Legislation Details (With Text)

File #:	27949	**Version:** 1	**Name:**	Chap 37	
Type:	Ordinance		**Status:**	Passed	
File created:	10/8/2012		**In control:**	BOARD OF PUBLIC WORKS	
On agenda:	10/30/2012		**Final action:**	10/30/2012	
Enactment date:	11/13/2012		**Enactment #:**	ORD-12-00141	

Title: Repealing and recreating Chapter 37 of the Madison General Ordinances to make changes to the City's Erosion and Stormwater Runoff Control Ordinance.

Sponsors: Paul E. Skidmore, Anita Weier

Indexes:

Code sections:

Attachments: 1. BODY, 2. Office of City Attorney Memo

Date	Ver.	Action By	Action	Result
10/30/2012	1	COMMON COUNCIL	Adopt	Pass
10/17/2012	1	BOARD OF PUBLIC WORKS	RECOMMEND TO COUNCIL TO ADOPT - REPORT OF OFFICER	Pass
10/16/2012	1	COMMON COUNCIL	Referred	
10/8/2012	1	Attorney's Office/Approval Group	Referred for Introduction	

Fiscal Note

These ordinance changes will clarify and update existing language in various areas. In addition, several provisions can be expected to have modest impacts upon charges or rates. Section 37.05(7)(a)2 creates a Stormwater System Connection Permit (replacing the existing Permit to Connect) and adds a permit surcharge fee for excessive discharges. Fiscal impact is expected to be minimal. Section 37.05(7)(a)3 creates a Stormwater System Disconnection or Abandonment Permit with a fee of $1,000 of which up to $900 is refundable following an approved inspection. The remainder of the fee covers the City's cost of proper disconnection. Erosion Control, Stormwater Management and Non-Metallic Mines and Industrial Sites permit application fees have been updated to be consistent with Dane County rates. The effect on the Utility's revenue and costs structure will vary annually as the cost to staff this program is largely fixed while the enforcement and review varies by number and type of permit being applied for. It is expected that this change will generate additional revenue but not be of a significant enough change to affect an applicant's decision to apply or to provide sufficient funds to reduce significantly the subsidy the general rate payers provide for this service.

Section 37.05(4)(f) establishes a new procedure for setting Stormwater Utility rates. Under the new provisions, rates will be set annually by the City Engineer and approved by the Board of Public Works and the Common Council. With this change, it will no longer be necessary to annually update Chapter 37 to include new rate changes. No appropriation is required to support any of the proposed changes, nor is any impact upon the tax levy anticipated.

Title

Repealing and recreating Chapter 37 of the Madison General Ordinances to make changes to the City's Erosion and Stormwater Runoff Control Ordinance.

Body

DRAFTER'S ANALYSIS: This ordinance makes numerous changes to Chapter 37, MGO, to address changes

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in State regulations and update City stormwater and erosion control related procedures and requirements. A full summary of the changes made to this Chapter are set forth in the Office of the City Attorney's memo attached to this file.

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The Common Council of the City of Madison do hereby ordain as follows:

Chapter 37, entitled "The Public Stormwater System Including Erosion Control" of the Madison General Ordinances is hereby repealed and recreated to read as follows:

PLEASE SEE "BODY" IN ATTACHMENTS.