

**ORDINANCE NO. 06-2014**

**AN ORDINANCE TO AMEND THE ZONING REGULATIONS OF THE  
VILLAGE OF RIVERLEA**

Introduced by Mr. McHugh.

WHEREAS, the Council for the Village has determined that updates are needed to Chapter 50.19 of the Code of Ordinances, and that this will clarify requirements for Storm Water Pollution Prevention Plans and benefit the residents of the Village.

**BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF  
RIVERLEA, STATE OF OHIO:**

That Riverlea Code Section 50.19 is hereby amended in its entirety by deleting all sections and adding the following:

**§ 50.19 REQUIREMENT TO PREVENT, CONTROL AND REDUCE STORM  
WATER POLLUTANTS BY THE USE OF BEST MANAGEMENT PRACTICES.**

The authorized enforcement agency will adopt requirements identifying best management practices for any activity, operation, or facility which may cause or contribute to pollution or contamination of storm water, the storm drain system, or waters of the United States. The owner or operator of a commercial or industrial establishment shall provide, at their own expense, reasonable protection from accidental discharge of prohibited materials or other wastes into the municipal storm drain system or watercourses through the use of these structural and non-structural BMPs. Further, any person responsible for a property or premise, which is, or may be, the source of an illicit discharge, may be required to implement, at the person's expense, additional structural and non-structural BMPs to prevent the further discharge of pollutants to the municipal separate storm sewer system. Compliance with all terms and conditions of a valid NPDES permit authorizing the discharge of storm water associated with industrial activity, to the extent practicable, shall be deemed compliance with the provisions of this section. These BMPs shall be part of a storm water pollution prevention plan (SWPP) as necessary for compliance with requirements of the NPDES permit. All Storm Water Pollution Prevention Plans (SWPPP) must be developed and implemented in accordance with all permit conditions identified in the most current version of Ohio EPA's *General Storm Water Permit Associated with Construction Activities*. This requirement would only be expected for sites which result in a disturbance greater than one acre.

**Section 2. THE STATUTES TO BE AMENDED.** That pursuant to the requirements of Sections 731.19, Ohio Revised Code, the existing Riverlea Code Section 50.19, which is amended by Section 1 above, is hereby set forth:

**§ 50.19 REQUIREMENT TO PREVENT, CONTROL AND REDUCE STORM WATER POLLUTANTS BY THE USE OF BEST MANAGEMENT PRACTICES.**

The authorized enforcement agency will adopt requirements identifying best management practices for any activity, operation, or facility which may cause or contribute to pollution or contamination of storm water, the storm drain system, or waters of the United States. The owner or operator of a commercial or industrial establishment shall provide, at their own expense, reasonable protection from accidental discharge of prohibited materials or other wastes into the municipal storm drain system or watercourses through the use of these structural and non-structural BMPs. Further, any person responsible for a property or premise, which is, or may be, the source of an illicit discharge, may be required to implement, at the person's expense, additional structural and non-structural BMPs to prevent the further discharge of pollutants to the municipal separate storm sewer system. Compliance with all terms and conditions of a valid NPDES permit authorizing the discharge of storm water associated with industrial activity, to the extent practicable, shall be deemed compliance with the provisions of this section. These BMPs shall be part of a storm water pollution prevention plan (SWPP) as necessary for compliance with requirements of the NPDES permit.

(Ord. 833, passed 6-21-2004)

**Section 3. EFFECTIVE DATE.** That this Ordinance shall take effect from and after the earliest date permitted by law.

**Section 4. OPEN MEETINGS.** This Council finds and determines that all formal actions of this Council concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council and that all deliberations of this Council that resulted in those formal actions were in meetings open to the public in compliance with law.

**Section 5. PUBLICATION.** That pursuant to Ohio Revised Code Section 731.25, the Council of the Village of Riverlea hereby determines that publication of this Ordinance in a newspaper is unnecessary and does hereby determine that this Ordinance shall be published by posting copies hereof in the five following places which are determined to be the five most public places in the Village of Riverlea, Ohio:

1. The Circle on West Riverglen Drive.
2. The Ravine Park on West Riverglen Drive.
3. The Northwest corner of Beverly Place and Dover Court.
4. Lot 75 on West Riverglen Drive.
5. Lot 7 on West Southington Avenue.

Copies of this Ordinance shall be posted continuously in the above-mentioned places for a period of fifteen (15) days and at the expiration thereof this Ordinance shall become effective.

Passed this \_\_\_\_ day of \_\_\_\_\_, 2014.

Eric MacGilvray, President of Council

ATTEST:

\_\_\_\_\_  
Josh Mehling, Clerk-Treasurer

\_\_\_\_\_  
Kirk McHugh, Mayor

I hereby certify that on the \_\_\_\_ day of \_\_\_\_\_, 2014, I posted a copy of the above Ordinance in each of the five places heretofore designated by Council as the most public places in the Village of Riverlea and that the same remained there posted continuously for fifteen (15) days.

\_\_\_\_\_  
Josh Mehling, Clerk-Treasurer