

BOARD OF ALDERMEN

ITEM NO. D(1)

AGENDA ITEM ABSTRACT

MEETING DATE: September 6, 2011

TITLE: Report on Draft Local Stormwater Program Required under Jordan New Development Stormwater Rule, 15A NCAC 2B. 0265

DEPARTMENT: PLANNING	PUBLIC HEARING: YES _ NO X _
ATTACHMENTS: A. Resolution B. Staff memo C. Draft local stormwater program D. Draft ordinance	FOR INFORMATION CONTACT: Patricia McGuire – 918-7327 Randy Dodd – 918-7326 Michael Brough – 929-3905

PURPOSE

The Jordan New Development Stormwater Rule, 15A NCAC 2B. 0265, sets out standards that Carrboro is required to incorporate into its local stormwater program. A report on the local program requirements, including ordinance provisions associated with new development, has been prepared. A resolution that accepts this report is provided.

INFORMATION

The North Carolina Division of Water Quality's (DWQ) has created a model local stormwater ordinance and program that identifies specific information that Carrboro needs to submit for review by September 10. Following revisions and other action, approval by the NC Environmental Management Commission (EMC) will be needed and is currently expected to take place in the spring of 2012.

The Town has already adopted regulations pertaining to stream buffers and fertilizer applications as required by these rules, and prepared reports regarding provisions for treating stormwater from existing development.

This report provides an update on required Town compliance activities for new development activities. A staff memo, draft of the local program, and ordinance provisions establishing nutrient limits for new development, are attached (*Attachments B to D*).

FISCAL IMPACT

The rules pertaining to Jordan Lake have required and will continue to require staff time to work with the State and public to implement the provisions, both pre construction and post construction. Additional costs for review, by the Town and those involved with development activities, and for installation of additional BMPs and/or payment of funds to offset nutrient loading, will result from the stormwater management requirements in the rules.

Review and approval of a final version of the Town's local stormwater program will be needed and is expected to occur later in FY 11-12. Adoption of the amendments to the text of the Land Use Ordinance can occur only after the Board of Aldermen has held a public hearing on the changes. These actions will be scheduled following receipt of comments from NC DWQ staff on the draft ordinance submitted with the Town's draft local stormwater program. Plan and report preparation, presentations, and 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*) accepting this report.