



Butler Township
290 South Duffy Road
Butler, PA 16001
724/287-7465
Fax: 724/282-2142

GRADING PERMIT APPLICATION

PURPOSE OF GRADING WORK _____

LOCATION OF WORK _____

1. Name of Applicant _____

Address _____

Telephone Number _____

2. Name of Property Owner _____

Address _____

Telephone Number _____

3. Name of Contractor / Company _____

Address _____

Telephone Number _____

Is Worker's Compensation Certificate provided with this Application? Yes _____ No _____

If No is checked, is applicant Exempt? Yes _____ No _____

If Yes is checked, a Notarized statement is required. Please see attached Addendum to Building Permit.

4. Cubic Yards to be Excavated _____

a. Will Excavated Material be Hauled?

Inside Township () OR

Outside Township ()

b. Location _____

5. Cubic Yards to be Filled _____
- a. Will Borrow Material be Hauled?
Inside Township () OR
Outside Township ()
- b. Location _____
6. Estimated Cost of Project _____
7. Estimated Starting Date _____
8. Estimated Completion Date _____
9. Maximum Slope of Grading _____
10. Are Plans and Specifications Submitted? Yes () No ()
11. Name of Professional Engineer, Registered Surveyor or Registered Architect

12. Are there any Underground Utilities? Yes () No ()
13. Is there a Stream Encroachment? Yes () No ()
14. DEP Permit No. _____
15. Is there a Building, Structure or other Improvement, the Construction of which will require a Building Permit pursuant to the provisions of the Building Code, intended to be erected on the Land on which the grading is to be done? Yes () No ()
16. Special Conditions _____

Signature of Applicant

Date of Application

INSTRUCTIONS FOR FILING GRADING PERMIT APPLICATION

Every applicant for a grading permit shall file a written application, plans, specifications and a soil conservation report therefore with the Zoning Officer or her authorized representative in a form prescribed by the Zoning Officer or her authorized representative. The plans and specifications shall accurately portray and describe the site and proposed soil erosion controls. Plans shall be submitted in triplicate, one set of which shall be of a reproducible nature, and shall include:

- (1) The name of the applicant.
- (2) The name of the owner of the land.
- (3) The permission and approval of the owner of the property or the applicant or an agent or tenant.
- (4) Accurate location by lot, block, tract, street address, a location map or other similar information.
- (5) A contour map showing the present contours of the land and the proposed contours after completion of the proposed grading at two-foot intervals where the average slope is 10% or less and at five-foot intervals where the average slope exceeds 10%.
- (6) Cross-sections of the proposed cut or fill on fifty-foot intervals, which show the method of benching, both cut and/or fill; provided, however, that there shall not be less than two cross-sections for each site.
- (7) A plot plan showing the location of the grading boundaries, lot lines, neighboring streets, or ways, buildings, surface and subsurface utilities and waterways, drainage patterns, and sufficient dimensions and other data to show all work.
- (8) A description of the type and classification of the soil from the soil survey, other standard surveys, or from other methods.
- (9) Details and location of any proposed drainage, stormwater management structures and pipes, walls and cribbing.
- (10) Seeding locations and schedules, debris basins, diversion channels.
- (11) The nature of fill material and such other information as the Zoning Officer or her authorized representative may require to carry out the purpose of this chapter.
- (12) The name and seal of the professional engineer who prepared said plans, except that the Zoning Officer or her authorized representative may waive the preparation or approval and signature by the professional engineer, an architect, or a landscape architect, only when it is self-evident that the proposed work is simple, clearly shown on the plans submitted, creates no potential nuisance to the adjacent property or hazardous conditions and does not include the construction of a fill on landslide-prone soils or upon which a structure may be erected.

A soil conservation report shall be required and include existing site description of the topography, drainage, cover and soils; major problems such as soil limitations, erosions and sediment potential and surface runoff changes; and recommendations to minimize soil limitations, erosion and sediment and surface water disposal problems.

Trees and natural ground cover shall be retained wherever possible to minimize the impact of the development on the site and environment.

Provisions of the most current subdivision and land development and the stormwater management ordinances are incorporated herein by reference.

