



AgWRAP COOPERATOR ACKNOWLEDGEMENT

Agricultural Pond Repair/Retrofit



Cooperator Name: _____

Date: _____

Tract/Field: _____

County: _____

The following items provide important information regarding AgWRAP policies pertaining to Agricultural Pond Repair/Retrofit projects. The cooperator should read through each of the items and initial on the line to acknowledge that they have read and understand the information.

This form should be filled out with the assistance of local Soil and Water Conservation District staff so that they may provide further explanation and answer any questions that arise.

_____ The pond is intended to be used for agricultural purposes for the entire **10-year** maintenance period of the contract. **If the pond is no longer used for agriculture during the maintenance period, the cost share contract shall be considered out of compliance and a pro-rated amount of the cost share funds must be repaid to the State.**

_____ The pond will be inspected by Soil and Water Conservation District staff every year to ensure that the pond is being maintained and used for its intended purpose.

_____ It is the responsibility of the cooperator to comply with all federal, state and local laws and permit requirements.

_____ The pond repair must be designed to meet the specifications listed below based on the hazard classification:

- a) Excavated Ponds – NRCS Standard 378
- b) Low Hazard – NRCS Standard 378 **OR** NRCS Standard 402 Code TR-60 **OR** NC Dam Safety Law (15A NCAC 02K .0100)
- c) Intermediate Hazard – NC Dam Safety Law (15A NCAC 02K .0100) **OR** NRCS Dam 402 code TR-60
- d) High Hazard – NC Dam Safety Law (15A NCAC 02K .0100)

_____ Any pond repair or retrofit that is classified as Intermediate or High Hazard, pursuant to NC Dam Safety Law, is required to be designed by a **private** engineer.

_____ All ponds must be designed and certified by a professional engineer or an individual with appropriate job approval authority.

_____ Existing structures may require upgrades to meet current standards. The engineer shall make a determination during an evaluation of the entire system.

_____ It is the cooperator's responsibility to ensure that the entire structure is maintained for the 10-year life of the contract. In the event that the cooperator chooses not to act on deficiencies noted by the engineer and the

structure fails, the cooperator is not eligible for additional cost share and will be responsible for repairing the structure at their own expense. If the structure is not properly repaired a prorated amount of the cost share funds must be repaid to the State.

_____ The information recorded on the Preliminary Site Assessment form is subject to change with the final engineering design

_____ Lack of suitable borrow material in the near vicinity of the proposed pond site may result in additional expense to haul material.

_____ The special conditions noted on the Preliminary Site Assessment form may result in excessive construction costs.

_____ Obtaining and maintaining irrigation equipment is the responsibility of the cooperator, for all ponds built for irrigation.

_____ A method for distributing the water from the pond for agricultural use **must** be available.

_____ Livestock shall be excluded from the pond, if applicable. In cases of emergency, cooperators may contact their Soil and Water Conservation District and request a temporary exception.

_____ The pond shall not be used as a commercial aquaculture production pond.

_____ A signed Operation and Maintenance Plan is required.

_____ It is the cooperator's responsibility to ensure that the entire structure is maintained for the 10-year life of the contract. In the event that the cooperator chooses not to act on deficiencies noted by the engineer and the structure fails, the cooperator is not eligible for additional cost share and will be responsible for repairing the structure at their own expense. If the structure is not properly repaired a prorated amount of the cost share funds must be repaid to the State.

_____ For an individual pond, cooperators are eligible to receive cost share assistance for either the Agricultural Pond Repair/Retrofit or the Agricultural Pond Sediment Removal BMP, but not both.

_____ The AgWRAP cost share rates for Agricultural Pond Repair/Retrofit CONSTRUCTION are as follows:

Applicant Type	Cost Share Rate	Maximum Reimbursement
Standard	75% of actual costs per receipts	\$43,500
New or Limited Resource Farmer*	90% of actual costs per receipts	\$52,200
Enhanced Voluntary Agriculture District#		

* Certified using NC-ACSPs-1E

Certified using county enrollment records.

The AgWRAP cost share rates for using a PRIVATE ENGINEER to prepare designs for an Agricultural Pond Repair/Retrofit are as follows:

Classification of Pond	Applicant Type	Cost Share Rate	Maximum Reimbursement
Low Hazard Embankment	Standard	75% of actual costs per receipts	\$7,500
	New or Limited Resource Farmer*	90% of actual costs per receipts	\$9,000
	Enhanced Voluntary Agriculture District [#]		
Intermediate Hazard Embankment	Standard	75% of actual costs per receipts	\$10,000
or	New or Limited Resource Farmer*	90% of actual costs per receipts	\$12,000
High Hazard Embankment	Enhanced Voluntary Agriculture District [#]		

* Certified using NC-ACSPs-1E

[#] Certified using county enrollment records.

I intend to use the following engineering assistance:

- ☐ I plan to hire my own private engineer
- ☐ I request technical assistance from the District and/or Division

I acknowledge by my signature below that I have read and understand the policies listed above.

PRINT NAME: _____

SIGNATURE: _____ DATE: _____