturbance of less than one acre
Builder or developer is the owner of the lot being developed

lot transfers to the new owner upon the builder's or developer's conveyance of the lot to the
new owner

recorded the deed in the office of the register of deeds
notified this office

D. Forms Required to be submitted with this application:

Financial Responsibility Ownership Form (FRO) (See attached)

Written request to transfer the plan from the successor-owner of the property.

E. Signatures:

Registered Agent/Attorney in fact: _____

Proposed Owner: _____

Current Registered Agent/Attorney in fact: _____

Current Owner: _____

F. Date of Application:

Date of Application: _____

