

EUGENE CITY COUNCIL

AGENDA ITEM SUMMARY



Action: A Resolution Adopting Amendments to Stormwater Systems Development Charge Methodology and Amending Resolution No. 4900

Meeting Date: January 27, 2014
Department: Public Works
www.eugene-or.gov

Agenda Item Number: 3
Staff Contact: Fred McVey
Contact Telephone Number: 541-682-5216

ISSUE STATEMENT

The City Council is scheduled to take action on the proposed resolution adopting modification of the Systems Development Charges (SDC) methodology for the stormwater system. The modification is necessary to support implementation of changes to stormwater development standards adopted by the City Council on January 13, 2014. The proposed SDC methodology includes a new rate component to be paid only by development subject to new water quality treatment standards that does not construct private on-site stormwater infiltration or filtration treatment facilities. Under the adopted standards, such development is required to pay an SDC component that provides for equivalent off-site stormwater infiltration or filtration treatment facilities.

BACKGROUND

Stormwater development standards regulate requirements for stormwater management facilities applicable to the development of new and replaced impervious surfaces. The newly modified stormwater development standards are required by the federal Clean Water Act and the City's National Pollutant Discharge Elimination System Municipal Separate Storm Sewer System Discharge Permit (Municipal Stormwater Permit). They are an important element of the City's comprehensive stormwater program aimed at protecting and improving the water quality of Eugene's receiving streams including Amazon Creek and the Willamette River as well as reducing the risks and impacts of flooding events.

The City Council held a public hearing on December 9, 2013, and took action on January 13, 2014, adopting an ordinance implementing a hierarchy of best management practices of on-site stormwater management techniques that emphasize and promote low impact development and green infrastructure approaches to improve water quality. The ordinance is effective March 1, 2014.

In conjunction with the stormwater development standards, modification of the stormwater SDC Methodology is proposed to include a low-impact development (LID) capacity component to provide for off-site public infiltration/filtration stormwater quality treatment required for Priority 3 of the adopted treatment hierarchy. Existing stormwater SDCs and credits will remain the same

for most development; the additional LID capacity component will apply only to development subject to the standards for stormwater quality that will not include the construction of on-site infiltration/filtration treatment facilities. While private mechanical treatment facilities alone will not fully meet the stormwater treatment requirements, a new single-level stormwater quality SDC credit of 50 percent of the LID capacity component of the stormwater SDC will be applied to development qualifying for Priority 3 of the proposed treatment hierarchy and choosing to install an approved on-site mechanical treatment facility that treats all site impervious area subject to the standards for stormwater quality.

Consistent with statutory requirements for amending an SDC, the City made the proposed methodology available to interested persons on November 22, 2013. The council held a public hearing on a resolution adopting the proposed methodology amendments on January 21, 2014. The proposed SDC methodology prepared for the public hearing and action contains two slight wording modifications from the methodology posted last November. Specifically, two project names in Table 9 of the methodology were changed to more accurately describe the range of projects with which the City plans to construct off-site LID facilities. Originally, one project was listed as "LID Facilities in conjunction with Pavement Preservation Program" and was subsequently retitled to "LID Facilities in conjunction with Street Projects." For consistency, the wording in the title of the "LID Facilities in conjunction with Drywell Elimination Program" project was also changed to "LID Facilities in conjunction with Drywell Elimination Projects." These project name changes do not affect any of the proposed project costs, SDC charge calculation methods or SDC rates.

Prior to the public hearing on January 21, 2014, one person, Boyd Iverson, provided written testimony. Mr. Iverson's written testimony, sent to City Council members via email on January 14, 2014, is included as Attachment B to this agenda item summary. No one offered testimony at the public hearing.

RELATED CITY POLICIES

The proposed stormwater SDC modifications support implementation of stormwater development standards as a component of the City's Stormwater Program initiated with the adoption of the Comprehensive Stormwater Management Plan (CSWMP) and as required through the Department of Environmental Quality (DEQ)'s issuance of the City's National Pollutant Discharge Elimination System (NPDES) Permit.

COUNCIL OPTIONS

1. Adopt the resolution as proposed.
2. Amend the proposed resolution.
3. Direct staff on additional amendments of the proposed resolution.

CITY MANAGER'S RECOMMENDATION

The City Manager recommends that the Mayor and City Council adopt the resolution as proposed.

SUGGESTED MOTION

Move to adopt Resolution 5100 adopting amendments to Stormwater Systems Development Charge Methodology and amending Resolution No. 4900.

ATTACHMENTS

- A. Resolution and Exhibit A
- B. Written testimony from Boyd Iverson

FOR MORE INFORMATION

Staff Contact: Fred McVey, Engineering Data Services Manager
Telephone: 541-682-5216
Staff E-Mail: fred.mcvey@ci.eugene.or.us