



The commencement, conduct or continuance of any illegal discharge to the storm drain system is prohibited **except** as described as follows:

The following discharges are exempt from discharge prohibitions established by this ordinance: water line flushing or other potable water sources, landscape irrigation or lawn watering, diverted stream flows, rising ground water, ground water infiltration to storm drains, uncontaminated pumped ground water, foundation or footing drains (not including active groundwater dewatering systems), crawl space pumps, air conditioning condensation, springs, non-commercial washing of vehicles, natural riparian habitat or wet-land flows, swimming pools (if dechlorinated - typically less than one PPM chlorine), fire fighting activities, and any other water source not containing Pollutants.

Municipal Separate Storm Sewer System: A conveyance or system of conveyances (including roads within drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels or storm drains) that is:

- 1) Owned and operated by Benton County;
- 2) Designed or used for collecting and conveying storm water;
- 3) Which is not a combined sewer, and
- 4) Which is not part of a Publicly Owned Treatment Works as defined at 40 C.F.R. 122.2

New Development : Construction Activity that creates new impervious surface

Redevelopment : Alterations of a property that change the "footprint" of a site or building in such a way that results in the disturbance of equal to or greater than one acre of land.

Add the following language to Section 5

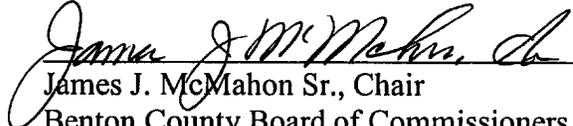
5.7 Stormwater and Erosion Control Standards

- 5.7.1 No person or entity shall cause or permit illicit discharge into a Municipal Separate Storm Sewer System.
- 5.7.2 No person or entity shall engage in construction activity, or allow such activity to take place on property owned by said person or entity, without first: (1) obtaining a National Pollutant Discharge Elimination System (NPDES) Storm water Discharge Permit, and providing a copy of said permit to the Benton County Department, or (2) providing written proof from the Minnesota Pollution Control Agency or the Environmental Protection Agency to the Dept of Development of exemption or waiver of the requirement for such a permit.
- 5.7.3 No person or entity shall create new development or redevelopment that disturbs areas equal to or greater than one acre in size, or permit such activity to take place on property owned by said person or entity, without first (1) obtaining a National Pollutant Discharge Elimination System permit containing or implementing a Post-Construction Runoff Control Plan or (2) providing written proof from the Minnesota Pollution Control

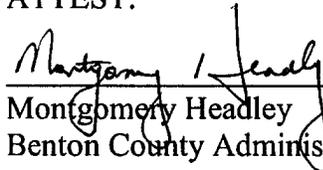
Agency or the Environmental Protection Agency to the Department of Development of exemption or waiver of the requirement for such a permit.

Approved and adopted by the Benton County Board of Commissioners this 16th day of June in the year of 2009.

Upon enactment, this ordinance shall be effective upon publication as provided by law.

  
James J. McMahon Sr., Chair  
Benton County Board of Commissioners

ATTEST:

  
Montgomery Headley  
Benton County Administrator

