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