



DPS

**Montgomery County
Department of Permitting Services**

255 Rockville Pike, 2nd Floor
Rockville, MD 20850-4166
Phone: 311 in Montgomery County or (240)777-0311
<http://www.montgomerycountymd.gov/dps>



STORMWATER MANAGEMENT WAIVER - REPLACEMENT OF DESTROYED HOME

In the case of catastrophic destruction of a house, DPS will agree to waive stormwater management requirements for the construction of a new home on the same residential property, subject to the following conditions:

1. A sediment control permit will be required if the construction involves any amount of land disturbance.
2. The house must be uninhabitable at the time of submission of the sediment control application. Proof of condemnation may be required.
3. The permittee must be the person who was the owner of the house when the destruction occurred.
4. The owner must be constructing the house with the intent to occupy it.
5. The destruction must be unintentional and unplanned.
6. Applicable to single family residences only.
7. The new house does not have to be the same size as the old house, or on the same foundation.
8. In most cases, since stormwater management is not required, a "Small Land Disturbance Agreement" (SLDA) application may be used for the sediment control permit.
9. A stormwater management waiver fee is not required.

I hereby certify that during my ownership my house was irreparably damaged and is currently uninhabitable. I am requesting that I be allowed to rebuild a house on my property without being subject to stormwater management requirements. I understand I am subject to the conditions given above.

Owner Signature

Date

Printed Name

MCDPS Approval

Date

Sediment Control Permit No.