

BOARD OF ALDERMEN

ITEM NO. C(8)

AGENDA ITEM ABSTRACT

MEETING DATE: June 5, 2007

TITLE: Request to Set a Public Hearing on an Ordinance Amending the Carrboro Land Use Ordinance Provisions Dealing with Stormwater Management

DEPARTMENT: PLANNING	PUBLIC HEARING: YES _ NO X _
ATTACHMENTS: A. Resolution B. Draft Ordinance	FOR INFORMATION CONTACT: Patricia McGuire – 918-7327 Michael Brough – 929-3905

PURPOSE

A draft ordinance amending the Land Use Ordinance to revise stormwater management provisions in relation to the NPDES Phase II permit and the Jordan Lake TMDL has been prepared. A resolution that sets the public hearing on the draft ordinance and refers the ordinance for Orange County and advisory board review is recommended for the Board's adoption.

INFORMATION

The draft ordinance establishes a threshold for stormwater management requirements based on area of disturbance rather than permit type. Included among the stormwater management requirements are new limits on nutrient loads for nitrogen and phosphorous and the continuation of the practiced standard of the removal of 85 percent of total suspended solids. The ordinance also establishes requirements for the maintenance of stormwater best management practices (bmps) and sets up a local mitigation program that would be used to ensure funds are available for ongoing maintenance of these devices. The draft ordinance, as written, will exempt projects that are already actively in permit review from the new provisions.

It is necessary for the Board of Aldermen to hold a public hearing on a draft ordinance prior to taking any action. It is also necessary for the draft ordinance to be referred to Orange County and the Planning Board for review. Staff is recommending that the Board of Aldermen also refer the draft ordinance to the Environmental Advisory Board, and has "selected" this board on the resolution (*Attachment A*).

FISCAL IMPACT

Public hearings incur costs associated with advertising, advisory board, and staff review.

STAFF RECOMMENDATION

The staff recommends that the Board of Aldermen adopt the resolution (*Attachment A*) setting a public hearing for June 26, 2007 to review the draft ordinance that would amend Land Use Ordinance to revise the Town's stormwater management provisions.