

**CITY OF GRANITE FALLS
GRANITE FALLS, WASHINGTON**

ORDINANCE NO. 923-2016

**AN ORDINANCE OF THE CITY OF GRANITE FALLS, WASHINGTON,
ADOPTING STORMWATER MANAGEMENT REGULATIONS
PURSUANT TO THE WESTERN WASHINGTON PHASE II MUNICIPAL
STORMWATER PERMIT ISSUED TO THE CITY BY THE
WASHINGTON STATE DEPARTMENT OF ECOLOGY AND
ADOPTING AMENDMENTS TO GFMC 13.20.200, 13.20.240 (C) AND
13.20.270 (C) AND 13.20.270 (D) ATTACHED AS EXHIBIT A, OF THE
GRANITE FALLS MUNICIPAL CODE.**

WHEREAS, the Federal Clean Water Act, 33 U.S.C. 1251 *et seq.* (the Act), requires certain local governments such as the City of Granite Falls to implement stormwater management programs and regulations within prescribed time frames, and pursuant to said Act the United States Environmental Protection Agency (EPA) has adopted rules for such stormwater programs and regulations; and

WHEREAS, the EPA has delegated authority to the Washington State Department of Ecology (Ecology) to administer such stormwater programs and regulations, and Ecology has issued the Western Washington Phase II Municipal Stormwater Permit, effective August 1, 2013 through July 31, 2018, which requires local governments such as the City of Granite Falls to implement numerous stormwater management requirements, including adopting Ecology's 2012 Stormwater Management Manual for Western Washington as amended in December 2014 and related regulations by December 31, 2016; and

WHEREAS, in 2010, the City Council adopted Ordinance No. 796-10, which adopted the Department of Ecology's 2005 Stormwater Management Manual for Western Washington and related regulations, as set forth in Ch. 13.20 GFMC; and

WHEREAS, in order to comply with the currently effective Western Washington Phase II Municipal Stormwater Permit, the City has prepared proposed Stormwater Management regulations, as set forth below and in the attached Exhibit A; and

WHEREAS, on November 25, 2016, the City's SEPA Responsible Official complied with the State Environmental Policy Act (SEPA) by issuing a Determination of Nonsignificance (DNS) for the adoption of the proposed Stormwater Management regulations and by complying with SEPA's procedural requirements for issuing the DNS; and

WHEREAS, the City Council has determined that it is in the public interest and in furtherance of the public health and welfare to adopt the proposed Stormwater Management regulations, as set forth below and in the attached Exhibit A;

NOW THEREFORE, the City Council of the City of Granite Falls, Washington do ordain as follows:

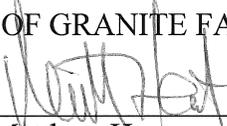
Section 1. Chapter 13.20 of the Granite Falls Municipal Code is hereby amended as presented in Appendix A.

Section 2. Severability. If any section, subsection, sentence, clause, phrase or word of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality thereof shall not affect the validity or constitutionality of any other section, subsection, sentence, clause, phrase or word of this ordinance.

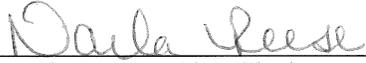
Section 3. Effective Date. This ordinance shall take effect five days after the date of its publication by summary.

ADOPTED by the City Council and APPROVED by the Mayor this 21st day of Dec., 2016.

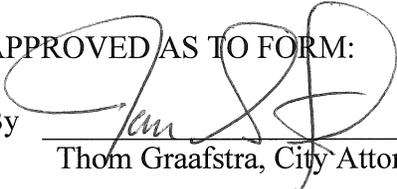
CITY OF GRANITE FALLS

By 
Matthew Hartman, Mayor

ATTEST:

By 
Darla Reese, City Clerk

APPROVED AS TO FORM:

By 
Thom Graafstra, City Attorney

Date of First and Last Reading: 12/21/2016

Date of Publication: 12/24/2016

Effective Date: 12/29/2016

EXHIBIT A

Article II Stormwater Management

A. Section 13.20.200 is hereby amended to read as follows:

13.20.200 Stormwater Management Manual adopted.

The ~~2005~~ 2012 State Department of Ecology Storm Water Management Manual for Western Washington, as amended in December 2014 and as amended by Sections 1 through 6 of Appendix 1 of the NPDES 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 hereinafter referred to as the "stormwater manual."

B. Section 13.20.240 (C) is hereby amended to read as follows:

13.20.240 Low impact development - Alternative standards

(C) A variety of BMPs to minimize impervious surfaces and to manage stormwater have been developed and tested for use in Western Washington. These BMPs and the overall LID approach are described in the stormwater manual as well as the LID Technical Guidance Manual for Puget Sound (LID manual).

C. Section 13.20.270 (C) is hereby is hereby amended to read as follows:

13.20.270 Prohibited, allowable, and conditional discharges and connections.

(C) Allowable Discharges. The following types of discharges shall not be considered illegal discharges for the purposes of this chapter unless the city determines that the type of discharge, whether singly or in combination with others, is causing or is likely to cause pollution of surface water or ground water:

- (1) Diverted stream flows.
- (2) Rising ground waters.
- (3) Uncontaminated ground water infiltration as defined in 40 CFR 35.2005(20).
- (4) Uncontaminated pumped ground water.
- (5) Foundation drains.
- (6) Air conditioning condensation.
- (7) Irrigation water from agricultural sources that is commingled with urban stormwater.
- (8) Springs.

- (9) Uncontaminated ~~W~~water from crawl space pumps
- (10) Footing drains.
- (11) Flows from riparian habitats and wetlands
- (12) . Non-storm water discharges covered by another NPDES or state waste discharge permit.
- (13) Discharges from emergency fire fighting activities.

D. Section 13.20.270 (D) is hereby amended to read as follows

(D) Conditional Discharges. The following types of discharges shall not be considered illegal discharges for the purposes of this chapter, if they meet the stated conditions, or unless the city determines that the type of discharge, whether singly or in combination with others, is causing or is likely to cause pollution of surface water or ground water:

- (1) Potable water, including but not limited to water from water line flushing, hyperchlorinated water line flushing, fire hydrant system flushing, and pipeline hydrostatic test water. These planned discharges shall be dechlorinated to a concentration of 0.1 ppm or less, pH-adjusted, if necessary and in volumes and velocities controlled to prevent resuspension of sediments in the stormwater system.
- (2) Lawn watering and other irrigation runoff.
- (3) Dechlorinated swimming pool, spa and hot tub discharges. These discharges shall be dechlorinated to a concentration of 0.1 ppm or less, pH-adjusted and reoxygenized if necessary, volumetrically and velocity controlled to prevent resuspension of sediments in the stormwater system. Discharges shall be thermally controlled to prevent an increase in temperature of the receiving water.
- (4) Street and sidewalk wash water, water used to control dust, and routine external building wash down that does not use detergents. These discharges shall be permitted, if the amount of street wash and dust control water used is minimized. At active construction sites, street sweeping must be performed prior to washing the street.
- (5) Nonstormwater discharges covered by another NPDES permit. These discharges shall be in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations.
- (6) Other nonstormwater discharges. These discharges shall be in compliance with the requirements of a stormwater pollution prevention plan (SWPPP) reviewed and approved by the city, which addresses control of such discharges by applying AKART to prevent contaminants from entering surface or ground water.