

7.6

LANDFILLS AND LAND EXCAVATIONS - SPECIAL REQUIREMENTS

7.6.2

PERMIT REQUIRED - EXCEPTIONS

7.6.2.1

No person shall commence or perform any grading or excavation, including those in gravel pits and rock quarries, in excess of the limits specified below without first obtaining a conditional use permit for such grading or excavation.

7.6.2.2

In this section, all references to conditional use permit shall mean a conditional use permit for grading or excavation. (See also Chapter 70 of the Uniform Building Code)

7.6.2.3

A conditional use permit shall be required in all cases where development comes under any one or more of the following provisions unless such work is otherwise exempted elsewhere in this chapter:

7.6.2.3.1

Excavation, fill or any combination thereof exceeding 1,000 cubic yards.

7.6.2.3.2

Fill exceeding 5 feet in vertical depth at its deepest point measured from the adjacent undisturbed ground surface.

7.6.2.3.3

An excavation exceeding 5 feet in vertical depth at its deepest point.

7.6.2.3.4

An excavation, fill or combination thereof exceeding an area of 1 acre.

7.6.2.3.5

Vegetation removal from an area in excess of 1 acre.

7.6.2.4

A conditional use permit shall not be required in the following cases:

7.6.2.4.1

Excavations below finished grade for which a building permit is required and has been issued by the County, including, but not limited to, the following:

7.6.2.4.1.1

septic tanks and drain-fields,

7.6.2.4.1.2

tanks,

7.6.2.4.1.3

vaults,

7.6.2.4.1.4

tunnels,

7.6.2.4.1.5

equipment basements,

7.6.2.4.1.6

swimming pools,

7.6.2.4.1.7

cellars, or

7.6.2.4.1.8

footings for buildings or structures.

7.6.2.4.2

Excavation or removal of vegetation within property owned by public utility companies or within public utility easements by public utility companies.

7.6.2.4.3

Removal of vegetation as a part of the work authorized by an approved building permit.

7.6.2.4.4

Tilling of soil or cutting of vegetation for agricultural or fire protection purposes.

7.6.2.4.5

Commercial quarries operating with valid conditional use permits and/or in appropriate industrial zones as provided for in this Code.

7.6.2.4.6

Engineered interior fills or surcharge on the property with respect to industrial development.

7.6.2.4.7

Items not covered by this Chapter which are exempted from required permits by this Code and the building code of the County.

7.6.2.4.8

Grading and/or excavation done pursuant to an approved final subdivision plan.