

MEMORANDUM

October 1, 2010

TO: Board of Mayor and Aldermen

FROM: Eric Stuckey, City Administrator
David Parker, City Engineer/CIP Executive
Paul P. Holzen, Director of Engineering

SUBJECT: Consideration of Ordinance 2013-48 - An Ordinance To Amend Title 23 of the City of Franklin Municipal Code regarding Green Infrastructure Runoff Reduction Requirements and clarifying existing terms.

Purpose

The purpose of this memorandum is to present information to the Board of Mayor and Aldermen (BOMA) to consider Ordinance 2013-48, updating and modifying the City's Storm Water regulations specifically those sections relating to Green Infrastructure Runoff Reduction Requirements and clarifying existing terms. .

Background

Federal and state governments are requiring certain cities and towns to comply with mandates for minimizing storm water runoff. Franklin is one of those cities. Storm water management is required by the Environmental Protection Agency under the Clean Water Act of 1972. Franklin has a Phase II Municipal Separate Storm Sewer System (MS4) permit, which allows Franklin to discharge stormwater from its drainage system into nearby rivers and streams. The MS4 permit issued on August 31, 2010, requires the City of Franklin to update its ordinances and other regulatory mechanisms for permanent stormwater management including green infrastructure BMPs to comply with permit requirement 4.2.5 within 48 months of coverage under this permit.

The primary purpose of this ordinance change is to modify the requirements of the Green Infrastructure - Runoff Reduction Requirements that are scheduled to go into effect on January 1, 2014. The City is currently working with AMEC Environment & Infrastructure, Inc., to update the City's Stormwater Management Best Management Practices (BMP) Manual to provide design guidance and standard details, and provide training in order to facilitate site design that complies with the Runoff Reduction Requirements (COF Contract # 2013-0051). The anticipated completion date of the BMP Manual Update is November 2013. In addition to the Green Infrastructure - Runoff Reduction Requirements we are revising definitions, clarifying current requirements and correcting grammatical and typographical errors that have been identified over the last few years.

On September 12, 2013, City Staff advertised the ordinance changes to the development community to start a 25 day review and comment period that officially ended on October 7, 2013. The proposed ordinance changes were presented to the Stormwater Appeals Board on September 17, 2013 and received a unanimous approval with the recommendation to form a task force to review the proposed



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MEMORANDUM

definitions and the current water resource buffer requirements to address the concerns of the development community. The proposed ordinance revisions to existing terms do not change any of the water resource buffer requirements only clarification.

With respect to the task force, staff is currently in the process of developing a professional services agreement with CDM Smith to review our current ordinances, requirements and help facilitate task force/advisory group meetings with the numerous stakeholders. It is anticipated that staff will begin gathering input from stakeholders in November on scope of services followed by a professional services agreement for the consulting services to present to the BOMA at the November 26th board meeting.

Financial Impact

No direct financial impact.

Recommendation

Staff recommends approval of Ordinance 2013-48 as presented. and that staff work to establish a professional services agreement with an outside resource to support further review of the City's storm water regulations, particularly as it relates to stream buffers. This review would involve input from an advisory group that will be open to design professionals, developers, and citizens.