Grading Agreement

THIS AGREEMENT, made and concluded this ____ day of _____
_____ by and between.

The Township of Butler, a first class township with offices at 290 South Duffy Road.
Butler, PA, hereinafter referred to as a "Township."

A
N
D

hereinafter referred to as "Developer"

WITNESSETH

WHEREAS, Developer has submitted a proposed grading plan (hereinafter referred to as 'Plan'), for land described in the Rider attached hereto, to Butler Township for final approval; and

WHEREAS, Township will incur certain costs and expenses in conjunction with the approval of said plan; and,

NOW THEREFORE, in consideration of the promises contained herein and intending to be legally bound it is hereby agreed as follows:

1. Developer shall pay all costs reasonably incurred by Township for engineering and legal fees for the review of the plan, inspection of the plan, approval of the plan and improvements and enforcement of the plan requirements on this Agreement. All fees shall be paid within ten (10) days of the date Township mails the statement for fees and costs.

2. Developer waives, discharges and remises the Township from any claim, demands, suits, actions or causes of action arising from or related in any manner to Township's review and approval of the Plan as submitted by Developer. Provided, however, that the foregoing release relates only to Township's review and approval of the Plan and shall not be construed as a future release of the Township from claims by Developer, such as, for example, Township's arbitrary refusal to approve a municipal improvement and / or amenity which has been completed in accordance with all applicable laws, rules and regulations.

3. This Agreement shall be binding upon the parties hereto their heirs, successors, administrators or assigns and shall be deemed a covenant running with the land.

IN WITNESS WHEREOF we have hereunto set our hands and officials seals this _____
day of _____, _____ .

Attest

Butler Township Secretary

Butler Township

Developer

Witnesses

Commonwealth of Pennsylvania

County of _____

On this, the _____ day of _____, _____ before me the undersigned officer, personally appeared _____

_____ known to me (or satisfactorily proven) to be the person whose name(s) are subscribed to the within instrument, and acknowledged that _____ executed the same for the purposes therein contained.

IN WITNESS THEREOF, I hereunto set my hand and official seal.

Notary Public

Commonwealth of Pennsylvania

County of _____

On this, the _____ day of _____, _____ before me the undersigned officer, personally appeared _____

_____ known to me (or satisfactorily proven) to be the person whose name(s) are subscribed to the within instrument, and acknowledged that _____ executed the same for the purposes therein contained.

IN WITNESS THEREOF, I hereunto set my hand and official seal.

Notary Public

Butler Township Workers' Compensation Information

If the homeowner is the contractor, please complete the following and stop at the dotted line.

I, _____, am the homeowner and am "Exempt from
(Print Name)

Workers' Compensation.

Homeowner's Signature

Date

If the homeowner is not the contractor for the building permit, the contractor in compliance with Act 44 of 1993, hereby submits the following information. Please check one of the following:

A current *Certificate of Insurance* showing proof of Workers' Compensation is attached to this form. The certificate must indicate **Butler Township** as the certificate holder. **Signature required below, but does not need notarized.**

The building permit contractor qualifies as "Exempt from Workers' Compensation". Please indicate the reason for the exemption by shading in one of the following. **Complete the box below and get notarized.**

- Contractor is a Sole Proprietor without employees.
- All of the contractor's employees on the project are exempt on religious grounds under Section 304.2 of the Act. Explain in detail: attach as necessary.

- Contractor is a corporation, and the only employees working on the project have and are qualified as "Executive Employees" under Section 104 of the Act. Explain the status of any/or all workers on the project: attach as necessary.

Name of Contractor / Company: _____

Address: _____

City _____ State _____ Zip Code _____

1. Any subcontractors used on this project will be required to carry their own workers' compensation coverage.
2. The applicant is not permitted to employ any individual to perform work on this project pursuant to the permit in violation of the Act.
3. Violation of the Workers' Compensation Act or the terms of this permit will subject the applicant to a stop-work order and other fines and penalties provided by law.

Contractor Signature: _____ Date: _____

Subscribed and sworn to before me this _____ day of _____, 20____.

Signature of Notary Public

My Commission Expires
