

**EDUCATION AND TRAINING CERTIFICATION PROGRAM  
FACT SHEET - EXEMPTIONS**

<p align="center"><b>EXEMPTIONS O.C.G.A § 12-7-17 EROSION AND SEDIMENTATION ACT</b></p>	<p align="center"><b>APPLICABLE EDUCATION AND TRAINING CERTIFICATION REQUIREMENTS</b></p>
<p>Surface mining, as the same is defined in Code Section 12-4-72.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II) and E&amp;SC inspectors (Level IA) for any surface mining project which disturb one or more acres of land subject to the provisions of the state general permit (e.g., office buildings) must complete the appropriate certification course pursuant to Code Section 12-7-19. Such land-disturbing activities and certification requirements are not regulated by the Local Issuing Authorities.</p>
<p>Granite quarrying and land clearing for such quarrying.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II) and E&amp;SC inspectors (Level IA) for any quarry project which disturb one or more acres of land subject to the provisions of the state general permit (e.g., office buildings) must complete the appropriate certification course pursuant to Code Section 12-7-19. Such land-disturbing activities and certification requirements are not regulated by the Local Issuing Authorities.</p>
<p>Such minor land-disturbing activities as home gardens and individual home landscaping, repairs, maintenance work, fences, and other related activities that may result in minor soil erosion.</p>	<p align="center">Not Applicable</p> <p>Note: Minor land-disturbing activities are not defined in the state general permit; therefore, this exemption is not applicable to land-disturbing activities occurring within a project subject to the provisions of the state general permit.</p>
<p>Single-family residences, when such construction disturbs less than one acre and is not part of a common development with a planned disturbance equal to or greater than one acre; provided, however, that construction of any such residence shall conform to the minimum requirements in Code Section 12-7-6.</p>	<p align="center">Not Applicable</p>
<p>Agricultural operations as defined in Code Section 1-3-3 to include those practices involving the establishment, cultivation, or harvesting of products of the field or orchard; the preparation and planting of pasture land; farm ponds, dairy operations, livestock and poultry management practices; and the construction of farm buildings.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II) and E&amp;SC inspectors (Level IA) for any agricultural project which disturb one or more acres of land subject to the provisions of the state general permit (e.g., poultry houses, barns) must complete the appropriate certification course pursuant to Code Section 12-7-19. Such land-disturbing activities and certification requirements are not regulated by the Local Issuing Authorities.</p>
<p>Forestry land management practices, including harvesting; provided, however, that when such exempt forestry practices result in land-disturbing activities otherwise prohibited in the buffer, as established in Code Section 12-7-6, no other land-disturbing activities, except for normal forest management practices, shall be allowed on the entire property for a period of three years after the completion of such forestry practices.</p>	<p align="center">Not Applicable</p>

<p>Any project carried out under the technical supervision of the Natural Resources Conservation Service of the United States Department of Agriculture.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II) and E&amp;SC inspectors (Level IA) for any NRCS project which disturb one or more acres of land subject to the provisions of the state general permit must complete the appropriate certification course pursuant to Code Section 12-7-19. Such land-disturbing activities and certification requirements are not regulated by the Local Issuing Authorities.</p>
<p>Any project involving less than one acre of disturbed area; provided that this exemption shall not apply to any land-disturbing activity within a common development with a planned disturbance equal to or greater than one acre or within 200 feet of the banks of any perennial state waters; provided, however, any such land-disturbing activity within 200 feet of the banks of any perennial state waters shall conform to the minimum requirements in Code Section 12-7-6, and further, a land-disturbing activity permit will be required by the Local Issuing Authority.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II), permittees (Level IA), subcontractors (Awareness - Level I) and E&amp;SC inspectors (Level IA) for any such land-disturbing activity within 200 feet of the banks of any perennial state waters in jurisdictions where there is a certified Local Issuing Authority must complete the appropriate certification course pursuant to Code Section 12-7-19. Code Section 12-7-19(a)(3) specifies that persons or entities involved in projects not requiring a state general permit but otherwise requiring "certified personnel" on site may contract with "certified persons."</p>
<p>Construction or maintenance projects undertaken or financed in whole or part by the Department of Transportation, the Georgia Highway Authority, the State Road and Tollway Authority, or any county or municipality; provided, however, that any construction or maintenance projects which disturb one or more contiguous acres of land shall be subject to the provisions of the state general permit; in addition, the Department of Transportation, the Georgia Highway Authority, or the State Road and Tollway Authority shall conform to the minimum requirements in Code Section 12-7-6 if a secondary permittee for a project located within a common development.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II) and E&amp;SC inspectors (Level IA) for any project subject to the provisions of the state general permit must complete the appropriate certification course pursuant to Code Section 12-7-19.</p> <p>The Local Issuing Authority shall enforce compliance with the minimum requirements set forth in Code Section 12-7-6 where the permittee is a secondary permittee for a project located within a common development.</p>
<p>Any land-disturbing activities conducted by any public utility under the regulatory jurisdiction of the Public Service Commission or the Federal Energy Regulatory Commission, any cable system as defined in Code Section 36-18-1, or any agency of the United States engaged in the generation, transmission, or distribution of power; except where any public utility under the regulatory jurisdiction of the Public Service Commission or the Federal Energy Regulatory Commission, any cable system as defined in Code Section 36-18-1, or any agency of the United States engaged in the generation, transmission, or distribution of power is a secondary permittee for a project within a common development shall conform to the minimum requirements of Code Section 12-7-6.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II) and E&amp;SC inspectors (Level IA) for any project subject to the provisions of the state general permit must complete the appropriate certification course pursuant to Code Section 12-7-19; except, for E&amp;SC inspectors where the utility companies and utility contractors are secondary or tertiary permittees performing only service line installations or conducting repairs on existing line installations.</p> <p>The Local Issuing Authority shall enforce compliance with the minimum requirements set forth in Code Section 12-7-6 where the permittee is secondary permittee for a project located within a common development.</p>
<p>Public water system reservoirs.</p>	<p>All persons involved in the preparation of an ES&amp;PC plan (Level II) and E&amp;SC inspectors (Level IA) for any public water system reservoir project which disturb one or more acres of land subject to the provisions of the state general permit must complete the appropriate certification course pursuant to Code Section 12-7-19. Such land-disturbing activities and certification requirements are not regulated by the Local Issuing Authorities.</p>