

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S RESOLUTION

NO. CB-1870
Series of 2016

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN,
COLORADO, THAT:

A PUBLIC HEARING WILL BE HELD ON CB-1870, SERIES OF 2016, ENTITLED "A
BILL FOR AN ORDINANCE AMENDING SECTION 16-3-9, SUBSECTION (a) OF THE
NORTHGLENN MUNICIPAL CODE REGARDING STORMWATER DRAINAGE
PLANS" AUGUST 22, 2016 AT 7:00 P.M., CITY HALL COUNCIL CHAMBERS, 11701
COMMUNITY CENTER DRIVE, NORTHGLENN.

DATED this 8th day of August, 2016.


JOYCE DOWNING
Mayor

ATTEST:


JOHANNA SMALL, CMC
City Clerk

AFFIDAVIT OF POSTING:

I, _____, certify that CB-1870 was posted at the authorized posting
places in the City of Northglenn this _____ day of _____, 2016.

City Clerk's Office

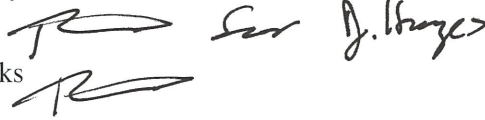
PUBLIC WORKS DEPARTMENT
MEMORANDUM #2016 – 50

DATE: August 8, 2016

TO: Honorable Mayor Joyce Downing and City Council Members

FROM: James A. Hayes, AICP, City Manager

David H. Willett, Director of Public Works



SUBJECT: Councilman's Bill 1870

BACKGROUND

In 2011 staff revised ordinance language in Articles 16-13 and 16-17 of our Municipal Code to meet the compliance requirements from the Colorado Department of Public Health and Environment, Water Quality Control Division following an audit of our Municipal Separate Storm Sewer System (MS4) Permit program. Section 16-13-9 was revised for the first time since 1979.

The intent of the 2011 revision was to bring our regulations in line with, and not be more restrictive than, the requirements of our (federally mandated, state permitted) MS4 Permit. The specific language of Section 16-13-9(a) as adopted is included as Attachment A.

The intent of the requirements under the MS4 permit is to require development or redevelopment projects that disturb one or more acres of land, or projects that are smaller than one acre but are part of a larger common plan of development to design and install permanent stormwater control features that mitigate the impacts of additional impervious area and provide for water quality improvements. The section of our MS4 permit that includes this requirement is included as Attachment B.

The language in the adopted ordinance is a contradiction to the intent of the MS4 permit. Our ordinance requires all development and redevelopment, both greater than and less than one acre, to submit and obtain approval on post-construction (permanent) stormwater quantity and quality controls. Due to a staff oversight during the drafting of the revised language, the word "not" was incorrectly used in this specific location of our ordinance. Removing the word "not" from the one location in the existing language will bring our code into conformance with the intent of our MS4 Permit.

BUDGET/TIME IMPLICATIONS

The recommended revision to the ordinance language would not have an implication to the budget.

The incorrect language should be corrected as soon as possible so that our Municipal Code correctly reflects the intent of the MS4 Permit and the requirements under the Colorado Discharge Permit System permit program and the Federal Clean Water Act.

RECOMMENDATION

Attached to this memorandum is an Ordinance that, if approved, would correct the language in our existing Municipal Code.

Staff recommends approval of the proposed minor language changes to the Ordinance.

STAFF REFERENCE

Kent Kisselman, P.E., Engineering Manager

Pam Acre, Stormwater Coordinator

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pacre@northglenn.org

303.450.4005

303.450.8792

ATTACHMENTS

- Councilman's Bill
- Municipal Code Section 16-13-9
- MS4 Permit page 9

SPONSORED BY: MAYOR DOWNING

COUNCILMAN'S BILL

ORDINANCE NO.

No. CB-1870
Series of 2016

Series of 2016

A BILL FOR AN ORDINANCE AMENDING SECTION 16-3-9, SUBSECTION (a) OF THE NORTHGLENN MUNICIPAL CODE REGARDING STORM DRAINAGE PLANS

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTHGLENN, COLORADO, THAT:

Section 1. Section 16-2-9(a) of the Northglenn Municipal Code is amended to read as follows:

(a) Prior to the issuance by the City of a building permit for any building or structure, other than a single family dwelling, that may result in a land disturbance of one or more acres, or result in land disturbance of less than one acre but which is not part of a larger common plan of development, the property owner or building permit applicant shall submit a detailed storm drainage plan to the City, and the requested building permit shall not be issued until and unless this storm drainage plan has been approved by the City Manager or the City Manager's designee. Such plan will be reviewed from the standpoint of generally accepted engineering principles and standards in the area of storm and drainage control.

INTRODUCED, READ AND ORDERED POSTED this 8th day of August, 2016.


JOYCE DOWNING
Mayor

ATTEST:


JOHANNA SMALL, CMC
City Clerk

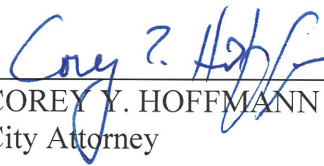
PASSED ON SECOND AND FINAL READING this ____ day of _____, 2016.

JOYCE DOWNING
Mayor

ATTEST:

JOHANNA SMALL, CMC
City Clerk

APPROVED AS TO FORM:



COREY Y. HOFFMANN
City Attorney