

POND PERMIT APPLICATION

Permit Fee is \$250.00

TOWN OF EDEN BUILDING DEPARTMENT
2795 EAST CHURCH STREET
EDEN, NY 14057

TEL: 716-992-3408
FAX: 716-992-4131
EMAIL: building@edenny.gov



The Following is from The Eden Town Code In Regards to Ponds:

§225 – 35.3: Ponds

(1) **Definitions.** As used herein, the following terms shall have the meanings indicated:

POND - Any man-made body of water (other than a store-bought, pre-fab type of decorative reservoir or basin), with a surface area greater than 100 square feet and/or a depth of more than 18 inches.

(2) **Regulations.**

A. Exemptions. Retention or detention ponds specified, designed and/or approved as part of an approved site plan or subdivision development or otherwise mandated and/or owned by the Town of Eden are exempt from this section.

B. General.

- (1) No pond shall be constructed without a building permit issued pursuant to this article.
- (2) No pond shall be constructed on any property located within the Low-Density Residential (R1), Neighborhood Residential (R2), Mixed-Use (MU-1 or MU-2), or Light Industrial (LI) Zoning Districts nor on a lot with a total area of less than three acres. All ponds shall meet the bulk requirements for residential uses.
- (3) All ponds shall be maintained so as to assure that they do not become offensive to neighboring properties by reason of stagnation, algae, mosquito breeding and similar conditions.
- (4) No pond may adversely interfere with or impede the natural flow of water nor adversely impact any floodplain or wetland area.
- (5) All new ponds shall conform to the requirements of and be approved by the Natural Resources Conservation Service (NRCS) of the United States Department of Agriculture or its successor agency.
- (6) If the NRCS is not available for assistance with the pond design (or at the option of the applicant), the pond shall be designed by a licensed professional engineer. In the event the pond is designed by a licensed professional engineer, the site plan application shall be accompanied by a pond design report meeting the following requirements:
 - (a) Include test pit information from site (soil types, groundwater levels, etc.).
 - (b) Reference NRCS standards.
 - (c) Illustrate how the pond will maintain appropriate water depths.
 - (d) A survey map depicting the pond and test pit locations (follow site plan requirements); illustrate any inflow or outflow piping/ditches and the location of any ditches, swales or watercourses on the site.
 - (e) Detail the pond components (inlet and outlet controls, side slopes, emergency spillways, etc.).
 - (f) Any other information required by the Planning Board

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APPLICATION MUST BE COMPLETELY FILLED OUT (incomplete applications will **NOT** be accepted)

1: APPLICANT/OWNER

NAME _____ PHONE _____
ADDRESS _____ EMAIL _____
TOWN _____ ZIP _____
APPLICANT IS: Owner____ Contractor____ Agent____ Engineer____ Other (specify) _____

2: CONTACT INFO (if same as above list "same") Owner____ Contractor____ Other____

NAME _____ PHONE #1 _____
EMAIL _____ PHONE #2 _____

3: CONTRACTOR INFORMATION

NAME _____ PHONE _____
ADDRESS _____ EMAIL _____
TOWN _____ ZIP CODE _____

4: CONTRACTOR WORK

Are wages being paid for performance of this work? (are you hiring a contractor?) YES____ NO____

IF **YES**, provide proof of General Liability, NYS Worker's Compensation and Disability benefits.

ACCEPTABLE PROOF

- Form DB121.1 NYS Disability
- CEE 200 for NYS Disability & Workers Compensation Exemption
- Form C105.2 or U-26.3 Workers Compensation
- Certificate of General Liability Insurance

IF NOT hiring a contractor or doing the work yourself – A Certified Attestation of Exemption (NYS CE200) is required.

5: PROPOSED PROJECT (check all that apply)

NEW____ ENLARGING____ CONSTRUCTED FISH (KOI) Pond (greater than 100SF) _____
OTHER _____

6: PROJECT DESCRIPTION (basic, use, size and cost of what is being proposed)

POND DEMENSIONS

LENGTH _____ WIDTH _____ DEPTH _____

PRIMARY USE _____

Project *estimated* cost (estimate only - does not affect assessment) \$ _____

7: STARTED WORK

Has any work included in the application been started or completed? YES____ NO____ If **YES**, explain:

8: POND DESIGNED BY:

(see Page 1 of this application for details.)

____ **SOIL CONSERVATION SERVICE (SCS) or successor agency**

____ **NEW YORK STATE LICENSED PROFESSIONAL**

Who prepared project documentation for this project:

NAME _____ PHONE _____

ADDRESS _____ EMAIL _____

TOWN/ZIP _____

License Number _____ R/A____ PE____

9: APPLICATION CERTIFICATION:

In consideration of the permit applied for, the undersigned hereby agrees that he/she will comply with the Code of New York, Town of Eden Code and any other laws which may be applicable that he/she will preserve the establishment of lot lines, disclose all information to the Code Enforcement Officer, and that he/she will not use nor permit to be used the structure by the application until a Certificate of Occupancy (CO) or Certificate of Compliance (C/C) is legally issued.

SIGNATURE _____ **DATE** _____

10: INCLUSIONS:

All documents and information required **MUST** be submitted with this application.

FOR OFFICE USE ONLY – Application to be submitted to the Town of Eden Clerks Office

Permit Fee: \$ 250.00

Additional Fees: \$ _____ **Reason:** _____

Payment must be made by Cash, Check or Credit Card Check made payable to the TOWN OF EDEN

Date Received by Clerk _____ Amount Credited \$ _____ Cash ____ CC____ Check # _____

Application # _____ Amount Due \$ _____ Cash ____ CC____ Check # _____