

Attachment 1

Chapter 15.01 STORM WATER MANAGEMENT

Sections:

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15.01.010 Purpose.

THE PRIMARY STORMWATER MANAGEMENT OBJECTIVE IS TO USE LOW IMPACT DEVELOPMENT, WHERE FEASIBLE, TO APPROXIMATE THE PRE-DEVELOPMENT (NATIVE) FORESTED HYDROLOGIC CONDITION OVER THE FULL RANGE OF RAINFALL INTENSITIES AND DURATIONS.

It is the purpose of this chapter to:

- A. Minimize water quality degradation and sedimentation in streams, ponds, lakes, wetlands and other water bodies;
- B. Minimize the impact of increased runoff, erosion and sedimentation caused by land development and maintenance practices;
- C. Maintain and protect groundwater resources;
- D. Minimize adverse impacts of alterations on ground and surface water quantities, locations and flow patterns;
- E. Decrease potential landslide, flood and erosion damage to public and private property;
- F. Promote site planning and construction practices that are consistent with natural topographical, vegetational and hydrological conditions;
- G. Maintain and protect the storm water management infrastructure within the city of Monroe and downstream;
- H. Provide a means of regulating clearing and grading of private and public land while minimizing water quality impacts in order to protect public health and safety; and
- I. Provide minimum development regulations and construction procedures which will preserve, replace or enhance, to the maximum extent practicable, existing vegetation to preserve and enhance the natural qualities of lands, wetlands and water bodies.

15.01.025 STORMWATER MANAGEMENT MANUAL ADOPTED.

THE 2012 DEPARTMENT OF ECOLOGY STORMWATER MANAGEMENT MANUAL FOR WESTERN WASHINGTON , AS AMENDED BY SECTIONS 1-6 OF APPENDIX 1 OF THE WESTERN WASHINGTON PHASE II MUNICIPAL STORMWATER PERMIT, AS NOW OR HEREAFTER AMENDED, IS HEREBY ADOPTED AS THE CITY'S MINIMUM STORMWATER REGULATIONS AND AS A TECHNICAL REFERENCE MANUAL AND IS HERINAFTER REFERRED TO AS THE "STORMWATER MANUAL."

15.01.080 Administration.

- A. **ADMINISTRATOR.** The city of Monroe **PUBLIC WORKS DIRECTOR** shall administer this chapter and shall be referred to as the **ADMINISTRATOR**. The **ADMINISTRATOR** shall have the authority to develop and implement administrative procedures to administer and enforce this chapter.

B. Review and Approval. All activities regulated by this chapter shall be reviewed and approved under the direction of the ADMINISTRATOR prior to beginning any work. The ADMINISTRATOR may approve, conditionally approve or deny an application for activities regulated by this chapter.

C. Enforcement Authority. The ADMINISTRATOR shall enforce this chapter.

D. Inspection. All activities regulated by this chapter shall be inspected UNDER THE DIRECTION OF THE ADMINISTRATOR. The ADMINISTRATOR shall inspect projects at various stages of the work requiring approval to determine that adequate control is being exercised. Stages of work requiring inspection include, but are not limited to, preconstruction, installation of BMPs, land disturbing activities, installation of utilities, landscaping, retaining walls and completion of project. When required by the ADMINISTRATOR, a special inspection and/or testing shall be performed.

E. Fees. Fees for plan review and inspection of activities regulated in this chapter shall be as set by periodic resolution of the city council.

15.01.090 Enforcement.

A. Compliance with the requirements of this code shall be mandatory. The general penalties and remedies established in Chapter 1.04 MMC for such violations shall apply to any violation of this chapter.

B. Stop Work Order. The director shall have the authority to serve a person a stop work order if an action is being undertaken in violation of this chapter. If a portion of a project is in violation of this chapter, the ADMINISTRATOR may issue a stop work order for the entire project.

1. Content of Order. The order shall contain:

a. A description of the specific nature, extent, and time of violation and the damage or potential damage; and

b. A notice that the violation or the potential violation cease and desist and, in appropriate cases, the specific corrective action to be taken within a given time.

2. Notice. A stop work order shall be imposed by a notice in writing, either by certified mail with return receipt requested or by personal service, to the person incurring the same, or by posting at the project site.

3. Effective Date. The stop work order issued under this subsection shall become effective immediately upon receipt by the person to whom the order is directed or upon posting the project site.

4. Compliance. Failure to comply with the terms of a stop work order shall result in enforcement actions including, but not limited to, the issuance of a civil penalty.

C. Notice and Order of Code Violation and Civil Penalty. When the ADMINISTRATOR determines that a violation has occurred or is occurring, the ADMINISTRATOR, or designee, may issue a notice and order of code violation to the person responsible for the violation in conformance with the enforcement procedures of Chapter 1.04 MMC. The notice and order may be combined with the stop work order identified in subsection (B) of this section.

15.01.110 Severability.

If any provision of this chapter or its application to any person, entity, or circumstance is held invalid, the remainder of this chapter or the application of the provision to other persons, entities, or circumstances shall not be affected.