

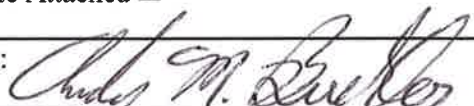
# Kenosha



# County

## BOARD OF SUPERVISORS

ORDINANCE NO. \_\_\_\_\_

Subject: Proposed amendment to the Kenosha County Stormwater Management, Erosion Control and Illicit Discharge Ordinance allowing alternate forms of financial assurance than what currently exists creating some flexibility for the developer.			
Original <input type="checkbox"/>	Corrected <input type="checkbox"/>	2nd Correction <input type="checkbox"/>	Resubmitted <input type="checkbox"/>
Date Submitted: July 17, 2018		Date Resubmitted:	
Submitted By: Planning Development & Extension Education Committee			
Fiscal Note Attached <input type="checkbox"/>		Legal Note Attached <input type="checkbox"/>	
Prepared By: Andy M. Buehler, Director Division of Planning & Development		Signature: 	

AN ORDINANCE TO AMEND CHAPTER 17 OF THE MUNICIPAL CODE OF  
KENOSHA COUNTY, WISCONSIN, WITH REFERENCE TO ZONING

NOW, THEREFORE BE IT RESOLVED that pursuant to the authority granted by Sections 59.693, 92.07(15) and 281.33 and Chapter 236 of the Wisconsin State Statutes, the Kenosha County Board of Supervisors does hereby ordain that Chapter 17 of the Municipal Code of Kenosha County entitled "Kenosha County Stormwater Management, Erosion Control and Illicit Discharge Ordinance" be and hereby is changed by the following addition and is amended to read as set forth in the attached Exhibit A.

**Description:** See Exhibit A (attached).

This description is intended to extend to the center of all roads.

Approved by:

PLANNING, DEVELOPMENT  
& EXTENSION EDUCATION  
COMMITTEE

	<u>Aye</u>	<u>No</u>	<u>Abstain</u>	<u>Excused</u>
<hr/> Erin Decker, Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Michael Skalitzky, Vice Chair	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> John Poole	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Mark Nordigian	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<hr/> Zach Rodriguez	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

~~Strikethrough~~ = Text Removed

Green Font = New Text

## EXHIBIT "A"

17.08-3

### Financial Assurance

(a) Purpose

P&D may require the applicant to submit a financial assurance to ensure compliance with the approved erosion control plans, stormwater management plans, other stormwater permit requirements, and as-built submittals unless the Town in which the subject lands are located has required a financial assurance to ensure compliance with the same requirements.

(b) Type and Authority

P&D shall determine the acceptable type and form of financial assurance, which may include cash, or a bond or ~~accept~~ an irrevocable letter of credit ~~only~~ from an approved financial institution with Kenosha County, Wisconsin named as the beneficiary and upon written notice to the permit holder, be authorized to use the funds to complete activities required in the approved plans or this ordinance if the permit holder or other responsible party defaults or does not properly implement the requirements.

17.09-3

### Stormwater Management Performance Standards

All stormwater management plans and associated BMPs shall meet the following minimum requirements to the maximum extent practicable. Runoff draining to a stormwater BMP from off-site must be accounted for hydraulically in any BMP design. It is highly recommended that the applicant meet with P&D prior to preparing a stormwater management plan to determine the applicability of these requirements early in the site planning process.

(a) Peak Discharge

1. Minimum Requirement

To minimize downstream bank erosion and the failure of downstream conveyance systems, the peak stormwater discharge rate **shall not exceed** the rates as described below. Modeling requirements for this provision are further described Section II.F.

- a. Reduce the post-development peak rates of runoff during the one-, two-, 10-, and 100-year recurrence interval storms to less than the peak rates of runoff during the same recurrence interval storms occurring under predevelopment conditions for the Towns of Brighton, Paris, Randall, ~~Salem~~, and Wheatland.