

ENACTING SECTION 1131 “STREAM CORRIDOR PROTECTION” AND SECTION 1179.09 “STORM WATER MANAGEMENT” AND AMENDING SECTION 1181.03 “UTILITY IMPROVEMENTS” OF THE CITY’S CODIFIED ORDINANCES TO COMPLY WITH STATE AND FEDERAL STORMWATER DISCHARGE REQUIREMENTS.

WHEREAS, the National Pollutant Discharge Elimination System (NPDES) is a federal program under Section 402 of the Clean Water Act that forbids discharges of pollutants from point sources to waters of the United States, unless authorized by a NPDES permit; and

WHEREAS, Phase II of NPDES requires municipalities to establish a plan to reduce storm water pollution, thereby protecting the nation’s natural waterways; and

WHEREAS, in 2002, the City of Hilliard filed a Storm Water Management Plan (“plan”) with the Ohio EPA as part of the City’s NPDES Phase II permit coverage; and

WHEREAS, the plan requires that the City update its storm water management regulations, establish a stream corridor protection zone and adopt and implement a policy of operation and maintenance of storm water control facilities in the City; and

WHEREAS, in order to comply with the above requirements, the City must adopt two new code sections, identified as Sections 1131 and 1179.09, and to amend current code Section 1181.03, of the City’s Codified Ordinances; and

WHEREAS, enacting and amending the above referenced code sections also requires that the City adopt a Storm Water Design Manual that contains the more specific scientific and engineering requirements of the Ohio EPA for continued storm water discharge compliance.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Hilliard, Ohio that:

SECTION 1. Sections 1131 “Stream Corridor Protection” and 1179.09 “Storm Water Management”, are adopted and enacted to the City’s Codified Ordinances, both attached hereto and identified as Exhibits “A” and “B” respectively, and incorporated as if fully rewritten herein. Enacting these code sections is necessary in order for the City to comply with state and federal storm water protection regulations.

SECTION 2. Section 1181.03 “Utility Improvements” of the City’s Codified Ordinances is amended and shall hereafter read as identified in Exhibit “C”, attached hereto and incorporated as if fully rewritten herein, which is necessary in order for the City to comply with state and federal storm water drainage requirements.

SECTION 3. This Council adopts the “Storm Water Design Manual”, attached hereto as Exhibit “D” and incorporated as if fully rewritten herein, for use by landowners and developers in meeting the City’s storm water protection regulations and drainage requirements. Future modifications of the “Storm Water Design Manual” shall be by Resolution of City Council.

SECTION 4. This Ordinance shall be in full force and effect from and after the earliest period provided for by law.

ATTEST:

SIGNED:

Lynne M. Fasone
Clerk of Council

Brett A. Sciotto
President of Council

APPROVED AS TO FORM:

APPROVED:

Pamela A. DeDent
Director of Law

Donald J. Schonhardt
Mayor

08-26

Vote:

	<u>Yea</u>	<u>Nay</u>	<u>Abstain</u>
President Sciotto			
Vice President Uttley			
Allison			
McGivern			
Nichter			
Iosue			
Roberts			
Results:			