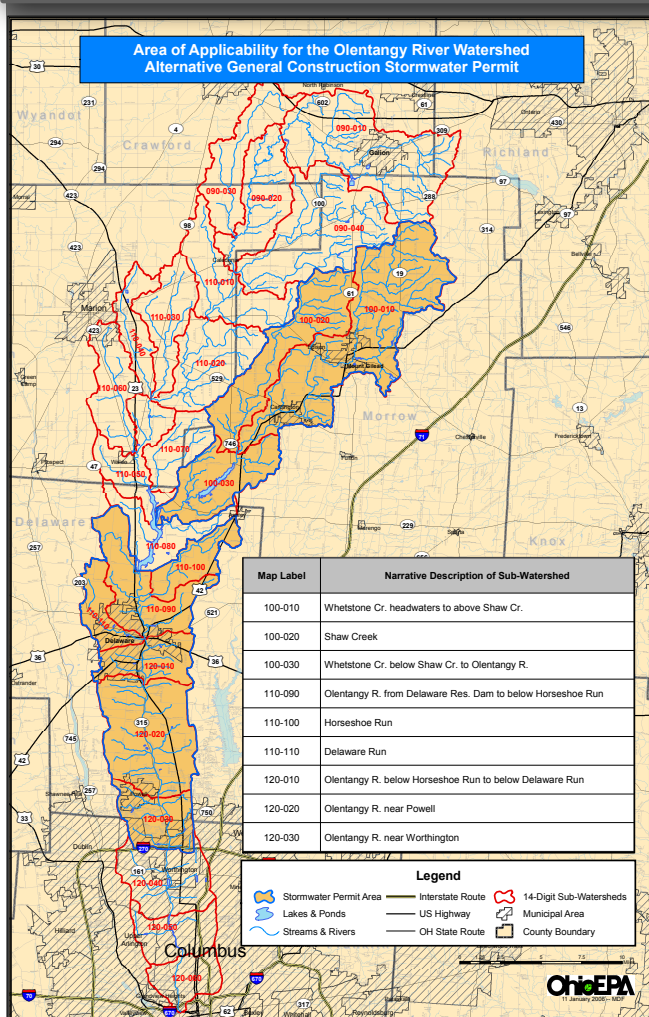


# Factsheet for Streamside Landowners in the Olentangy Permit Area



## Exceptional Warm Water Habitat is Threatened

Rich aquatic life and streams naturally clean water and provide valuable services to our communities. Rapid conversion of woods and farms to developed lands are the biggest threat to this exceptional water designation in the Olentangy Watershed. Maintaining vegetated Riparian Corridors is a crucial step in maintaining the stability and function of Olentangy streamways.

## The Olentangy General Construction Permit

Since 2009, this special permit applies to new Land Developments greater than 1 acre within Whetstone Creek and portions of the Olentangy River Watershed (permit area map at left). Permit requirements include:

- Construction Site Erosion and Sediment Control
- Post Construction Stormwater Quality Control
- Stream Setbacks

## Mitigation Can Fund Local Land Conservation

If development within a stream setback is unavoidable, mitigation must occur. Willing stream-side landowners can negotiate a lump-sum payment from a developer to permanently conserve their streamside land. Eligible lands are unrestricted (no utility easements, not enrolled in other conservation program).

## Keep Ownership and Permanently Protect Land

A Conservation Easement or an Environmental Covenant are legal mechanisms for landowners who wish to permanently protect their riparian land from development. Permanent protection is required to receive mitigation funds from a developer.

- Land use within the easement area is restricted to protect water quality.
- Landowner continues to own the land
- Land can be sold or passed on to future generations
- Public access is not granted
- Protection is perpetual...the conservation agreement stays with the land title.
- Federal estate tax benefits may apply

## Find Out More

Go to [www.dcrpc.org](http://www.dcrpc.org) to see maps of setbacks and technical information for local jurisdictions and landowners.

