

**CITY OF FARMINGTON**

**BILL 67112015**

**ORDINANCE 11-2I 111**

**AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF FARMINGTON, MISSOURI, BY AMENDING TITLE IV: LAND USE, CHAPTER 420: STORMWATER MANAGEMENT REGULATIONS, A LAND USE KNOWN AS "STORMWATER MANAGEMENT PLANS AND STORMWATER MANAGEMENT REGULATIONS" AND ENACTING CERTAIN REGULATIONS PERTAINING THERETO.**

**WHEREAS**, there has been presented on this date an amendment to the Municipal Code of the City of Farmington related to definitions, purpose and permits, application and process, stormwater management plans, stormwater prevention plans, project classifications and fees, design requirements, enforcement and penalties, and inspections, completion, acceptance and maintenance of improvements; and

**WHEREAS**, the proposed amendment has been affirmatively recommended by the Planning and Zoning Commission of the City of Farmington; and

**WHEREAS**, a public hearing regarding the proposed amendment was held on November 12, 2015 wherein all citizens or parties in interest were given the opportunity to address the City Council regarding said amendment; now therefore,

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FARMINGTON, MISSOURI AS FOLLOWS.**

**SECTION 1:** That Title IV: Land Use, Chapter 420: Stormwater Management Regulations is hereby amended by deleting and replacing Section 420.140: Stormwater Detention Payment In Lieu Of Construction, Subsection 5:

**SECTION 420.140: STORMWATER DETENTION PAYMENT IN LIEU OF CONSTRUCTION**

5. When the detention volume is less than five thousand (5,000) cubic feet, the table shown in "Chapter 420, Table H" at the end of this Chapter and a copy of which is outlined on the Buyout Application form, a copy of which is on file in the City offices, shall be used to determine the buyout amount.

When the project is too large to use the table shown in "Chapter 420, Table H", the buyout volume may be determined by using the formula of 15,000cf per acre of impervious area.

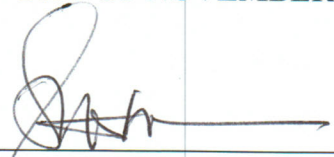
**SECTION 2:** Any ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

**SECTION 3:** That the sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section shall be declared unconstitutional or otherwise invalid by valid judgment or decree of a court of competent

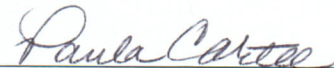
jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance.

**SECTION 4:** That this ordinance shall be in full force and effective upon passage by the City Council and approval of the Mayor.

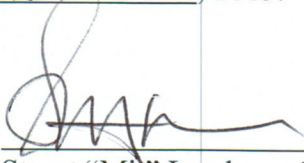
**DULY READ AND PASSED THIS 23<sup>RD</sup> DAY OF NOVEMBER, 2015.**

  
Stuart "Mit" Landrum, Mayor

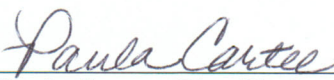
ATTEST:

  
Paula Cartee, City Clerk


Approved this 23<sup>rd</sup> Day of November, 2015.

  
Stuart "Mit" Landrum, Mayor

ATTEST:

  
Paula Cartee, City Clerk

APPROVED AS TO FORM:

  
R. Scott Reid, City Counselor