

# Ordinances and Enforceable Policies

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# Why are we still talking about E&S Ordinances?

- Construction still the source of most sediment in storm water (Nat'l Academy of Science, 2008)
- Need to meet Phase II MS4 requirements

# Why local regs when there's RIPDES?

EPA:

- “Induce more localized site regulation & enforcement efforts”
- “Enable MS4 operators to more effectively control construction site discharges into their systems”

(closer to reality)

- Increases chances of problems being noticed & addressed quickly

# What MUST be in an ordinance or other regulatory mechanism?

(Construction Minimum Measure)

- Sediment and erosion control at construction sites
- Waste control at construction sites
- Sanctions to ensure compliance

# Suggested changes to model

- 1) Sites subject to RIPDES submit SWPPP to municipality
  - All sites disturbing 1+ acres automatically subject to E&S Ordinance
  - Plan prepared in conformance with RIPDES

# Suggested changes to model

- 2) Detail of E&S plans commensurate with size and sensitivity of site
- 3) Construction waste management included
- 4) Restoration of soil infiltration
- 5) Inspections by trained professional