## Stream Setbacks & Mitigation\*

Stream Type	4:1*	3:1*	2:1*
<b>Mainstem</b>	first 30 feet	from 30 to 100 feet	100 yr floodplain
<b>Perennial</b> (flows all year)	first 30 feet	from 30 to 80 feet	100 yr floodplain or calculation
<b>Intermittent</b> (runs dry)	first 30 feet		
<b>Ephemeral</b> (only after rain)			first 30 feet

\* Mitigation must be in the same Map Label area above.  
Reduced by 50% if within the same receiving stream.  
Example: 4:1 requires 4 acres of mitigation for 1 acre disturbed;  
only 2 acres mitigation in the same stream drainage area.

## Contacts for Streamside Landowners in the Olentangy Permit Area

### Potential 'Fee Simple' Purchaser of Conservation Land

- Preservation Parks of Delaware County. Frank DiMarco.  
[frankd@preservationparks.com](mailto:frankd@preservationparks.com). 740 524-8600

### Potential Conservation Easement Holders

Compensation for Conservation Easement Holders must be negotiated. Conservation Easement Holders annually confirm the land conserved in perpetuity.

- Appalachia Ohio Alliance Land Trust. Steve Goodwin. [swgoodwin@earthlink.net](mailto:swgoodwin@earthlink.net) 740 817-1759
- ODNR Scenic Rivers. Bob Gable [bob.gable@dnr.state.oh.us](mailto:bob.gable@dnr.state.oh.us) 614 265-6814
- Soil and Water Conservation Districts:
  - ❖ Morrow County - Dan Barker. [morrowsw@redbird.net](mailto:morrowsw@redbird.net) 419 946-7923
  - ❖ Marion County - Kyle Loper or Michelle Mattix. [kyle.loper@oh.nacdnet.net](mailto:kyle.loper@oh.nacdnet.net) or [michelle.mattix@oh.nacdnet.net](mailto:michelle.mattix@oh.nacdnet.net) 740 387-1314
  - ❖ Delaware County - Milt Link. [milt-link@delawareswcd.org](mailto:milt-link@delawareswcd.org) 740 368-1921
  - ❖ Franklin County - Kyle Wilson. [kwilson@franklinswcd.org](mailto:kwilson@franklinswcd.org) 614 486-9613

### Environmental Covenant

An Environmental Covenant (agreement) can be reached between a landowner and the Ohio EPA. Like a conservation easement, the conservation area is filed with the title. However, there is no 3rd party entity to conduct annual inspections and confirm the agreement is upheld.

- Harry Kallipolitis, Ohio EPA Division of Surface Water. [harry.kallipolitis@epa.state.oh.us](mailto:harry.kallipolitis@epa.state.oh.us) 614 728-3844. Also, contact Harry to express your interest in possible mitigation projects.

### Ohio Forest Tax Law and Ohio Forest Legacy Programs

50% reduction in property tax for enrolled land with Management Plan. 10 acre minimum. Contact Service Forester. Map and directory at <http://ohiodnr.com/landowner/directory/tabid/5280/Default.aspx>. Or call Ohio Forest Tax coordinator Mark Wilthew at 440 632-5299.

### NRCS or FSA Agricultural Producer Conservation Incentive Programs

CRP, EQUIP, WRP, and WHIP Programs offer cost share and incentives that may help revegetate riparian lands. Annual Funding depends on the Federal Farm Bill.

### Watershed Action Groups

Can help organize events like Volunteer invasive plant removal (ex: honeysuckle bushes and garlic mustard) and tree plantings. Can pursue grant funding for conservation projects.

- Olentangy Watershed Alliance (OWA). <http://www.olentangyriver.org/web/>
- Friends of the Lower Olentangy Watershed (FLOW). <http://www.olentangywatershed.org/>

**ODNR Stream Restoration and Management** <http://www.dnr.state.oh.us/tabid/9188/default.aspx>

**Olentangy TMDL (Water Quality) Report** <http://epa.ohio.gov/dsw/tmdl/SciotoRiver.aspx>

**Olentangy General Construction Permit** [http://www.epa.state.oh.us/dsw/permits/gp\\_constructionsitestormwater\\_olentangy.aspx](http://www.epa.state.oh.us/dsw/permits/gp_constructionsitestormwater_olentangy.aspx)