

ORDINANCE NO. 2015-01

COMMON COUNCIL FOR THE CITY OF LEBANON, INDIANA

**AN ORDINANCE AMENDING THE CITY OF LEBANON STORMWATER CODE
(ORDINANCE NO. 2006-15)**

WHEREAS, The City of Lebanon, Boone County, Indiana (“City”), may, pursuant to Indiana law [I.C. 36-1-3 (Home Rule)], enact ordinances for effective governance; and

WHEREAS, statutory authority is granted to the City of Lebanon under Indiana law to regulate stormwater discharge in the City of Lebanon; and

WHEREAS, the City of Lebanon has been declared a Municipal Separate Storm Sewer System entity by the Indiana Department of Environmental Management; and

WHEREAS, a current version of the Lebanon Stormwater Code is required by Phase 2 of the National Pollutant Discharge Elimination System program authorized by the 1972 amendments to the Clean Water Act and by 327 I.A.C. 15-13; and

WHEREAS, the City of Lebanon adopted the City of Lebanon Stormwater Code by Ordinance Number 2006-15, codified as Lebanon City Code Chapter 56; and

WHEREAS, the City of Lebanon desires to amend Lebanon City Code Chapter 56 to comply with federal and state laws, regulations and rules relating to stormwater and to incorporate new and more effective standards relating to stormwater run-off and detention to protect the health, safety and welfare of the citizens of the City.

NOW, THEREFORE, BE IT ORDAINED AND ADOPTED as follows:

1. The Lebanon Stormwater Code, currently codified as Lebanon City Code Chapter 56 is deleted in its entirety and replaced with Lebanon City Code Chapter 56 as provided in Exhibit A attached hereto (The attached Exhibit A contains the existing Stormwater Code with additions highlighted and provisions to be deleted so noted as sticken).

2. The provisions of this chapter shall be deemed as additional requirements to minimum standards required by other City of Lebanon ordinances, and as supplemental requirements to Indiana's Rule 5 regarding *Stormwater Discharge Associated with Construction Activity*, (327 I.A.C. 15-5) and Indiana's Rule 13 regarding *Stormwater Run-off Associated with Municipal Separate Storm Sewer System Conveyances* (327 I.A.C. 15-13). In case of conflicting requirements, the most restrictive shall apply.

3. If any part of the Ordinance shall be held invalid, such part shall be deemed severable and the invalidity thereof shall not affect the remainder of this Ordinance.

4. This Ordinance shall take effect upon adoption and as provided for under Indiana law and shall repeal any prior ordinances that conflict herewith.

PASSED AND ADOPTED THIS 26th day of JANUARY 2015.

LEBANON COMMON COUNCIL

Harold "Huck" Lewis
Harold "Huck" Lewis, Mayor

Keith Campbell
Keith Campbell

ABSENT
John Copeland

Lana Kruse
Lana Kruse

Mike Kincaid
Mike Kincaid

ABSENT
Jeremy Lamar

Steve Large
Steve Large

Preston Myers
Preston Myers

ATTEST:

Tonya Thayer
Tonya Thayer, Lebanon Clerk-Treasurer