



Legislation Text

File #: 19-3198, **Version:** 1

Resolution - A Resolution Adopting the Updated Stormwater Management Program and Authorizing the City Manager to Sign the Notice of Intent and Complete Other Forms for the Texas Commission on Environmental Quality

The Environmental Services Staff recommends the approval of the resolution.

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The City of Mansfield submitted its first Stormwater Management Program (SWMP) to the TCEQ on Feb. 7, 2008. The second SWMP was adopted June 9, 2013. The permit for that SWMP expired January 2019 and was replaced by a new permit. The deadline to file an updated SWMP is July 24, 2019.

The Stormwater Management Program is a required document broken into sections of related practices or measures the City will implement over the permit term (5 years) in an attempt to improve stormwater discharges and surface water quality throughout the City.

The City must submit a copy of a Stormwater Management Program by the due date or face penalties and fees. The State will review the documents as they are submitted for administrative completeness and technical completeness. It is possible that changes could be requested. Any significant updates requested by the State will be brought to the Council to approve. Once a Stormwater Management Program is technically complete, the State will notify the City and a public notice must be published announcing the TCEQ Executive Director's preliminary determination of the program and a 30 day public comment period will begin. During this time, the City must continue to implement the plan as if it were approved. After the 30 day public notice period ends, provided no comments were made, the permit is considered approved and effective.

Adopting the current draft of the Stormwater Management Program and authorizing the City Manager to sign the Notice of Intent and other forms are necessary for compliance with State and Federal regulations. The City retained a consultant to assist with the preparation of the SWMP. The consultant assisted staff in complying with the EPA "remand rule" that measurable goals be clear, specific and measurable, and to streamline the existing SWMP. The count of best management practices (BMPs) was reduced from 50 to 44, while maintaining compliance with all TCEQ permit requirements. No new BMPs are proposed.

Most new permit requirements were already met with the previous implementation of the stormwater program. There will be more training of staff outside the Environmental Services Department to comply with the new permit. Also, operating and maintenance plans for post-construction water devices will need to be filed with the deed records of the property where they are installed.

Howard Redfearn will be in attendance at the meeting to answer questions.

Drainage utility fee. No increase to the operating budget is anticipated to comply with the new permit compared to the previous permit.

Howard Redfearn, Environmental Manager, Environmental Services Department