

**ORDINANCE NO. 1721**

AN ORDINANCE OF THE BOARD OF SUPERVISORS OF THE COUNTY OF AMADOR, STATE OF CALIFORNIA, AMENDING SECTION 15.04.060 PERTAINING TO GRADING EXEMPTIONS

The Board of Supervisors of the County of Amador ordains as follows:

SECTION 1. Section 15.04.060 of the Amador County Code is repealed in its entirety and the following revised chapter 15.04.060 is adopted and substituted in its place:

15.04.060       **Grading exemptions.** California Building Code Appendix J (Grading), Section J103.2, Exemptions, shall be modified by adding the following after item 7:

8. Upon submission of an executed Grading Acknowledgement Form and payment of the required fee, a land owner may perform the exempt grading activities as provided in this section.

a. Exempt grading shall conform to the following requirements:

- i. All Excavations of less than 50 cubic yards shall not require permit or notification of Amador County.
- ii. Excavation and or placement of material shall not exceed 500 cubic yards. Larger grading projects may not be split or separated into smaller projects for the purpose of exempting an otherwise non-exempt grading project;
- iii. Exempt grading activities may begin only after April 15 and shall be completed prior to October 15; activities may continue as exempt beyond October 15<sup>th</sup> if proof and verification that a Notice of Intent has been filed with the Regional Water Quality Control Board; or, a grading permit has been obtained with the filing of the requisite Erosion Control Plan;
- iv. No structure that requires a building permit may be located on any area graded pursuant to this section;
- v. Cut and fill slopes shall not exceed 2:1(Horizontal : Vertical);
- vi. Cut and fill depths shall not exceed 4 feet in depth as measured between a point on the original grade and the same point measured in the final graded condition;
- vii. Grading shall not disturb or redirect any existing drainage patterns;
- viii. Disturbance of more than 1 acre shall require a Notice of Intent to be filed with the Regional Water Quality Control Board;
- ix. Top of cuts or toe of fills shall be at least 4 feet from all property lines and beyond drainage;
- x. Grading of driveways or access roads shall comply with the provisions of Chapter 15.30, and Owner shall certify that any driveway or access road will be constructed in compliance with Chapter 15.30. In the event a deviation from the

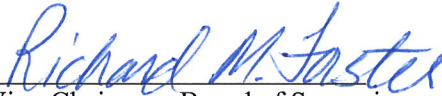
provisions of Chapter 15.30 will be necessary, a deviation request, pursuant to Section 15.30.170, shall be filed and approved prior to any grading;

- xi. All fills shall be compacted to 90% relative compaction;
  - xii. Materials such as wood debris, roots, stumps and other deleterious and unsuitable material shall not be buried within the fill; and
  - xiii. Erosion control measures shall be in place in disturbed areas prior to October 15.
- b. Violations. In the event that 1) any otherwise exempt grading is conducted without prior payment of the applicable fee and submission of a properly executed Grading Acknowledgement form, or 2) any grading performed pursuant to this Section fails to comply with the provisions set forth above, such grading shall not be exempt and the Owner shall be required to obtain a grading permit, meeting all standards and paying all fees then in effect.
- c. Fees. A fee to cover the cost of administration of this section shall be adopted by resolution of the board of supervisors.

SECTION 2. This ordinance or a summary thereof shall be published within fifteen days after the date hereof in a newspaper of general circulation printed and published in the County of Amador, State of California, and shall become effective thirty days after the date hereof.

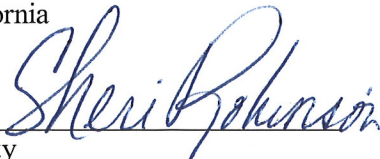
The foregoing ordinance was duly passed and adopted by the Board of Supervisors of the County of Amador at a regular meeting thereof, held on the 10<sup>th</sup> day of April 2012, by the following vote:

AYES: Richard M. Forster, Theodore F. Novelli, John Plasse and Brian Oneto  
NOES: None  
ABSENT: Louis D. Boitano

  
Vice-Chairman, Board of Supervisors

ATTEST:

JENNIFER BURNS, Clerk of the  
Board of Supervisors, Amador County,  
California

  
Deputy