

*26 Attachment 26*

Borough of Elizabethtown

**APPENDIX NO. 26**

**STORMWATER MANAGEMENT EXEMPTION CRITERIA**

Existing Developed Properties:

Lands improved with existing structures as of the date of adoption of this Part 7 (date) may be exempted for an additional 1,000 square feet of impervious surface in all zoning districts, provided that the total impervious surfaces does not exceed 10,000 square feet in the aggregate, and flows from the site after development leave the site in the same manner as the predevelopment condition, and there are no adverse effects to the adjacent property(ies).

Forestry Operation Exemptions:

Forestry operations, as defined in §712 of Part 7 of this chapter, are exempt, provided that a timber harvesting plan is submitted and approved by the Lancaster County Conservation District. Clear-cutting for later land development purposes does not qualify for this exemption.

Maintenance of Utility Lines:

Linear land disturbance involving the maintenance and/or replacement of underground utility lines is exempt from the requirements of this Part 7 with regard to obtaining a minor or major land disturbance permit. Such linear land disturbance shall be exempt, provided that the actual disturbance is limited only to the trenching required for the maintenance and/or replacement of such linear utility line. The Enforcement Officer shall determine through field visits if the work involved meets the linear land disturbance exemption criteria. All such linear construction/maintenance shall satisfy the requirements of the Lancaster County Conservation District as well as any other permits required by any other governing agency as stated in §710 of this Part 7. Evidence of such permits and/or approved plans shall be available at the job site at all times at the request of the Enforcement Officer. All runoff flowing from the linear land disturbance area after restoration/stabilization shall leave the area in the same manner as the predevelopment condition and there are no adverse effects to the adjacent property(ies).

This linear exemption does not include situations where such disturbance is part and parcel with any use requiring a minor or major land disturbance activity permit.