

# Stormwater Enforcement Code Updates

Sections 12-206, 20-639, and 20-567



# Background

- The City of Greeley's Municipal Separate Storm Sewer System (MS4) permit is mandated by the EPA and administered by the Colorado Department of Health and Environment.
- Under the permit, enforcement provisions are required for:
  - Construction sites
  - Post-construction (oversight and maintenance of permanent infrastructure)
  - Illicit discharges



# Background

- In 2019, stormwater code underwent comprehensive revisions to ensure regulatory compliance, which included enforcement provisions
- In early 2022, CAO notified Public Works that enforcement language adopted in 2019 had several crucial errors
  - The section outlining misdemeanor infractions referenced administrative hearing procedures, which nullified both methods of enforcement
  - A section of code had been redacted that Public Works relied on for permit compliance



# Proposed Code Amendments

- Separate administrative hearing and misdemeanor procedures
- Establish basis for misdemeanor infractions
  - Ignoring a stop work order
  - Egregious spills causing harm to the community and environment
- Recodify relevant sections of redacted code that PW had been relying since 2019
  - Administrative sanctions
  - Injunctive relief
  - Access of properties



# Council's Recommendation Action

A motion to adopt the ordinance amending Title 12 regarding Greeley's Municipal Separate Storm Sewer System.

## Questions?

