

BILL NO. 17-273

AN ORDINANCE AMENDING CHAPTER 34, STORMWATER DISCHARGE CONTROL REGULATIONS, TO BE IN COMPLIANCE WITH STATE REGULATIONS AND THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PROGRAM.

WHEREAS, in November 2013, the Missouri Department of Natural Resources (MDNR) issued a letter to the City indicating that the City was not in compliance with its State Operating Permit under the NPDES Program; and,

WHEREAS, the City Staff has worked diligently to bring the City into compliance with the change in regulations and permit requirements and the revision of Chapter 34 to be consistent and in compliance with the City's State Operating Permit and the State of Missouri's Effluent Regulations and Water Quality Standards located at 10 CSR 20-7.015 and 7.031; and,

WHEREAS, the City is desirous of adopting Code provisions which are consistent with, and advance, State objectives with respect to water quality standards.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That Chapter 34, Stormwater Discharge Control Regulations is here by amended to read as set out on Exhibit "A" to this Ordinance, wherein deletions and additions of language are shown, and said Exhibit "A" is hereby incorporated by reference as if fully set forth herein.

SECTION 2. Nothing in this ordinance shall be construed to affect any suit or proceeding now pending in any court or any rights acquired or liability incurred nor any cause or causes of action occurred or existing, under any language, act or ordinance repealed hereby. Nor shall any existing right or remedy of any character be lost, impaired, or affected by this ordinance.

SECTION 3. That all ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4. That should any section, sentence or clause of this ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

SECTION 5. That it is the intention of the City Council, and it is hereby ordained, that the provisions of this ordinance shall become and be made a part of the Code of Ordinances for the City of Lee's Summit, Missouri and shall be numbered as set out on Exhibit "A" or as the Codifier of the City's Code shall assign that are consistent with the intent of this Ordinance.

SECTION 6. That this ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 2017.

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said City this _____ day of _____, 2017.

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

Chief Counsel of Infrastructure and Planning
Nancy K. Yendes