

ORDINANCE NO. 15-1006

AN ORDINANCE ADOPTING AMENDMENTS TO OREGON CITY MUNICIPAL CODE CHAPTER 13.12, STORMWATER MANAGEMENT.

WHEREAS, the City of Oregon City needs a legal mechanism to require the provision of adequate drainage facilities and adequate grading and land clearing practices in the development and use of property in conformation with current accepted standards for the design of drainage facilities and grading operations; and

WHEREAS, an expanded population and increased development of land in the City of Oregon City, coupled with inadequate drainage controls, has led to problems related to land clearing, grading, and stormwater runoff impacts; and

WHEREAS, these problems include increased sedimentation in ponds, creeks, and streams, water quality degrading and deterioration of existing stream channels; and

WHEREAS, inadequate surface and subsurface drainage planning and practice can lead to erosion and property damage and risk to life; and

WHEREAS, future problems will be reduced if land developments, both public and private, provide for adequate drainage of property, and adequate grading of slopes; and

WHEREAS, Statewide Planning Goal 11 requires local jurisdictions to plan and develop a timely, orderly and efficient arrangement of public facilities and services to serve as a framework for urban and rural development, and are necessary for an effective level of future urban development within the City Limits; and

WHEREAS, the proposed amendments meet federal and state National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) permitting requirements; and

WHEREAS, the proposed amendments will minimize the introduction of pollutants and provide water quality treatment of stormwater runoff to preserve the beneficial uses of drainageways, lakes, ponds, wetlands, and other sensitive areas; and

WHEREAS, the proposed amendments protect the health, safety and welfare of persons and property by safely conveying all stormwater runoff from site development and preventing the uncontrolled or irresponsible discharge of stormwater onto adjoining public or private property.

NOW, THEREFORE, THE CITY OF OREGON CITY ORDAINS AS FOLLOWS:

Section 1. The City hereby replaces the existing Oregon City Municipal Code Chapter 13.12, entitled Stormwater Management, and replaces it with the amended Chapter 13.12, attached hereto as Exhibit 'A.'

Section 2. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, the invalidity does not affect other provisions or applications of this Ordinance that can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable.

Section 3. Effectiveness. This Ordinance shall take effect 90 days from the date of adoption.

Read for the first time at a regular meeting of the City Commission held on the 6th day of May, and the City Commission finally enacted the foregoing ordinance this 20th day of May, 2015.

DAN HOLLADAY, Mayor

Attested to this 20th day of May 2015:

Approved as to legal sufficiency:

Kattie Riggs, City Recorder

City Attorney

Exhibits:

Exhibit A – Amended Chapter 13.12, entitled Stormwater Management

GSB:7008052.1