



GENERAL REQUIREMENTS

1. Complete an application for an earthwork permit for any grading activity, hauling or depositing of material, or ground/soil disturbance in excess of 50 cubic yards (approximately five (5) truckloads) and less than 1,000 cubic yards, or any amount of material that may change the natural or present neighborhood drainage patterns within the City of Chanhassen. Applications should be submitted to the City of Chanhassen and an application fee of \$50.00 at least two (2) weeks prior to the commencement of grading/earthwork.
2. Any grading activity in excess of 1,000 cubic yards requires an Interim Use Permit and City Council approval (a minimum of 60 days for processing). Interim Use Permits can be applied for through the city's Planning Department.
3. A cash escrow or letter of credit will be collected at the time of permit issuance and will be fully refunded upon grading completion and acceptable restoration/re-vegetation of all disturbed areas. The escrow is required as security to ensure restoration and proper erosion control measures are maintained. The escrow amount is calculated by multiplying the area disturbed in acres by \$7,500.00.
4. The applicant is responsible for obtaining all applicable permits from all regulatory agencies in association with the work proposed with this Grading Permit. A copy of all required permits from the appropriate regulatory agencies shall be provided to the city, which shall include but is not limited to, the Minnesota Pollution Control Agency, the jurisdictional Watershed District or Watershed Management Organization, Department of Natural Resources, Carver County or Hennepin County, etc.
5. The property shall be graded in accordance with the submitted plans. The plans shall be attached to this permit. If the plans vary from the written terms of this permit, the written terms shall control. The city may require plans drafted by a Professional Engineer registered in the State of Minnesota and/or by a Professional Licensed Surveyor.
6. Earthwork permits shall be renewed annually and must meet the requirements of Sec. 7-38. The purpose of the annual permit is to monitor compliance with the conditions of approval. The City Engineer, after consultation with appropriate city staff, may issue renewal permits upon satisfactory proof of compliance with the issued permit and this article.
 - A. If the City Engineer grants an extension, it may be conditioned upon updating the security posted by the applicant to reflect cost increases and the extended completion date.
 - B. If the City Engineer denies a renewal permit, the applicant may appeal the decision to the City Council by filing a notice of appeal with the City Clerk within ten days after the City Engineer denies the permit.
7. The city may impose additional erosion control requirements as needed to retain sediment on site and prevent adverse impacts to downstream properties and water resources. All areas disturbed by the grading operation shall be restored immediately after the completion of the work in that area.
8. The parties recognize that time is of the essence in controlling erosion and sediment. If the applicant does not comply with the erosion control plan and schedule or supplementary instruction received from the city, the city may take such action as it deems appropriate to control erosion and sediment at the owner's expense. The city will endeavor to notify the applicant in advance of any proposed action, but failure of the city to do so will not affect the applicant's and city's rights or obligations hereunder. If the Applicant does not reimburse

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the city for any cost the city incurred for such work within thirty (30) days, the city may charge these costs back to the property being worked on.

9. The applicant shall daily clean dirt and debris from streets or any nearby properties that has resulted from construction work by the applicant, its agents, or assigns.
10. Except as otherwise specified herein, the applicant shall pay all costs incurred by it or the city in conjunction with the grading and erosion control, including but not limited to inspection expenses incurred in connection with approval and acceptance of the permit.
11. The applicant shall hold the city and its officers and employees harmless from claims made by itself and third parties for damages sustained or costs incurred resulting from permit approval and work done in conjunction with it. The applicant shall indemnify the city and its officers and employees for all costs, damages, or expenses which the city may pay or incur in consequence of such claims, including attorney's fees.
12. The applicant shall reimburse the city for costs incurred in the enforcement of this permit, including engineering and attorney's fees.
13. The applicant shall pay in full all bills submitted to it by the city for obligations incurred under this permit within thirty (30) days after receipt. If the bills are not paid on time, the city may halt all work and construction.
14. In the event of default by the applicant as to any of the work to be performed by it hereunder, the city may, at its option, perform the work, and the applicant shall promptly reimburse the city for any expense incurred by the city, provided the Applicant is first given notice of the work in default, not less than four (4) days in advance. This permit is a license for the city to act, and it shall not be necessary for the city to seek a court order for permission to enter the land. When the city does any such work, the city may, in addition to its other remedies, assess the cost in whole or in part.
15. The applicant must notify the city a minimum of 48 hours prior to construction for the initial erosion and sediment control inspection. This can be done by calling the Engineering Department at 952.227.1160 or e-mailing at engdept@chanhassenmn.gov.

PLAN REQUIREMENTS

Attach a plan showing the following:

1. Present elevations.
2. Proposed elevations.
3. Elevations of neighboring property within 25 feet of excavation.
4. Location of any buildings or structures on the property where the work is to be performed and the location of any buildings or structures on the land of adjacent owners that are within 25 feet of the property or which may be affected by the proposed grading operations.
5. An erosion & sediment control plan in accordance with [Sec. 19-145 of City Ordinance](#).