



Legislation Details (With Text)

**File #:** 031208      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 12/19/2003      **In control:** PUBLIC WORKS COMMITTEE

**On agenda:**      **Final action:** 3/19/2004

**Effective date:**

**Title:** A substitute ordinance relating to runoff discharge quality control regulations.

**Sponsors:** THE CHAIR

**Indexes:** EROSION CONTROL, STORM SEWERS, SUBDIVISION REGULATIONS, WATER QUALITY

**Attachments:** 1. Fiscal note.pdf, 2. City Attorney Letter.PDF, 3. Publication.PDF

Date	Ver.	Action By	Action	Result	Tally
12/19/2003	0	COMMON COUNCIL	ASSIGNED TO		
12/26/2003	0	PUBLIC WORKS COMMITTEE	HEARING NOTICES SENT		
1/7/2004	0	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	5:0
1/21/2004	0	COMMON COUNCIL	NOT RETURNED BY CITY ATTORNEY	Pass	
3/10/2004	1	PUBLIC WORKS COMMITTEE	RECOMMENDED FOR PASSAGE	Pass	4:0
3/19/2004	1	COMMON COUNCIL	PASSED	Pass	15:0
9/4/2013	0	COMMON COUNCIL	HEARING NOTICES SENT		
11/21/2013	1	FINANCE & PERSONNEL COMMITTEE	HEARING NOTICES SENT		
11/26/2013	1	COMMON COUNCIL	DRAFT SUBMITTED		
12/17/2013	1	COMMON COUNCIL	HEARING NOTICES SENT		
1/14/2014	1	ZONING, NEIGHBORHOODS & DEVELOPMENT COMMITTEE	PUBLISHED		
2/11/2014	1	COMMON COUNCIL	SIGNED		

031208  
SUBSTITUTE 1

THE CHAIR

A substitute ordinance relating to runoff discharge quality control regulations.

120-7-6 rc

Currently, the code requires 80% suspended solids removal for all new development and redevelopment projects which are required to submit storm water management plans. In order to be consistent with s. NR 151.12(5)(a) 1 to 4, Wis. Adm. Code, this ordinance reduces to 40% the percentage of suspended solids removal required for redevelopment projects and any in-fill development project under 5 acres that occurs within 10 years after October 1, 2002. The 80% suspended solids removal requirement is maintained for new development projects, and for in-fill development under 5 acres that occurs 10 or more years after October 1, 2002.

The Mayor and Common Council of the City of Milwaukee do ordain as follows:

Part 1. Section 120-7-6 of the code is repealed and recreated to read:

**120-7. Control of Storm Water Discharge.**

**6. RUNOFF DISCHARGE QUALITY CONTROL.** a. Runoff quality shall meet or exceed the following criteria:

a-1. For new development, by design, reduce to the maximum extent practicable, the total suspended solids load by 80%, based on an average annual rainfall, as compared to no runoff management controls. No person shall be required to exceed an 80% total suspended solids reduction to meet the requirements of this paragraph.

a-2. For redevelopment, by design, reduce to the maximum extent practicable, the total suspended solids load by 40%, based on an average annual rainfall, as compared to no runoff management controls. No person shall be required to exceed a 40% total suspended solids reduction to meet the requirements of this paragraph.

a-3. For in-fill development under 5 acres that occurs within 10 years after October 1, 2002, by design, reduce to the maximum extent practicable, the total suspended solids load by 40%, based on an average annual rainfall, as compared to no runoff management controls. No person shall be required to exceed a 40% total suspended solids reduction to meet the requirements of this paragraph.

a-4. For in-fill development under 5 acres that occurs 10 or more years after October 1, 2002, by design, reduce to the maximum extent practicable, the total suspended solids load by 80%, based on an average annual rainfall, as compared to no runoff management controls. No person shall be required to exceed an 80% total suspended solids reduction to meet the requirements of this paragraph.

a-5. Any other regulatory agency requirements specific to the discharge produced by the development.

b. Applicability. This subsection applies to post-construction performance standards for new development and redevelopment under s. NR 151.12, Wis. Adm. Code.

APPROVED AS TO FORM

---

Legislative Reference Bureau

Date: \_\_\_\_\_

IT IS OUR OPINION THAT THE ORDINANCE  
IS LEGAL AND ENFORCEABLE

---

Office of the City Attorney

Date: \_\_\_\_\_

Department of Public Works

LRB03551-2  
RGP  
2/16/04