

ORDINANCE NO. 18-07
PORTER COUNTY BOARD
OF COMMISSIONERS

An Ordinance Amending the
Storm Water Advisory Board.

Whereas, the Board of County Commissioners of Porter County, Indiana (hereinafter the "County"), is mandated by applicable law to address the requirements of the National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) permit program requirements as administered by the Indiana Department of Environmental Management (IDEM) under 327 IAC 15-13 (Rule 13) and related programs; and,

Whereas, the County is responsible for storm water management for the unincorporated area of Porter County with the municipalities being responsible for storm water management within their corporate boundaries; and,

Whereas, the County desires that effective storm water management be provided to all citizens in Porter County to protect, to the extent practicable, from the loss of life and property damage from flooding, and to minimize, to the extent practicable, impacts to surface quality and runoff; and,

Whereas, the County has been mandated by the United States Environmental Protection Agency (USEPA) as administered by IDEM to obtain and administer a permit, under a prescriptive schedule, for its storm water quality management system; and,

Whereas, the County has established a storm water management program under the provisions of IC 8.1.5-5; and,

Whereas, the benefits of flood control and surface water quality extend to all citizens, institutions and businesses in the County; and,

Whereas, all real property in Porter County, including property owned by public and tax-exempt entities, contributes to storm water runoff, and either uses or benefits from the County's Storm Water System; and,

Whereas, storm water runoff contributes to non-point source pollution to the streams of the County's watersheds, and a storm water management program and storm water facilities can reduce this type of pollution; and,

Whereas, the Porter County Board of Commissioners has deemed it necessary to amend Chapter 14.04 (Storm Water Management Program) and Ordinance 16-03.

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED THAT:

Title 14 (Storm Water Management) Chapter 14.04 (Storm Water Management Program) shall be amended as follows:

Section 14.04.040: Storm Water Advisory Board

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A. A Storm Water Advisory Board shall be established to review proposed projects, hear user fee appeals, monitoring existing project reports and work closely with the Engineer and Department Director. Storm Water Advisory Board shall give recommendations to the Board on proposed projects to fund.

B. The Storm Water Advisory Board shall consist of seven (7) voting members and one (1) ex-officio member with membership as follows:

1. A member from the Board of Commissioner's membership or their designee.

2. A member of the County Council's membership

3. Five (5) citizen members appointed by the Board of Commissioners. Citizen members shall reside in Porter County and have knowledge of storm water drainage and management. Appointments of citizen members shall be staggered for initial appointments: one appointment for 1 year, one appointment for 2 years, one appointment for 3 years, and 2 appointments for 4 years. After the initial appointment the terms shall run for 4 years.

4. Ex-officio member shall be the County Surveyor.

C. Citizen membership shall be for an appointed four (4) year term. Commissioners may remove the citizen member for cause at a public hearing.

This Ordinance passed and adopted this 13 day of February, 2018.

PORTER COUNTY BOARD
OF COMMISSIONERS

Jeff Good
Laura Blaney
Jim Biggs

Attest: Vicki Urbanik, Auditor

I affirm under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.

Robert W. Thompson, Jr., AICP

2/23/18 - hspaxlp