

AN ORDINANCE AMENDING CHAPTER 56: ILLICIT DISCHARGE AND CONNECTION TO THE MUNICIPAL STORMWATER SYSTEM, OF TITLE V OF THE CODE OF ORDINANCES OF THE CITY OF COLUMBIA CITY, INDIANA

WHEREAS, the Common Council of the City of Columbia City, Indiana, after full consideration, deems it necessary to amend Chapter 56 of the Code of Ordinances of the City of Columbia City, Indiana; and

WHEREAS, the City of Columbia City (the "City") was required to construct and maintain an MS4 system which MS4 system is the result of an unfunded Federal Government mandate for the development of stormwater management programs to address polluted stormwater runoff commonly transported through the municipal separate storm sewer systems ("MS4"s), and then often discharged, untreated, into local water bodies. An MS4 is a conveyance or system of conveyances that is:

- owned by a state, city, town, village, or other public entity that discharges to waters of the U.S.,
- designed or used to collect or convey stormwater (e.g., storm drains, pipes, ditches),
- not a combined sewer, and
- not part of a sewage treatment plant, or publicly owned treatment works (POTW).

To prevent harmful pollutants from being washed or dumped into its MS4, the City is required to obtain NPDES permits and develop stormwater management programs (SWMPs). The SWMP describes the stormwater control practices that will be implemented consistent with permit requirements to minimize the discharge of pollutants from the sewer system; and

WHEREAS, Chapter 56, Illicit Discharge and Connection to the Municipal Stormwater System, of the Code of Ordinances of the City of Columbia City, Indiana, provides for certain regulations pertaining to erosion control and discharges into the City's municipal separate stormwater system or the MS4; and

WHEREAS, there are numerous other applicable regulations and references to the City's municipal stormwater system within the City's ordinances and in the Stormwater Development Manual; and

WHEREAS, the Common Council feels that the current \$50 construction permit fee is insufficient to cover the City's actual costs to its municipal stormwater system and deems that a construction permitting fee schedule should be implemented to help cover such actual costs.

NOW, THEREFORE, BE IT ORDAINED, ORDERED, AND ESTABLISHED by the Common Council of the City of Columbia City, Indiana, that Chapter 56 of the Columbia City Code of Ordinances should be amended to add the following new subchapter to Chapter 56 entitled Stormwater Construction Permitting Fees:

Amendment Section 1. Add new chapter Stormwater Construction Permitting Fees.

Amendment Section 2. Add Section 56.20 as follows:

The following schedule of Stormwater Construction Permitting Fees shall apply to new developments or redevelopments within the City of Columbia City. The stormwater construction permit process, forms, specifications and details are found in the City's Stormwater Development Manual.

Schedule of Stormwater Construction Permitting Fees

<u>Development Type or Size</u>	<u>Fee</u>
Single- or two-family residence	\$50
Other: 1 Acre or less	\$500
1.1 Acre to 9.9 Acres	\$1,000
10 or more Acres	\$1,500

Permit fees incurred under this section shall be collected by the city and shall be deposited in the City's Stormwater Revenue Fund.

Amendment Section 3. The recitals set forth above shall be incorporated as if fully set forth herein.

Amendment Section 4. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of the ordinance in which can be given effect without the invalid provision or application, and to this end the provisions of this amendment are declared to be severable.

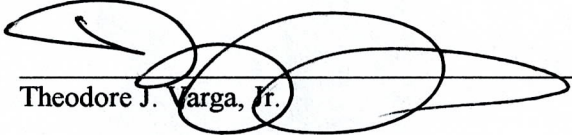
Amendment Section 5. This ordinance shall be in full force and effect after its adoption by the Common Council and approval by the Mayor of the City of Columbia City, Indiana.

29 PASSED AND ADOPTED by the Common Council of the City of Columbia City, Indiana, this day of December, 2020.

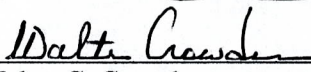
COMMON COUNCIL OF THE CITY OF
COLUMBIA CITY, INDIANA, BY:



Daniel Weigold



Theodore J. Varga, Jr.

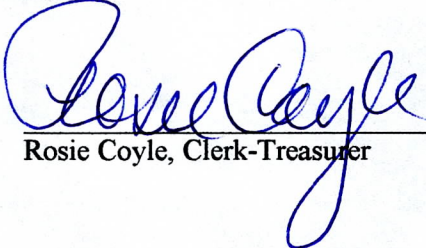


Walter C. Crowder

Jennifer B. Zartman-Romano

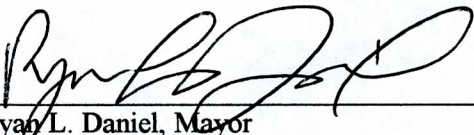
Jennifer Reffitt

Attest:



Rosie Coyle, Clerk-Treasurer

Approved this 29 day of Dec, 2020.



Ryan L. Daniel, Mayor
City of Columbia City