

ORDINANCE O2023-10-01

AN ORDINANCE AMENDING SECTION 167-18(A)(3) OF THE VILLAGE OF RICHFIELD MUNICIPAL CODE

WHEREAS, the Village of Richfield is a part of the State Department of Natural Resources Municipal Separate Storm Sewer System (MS4) Permit program; and

WHEREAS, the Village of Richfield is required by the DNR to adopt Ordinances relating to improving the quality of stormwater that ultimately returns to the shallow aquifer; and

WHEREAS, under the MS4 Permit program the Village is required to implement a range of stormwater management practices, from public education and outreach to pollution prevention measures and monitoring; and

WHEREAS, the Village previously had a standard for “new development”, “redevelopment” and “routine maintenance” for Total Suspended Solids but did not have any similar standards for phosphorus, which is what the State has included in this Ordinance we are required to adopt; and

NOW, THEREFORE BE IT RESOLVED, the Village of Richfield Village Board, Washington County, Wisconsin DO HEREBY ORDAIN AS FOLLOWS to Amend Section 167-10(A)(3) of the Village of Richfield Municipal Code entitled “Stormwater Management Plan Requirements and Performance Standards” as follows:

Section 1. Intent

The intent of this ordinance is to amend section 167-10(A)(3) of the Village Code Entitled Stormwater Management Plan Requirements and Performance Standards Section A Subsection 3 to read as follows:

(3) Water Quality Standards. A stormwater management plan, by design, shall meet the following post-development total suspended solids reduction targets, based on average annual rainfalls, as compared to no runoff management controls:

Total Suspended Solids (TSS) and Total Phosphorus (TP) Load Reduction						
Watershed	New Development		Redevelopment		Routine Maintenance	
	TSS	TP	TSS	TP	TSS	TP
Rock River	80%	60%	40%	30%	40%	30%
Milwaukee River	80%	60%	40%	30%	40%	30%
Menomonee River Basin	80%	60%	40%	30%	40%	30%

A total suspended solids and total phosphorus load reduction is not required for routine maintenance areas that are part of a post-construction site with less than five acres of disturbance.

Section 2. Effective Date

This ordinance shall be in full force and effect from and after its passage and posting or publication as provided by law.

Section 3. Severability. Several sections of this ordinance are declared to be severable. If any section or portion thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such decision shall apply only to the specific section or portion thereof directly specified in the decision, and shall not affect the validity of any other provisions, sections, or portions thereof of the ordinance. The remainder of the ordinance shall remain in full force and effect. Any other ordinances whose terms are in conflict with the provisions of this ordinance are hereby repealed as to those terms that conflict.

Section 4. Effective Date. This ordinance shall become effective upon passage and publication/posting.

Adopted this 19th day of October, 2023.

Attest:



Jim Healy, Village Clerk/Administrator



John Jeffords, Village President