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ORD #21-07

TOWN OF CUMBERLAND

An Ordinance: **AMENDING THE CODE OF ORDINANCES RELATIVE TO
HOLDING POND DEVELOPMENT STANDARDS**

The Town of Cumberland ordains:

Section 1. Chapter 20 of the Town of Cumberland Code of Ordinances entitled “Land Disturbing Activities” is hereby amended as follows:

20-31. Definitions.

HOLDING POND

Any man-made aboveground area, ~~which retains, detains or in a way accumulates and is used to store stormwater.~~ is typically constructed of earth, to temporarily collect and store stormwater for purposes temporary detention and/or retention so as to control peak surface run-off and allow for the gradual absorption or release of the stored water at controlled rates. Holding ponds are often referred to as detention or retention ponds for this reason.

* * *

20-38. Specifications.

* * *

(b) All holding ponds shall be designed to control a ~~twenty-five~~ one-hundred (100) year storm.

* * *

(d) Each holding pond shall be enclosed with a six-foot high, black vinyl-coated chain-link fence, which shall have an eight-foot wide swing gate, to allow for maintenance of the holding pond. The fence shall be placed a minimum of 10 feet from the edge of the berm or embankment of the holding pond. Whereupon a physical condition or obstruction prohibits the installation of the fencing at the minimum 10-foot offset dimension, the fencing shall be installed at a location determined to be a suitable distance away from the edge of the berm or embankment, as approved by the Director.

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37 **Section 2.** This Ordinance shall take effect immediately upon passage and all ordinances and
38 portions thereof inconsistent herewith are hereby repealed.

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Legislative Explanation

41 This Ordinance amends the Zoning Ordinance relating to holding pond development
42 standards.

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44 /Planning; Solicitor

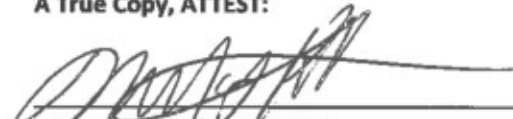
45 2/2/5/2020

46 Planning 9.9.20


ON A MOTION BY COUNCILOR SCHMITT, SECONDED BY COUNCILOR METIVIER, AND IT WAS VOTED TO APPROVE BY A ROLL CALL
VOTE. VOTE 7/0.

Date Adopted: April 7, 2021

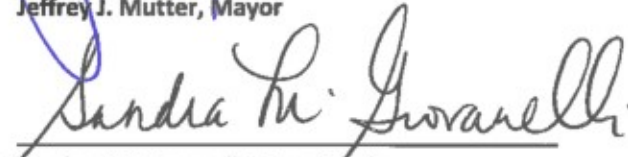
A True Copy, ATTEST:



Michael L. Kinch, President



Jeffrey J. Mutter, Mayor



Sandra M. Giovanelli, Town Clerk