



Legislation Text

File #: 030126, **Version:** 2

STORMWATER REGULATIONS (B)

The City Commission (1) refer the draft amendment to the stormwater regulations, Chapter 30, City of Gainesville Land Development Code, to the Plan Board for consideration as a petition and, (2) remove this item from the City Attorney's referral list.

On July 14, 2003, in response to the discovery of stormwater management issues at the Sorrento development, the City Commission discussed the stormwater management language as stated in the Land Development Code. Following the discussion, the Commission adopted a staff recommendation that the City Attorney work with the Public Works Department staff to amend subsection 30-311(a) of the Code to better enable the City's enforcement efforts in the area of stormwater management. The matter was referred to the City Attorney's office (item 030126). Following the referral, the matter was placed in abeyance pending staff completion of amendments to the wetlands regulations, including amendments to subsection 30-311(b) of the Land Development Code, relevant to surface waters and wetlands enforcement. (The wetlands regulations passed the Commission on April 12, 2004.)

Public Works Department staff, Community Development Department staff, and the City Attorney's office have drafted proposed amendments to the current stormwater management ordinance (subsection 30-311(a) of the Land Development Code) to allow for greater options for enforcement by the City. Much like the current wetland enforcement regulations, the proposed enforcement options would provide for increasing corrective measures that could be taken by the City Manager or designee depending on the severity and imminence of the violation. Corrective measures could any include any or all of the following: issuance of a notice of violation; issuance of a cease and desist order; entering into a consent agreement; or seeking injunctive relief.

This proposed amendment to the Land Development Code would next be filed as a petition to the Plan Board.