

STREAM PROTECTION MANAGEMENT MEASURES

A Stream Protection System means a planned system for protecting streams and stream banks which eliminates the need for livestock to be in streams by providing an alternative watering source for livestock to improve water quality. Benefits may include reduced soil erosion, sedimentation, pathogen contamination, and pollution from dissolved, particulate and sediment-attached substances.

Policies

1. If new permanent fencing is a requirement for a BMP, then it may be cost-shared (see Livestock Exclusion).
2. Structural geotextiles shall meet the requirements of "Construction Specification 217 - Geotextiles" and "Material Specification 592 - Geotextiles". Drainage geotextiles shall meet the requirements of N.C. Technical guide, Section IV Practice Standard 606, as shown in paragraph 606-8-5.
3. Technical staff shall have the responsibility for determining appropriate set backs for cost shared fencing in accordance with Agriculture Cost Share Program policy and NRCS standards as follows:
 - a. Cost shared fencing must be set back a minimum of ten (10) feet from the top of the stream bank.
 - b. If livestock are concentrated in the vicinity of the stream or if runoff from areas of livestock concentration could reach the stream, then the cost shared fence shall be set back a minimum of twenty (20) feet from the top of the stream bank (i.e. heavy use area protection measures, loafing lots, barns, feeding stations, watering facilities, stock trails). The only allowable exception to the 20 foot set back requirement for cost shared fencing is that if the tank, heavy use area, etc. is located a minimum of one hundred (100) feet from the top of the stream bank, the setback for cost shared fencing shall be ten (10) feet.
 - c. If stream riparian areas have been damaged or destroyed, then fencing should be set back far enough to permit establishment of woody vegetation on the stream banks.
 - d. If the stream bank or channel erosion is such that there exists the potential for the fence posts to be undermined by the stream during the life of the fence, then set backs should be increased significantly (field determination).
 - e. For all cost shared BMPs which require fencing, a statement indicating the setback distance from all existing or planned practices or structures to the stream bank must be included in the conservation plan, and distances must be indicated on the plan map (tank, heavy use area, barn etc.). (Note: "Meets set back requirements" is not acceptable. Actual set back distances must be indicated.)

Agriculture Cost Share Program

4. If significantly less fencing than planned in the contract is installed, a statement signed by the technician must be submitted to the Division explaining why the fencing was canceled from the contract. (e.g. fencing was installed at applicant's expense). Failure to install required fencing constitutes non-compliance for all BMPs in the stream protection system.
5. All fencing installed at the applicant's expense must meet NRCS Standards or technical staff with appropriate JAA documents the fencing does not meet standard but will serve the intended purpose for the duration of the contract.