

# Council Agenda Summary

November 15, 2022

Key Staff Contact: Paul Trombino, Public Works Director  
Brian Hathaway, Water Quality and Regulatory Compliance Manager

## Title:

Public hearing and second reading of an Ordinance amending Title 12, Chapter 3 and Title 20, Chapter 3 and Chapter 4 of the Greeley Municipal Code Relating to the City of Greeley's Municipal Separate Storm Sewer System

## Summary:

The City of Greeley holds a Municipal Separate Storm Sewer System (MS4) permit mandated by the Environmental Protection Agency (EPA) and Colorado Department of Public Health and Safety (CDPHE). The MS4 permit is a general permit under the National Pollution Discharge Elimination System (NPDES) that authorizes the City of Greeley to discharge uncontaminated stormwater from their storm sewer system to Waters of the State and Waters of the United States.

The MS4 permit requires the City to have enforcement capabilities in their construction, post construction, and illicit discharge programs. In 2019, the City adopted enforcement capabilities for these programs. However, CAO reviewed the language that was adopted during an enforcement proceeding and found that changes to the code were needed to adequately enforce administrative violations. These changes are intended to rectify those issues identified by CAO. The new violations designated as misdemeanor offenses were added to enhance enforcement of the requirements of the MS4 permit.

## Fiscal Impact:

Does this item create a fiscal impact on the City of Greeley?	No
If yes, what is the initial, or, onetime impact?	
What is the annual impact?	
What fund of the City will provide Funding?	
What is the source of revenue within the fund?	
Is there grant funding for this item?	No
If yes, does this grant require a match?	
Is this grant onetime or ongoing?	
Additional Comments:	

## Legal Issues:

Consideration of this matter is a legislative process which includes the following public hearing steps:

- 1) City staff presentation (if requested)
- 2) Council questions of staff
- 3) Public input (hearing opened, testimony - up to three minutes per person, hearing closed)
- 4) Council discussion
- 5) Council decision

**Other Issues and Considerations:**

N/A

**Strategic Work Program Item or Applicable Council Priority and Goal:**

Safety: Manage the health, safety and welfare in a way that promotes a sense of security and well-being for residents, businesses and visitors.

**Decision Options:**

- 1) Adopt the ordinance as presented; or
- 2) Amend the ordinance and adopt as amended; or
- 3) Deny the ordinance; or
- 4) Continue consideration of the ordinance to a date certain.

**Council's Recommended Action:**

A motion to adopt the ordinance and publish with reference to title only.

**Attachments:**

Ordinance

Appendix A