



**TRANSFER OF PERMIT OBLIGATIONS
NOTIFICATION OF EXISTING**

SOIL EROSION AND SEDIMENTATION CONTROL (SESC) PERMIT

Pursuant to Section 9112 of Part 91, SESC, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, this form must be completed by the property transferor, signed by the transferor/and transferee, and submitted to the county or municipal enforcing agency before the property is transferred

Perspective Landowner(s):

Name(s):

Address:

SUBJECT: **SESC Permit No.** Parcel identification No.

Pursuant to Section 9112(1) of Part 91, SESC (Part 91), of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA), please be advised that the parcel being purchased is currently subject to requirements in the above referenced SESC permit issued by the agency name, address, and telephone # for the entire development (identified as "property" throughout this document). A copy of that permit and approved plans are enclosed for your information.

Pursuant to Section 9112(4) of Part 91, of the NREPA, please be advised that when the title of the parcel is transferred into the new owner's name, the new owner(s) assumes responsibility for all permit obligations and conditions, including SESC plan requirements, and for **any violations of the permit** on the transferred parcel that exist on the date the title of the parcel is transferred. Copies of all notices of violations and/or legal actions taken by the Part 91 Agency Name and/or the Michigan Department of Environmental Quality (MDEQ) are enclosed for your information. Also, please be advised that if the earth change or SESC measures authorized by the above-referenced permit are altered or modified, a revised plan may be required to reflect the scope of work being conducted on the parcel being purchased.

Please be further advised that under Section 9112(5) the owner/permittee and the prospective buyer shall sign this notice and the owner/permittee shall submit the signed notice to the Agency Name prior to the property being transferred.

In addition, authorization to discharge storm water from this property has or has not been obtained (**check appropriate box**) pursuant to R 323.2190 under Part 31, Water Resources Protection, of the NREPA (Permit-by-Rule) from the DEQ. If authorization was granted (Authorization No.) for the property, the new owner may have to obtain authorization on the parcel that is being purchased. Landowners with an existing earth change or disturbing one or more acres of soil that have a point source discharge to surface waters of the state are required to obtain National Pollution Discharge System (NPDES) authorization. Landowners with an existing earth change or disturbing one to less than five acres of soil with a point source discharge to the waters of the state have automatic authorization to discharge storm water under Permit-by-Rule. Once this agreement is signed by the owner/permittee and the prospective buyer, the new owner will have automatic authorization under Permit-by-Rule to discharge storm water and is required to meet the Permit-by-Rule requirements. Landowners disturbing five or more acres with a discharge to the surface waters of the state are required to obtain NPDES authorization by submitting a Notice of Coverage (NOC) to the MDEQ.

A COPY OF THIS DOCUMENT MUST BE POSTED ON SITE

Note: NPDES storm water authorization must always be in the landowner's name and is predicated upon having an SESC permit in the landowner's name. However, in this instance, if the total disturbance on the purchased parcel exceeds five or more acres, the new owner must submit an NOC, a copy of this agreement, including the attached SESC permit No. _____, SESC plans, site location map, and the appropriate fee to the MDEQ, Water Resources Division, Permits Section, Constitution Hall, Second Floor North, P.O. Box 30657, Lansing, Michigan 48909-8157.

It is anticipated that the transfer of ownership will occur on _____. Please acknowledge receipt of this notification and concurrence with the above-stated stipulations by having an authorized individual countersign below and returning it to me, the owner/permittee, at the address below by _____. This signed document shall be submitted to the SESC permitting agency **ten (10) business days** prior to the transfer of the property.

Disclaimer: *This transfer form only fulfills the notification requirement regarding SESC permit obligations pursuant to Part 91 and the reauthorization, if appropriate, to discharge storm water from the site. It does not address the notification or permit requirements that may exist for any other federal, state, or local permits that may be associated with this property.*

Owner(s)/Permittee(s):

Name(s):

_____	_____
<i>(Print)</i>	<i>(Signature)</i>
_____	_____
<i>(Print)</i>	<i>(Signature)</i>

Address:

_____	_____
	<i>(date)</i>

Phone:

Perspective Landowner(s)/Permittee(s):

Name(s):

_____	_____
<i>(Print)</i>	<i>(Signature)</i>
_____	_____
<i>(Print)</i>	<i>(Signature)</i>

Address:

_____	_____
(if different from top of form)	<i>(date)</i>

Phone:

Enclosures

This completed form shall be submitted to the County Enforcing Agency or Municipal Enforcing Agency where the SESC Permit was issued prior to property transfer. Agency contact information can be found at: www.michigan.gov/soilerosion under the SESC Info heading.

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