

October 27, 2014

Ordinance Book 59, Page 80

Petitioner: Charlotte-Mecklenburg Storm Water Services

**AN ORDINANCE AMENDING CITY CODE CHAPTER 18 –  
STORMWATER, ARTICLE IV – POST-CONSTRUCTION  
STORMWATER ORDINANCE**

**ORDINANCE NO. 5498**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHARLOTTE:**

Chapter 18, Article IV "Post-Construction Stormwater" of the Code of the City of Charlotte is hereby amended as follows:

**DIVISION 4: DEVELOPMENT AND REDEVELOPMENT MITIGATION**

**1. SECTION 18-161: MITIGATION PAYMENT**

- a. Amend Section 18-161, MITIGATION PAYMENT, SUBSECTION (c) *Redevelopment not within transit station areas or distressed business districts*. The remaining section shall remain unchanged. The revised text shall read as follows:

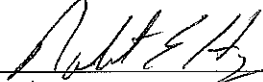
(c) *Redevelopment not within transit station areas or distressed business districts*. For a period of time beginning with approval of this Ordinance amendment and ending ~~October 31, 2014~~ December 31, 2017, projects involving redevelopment of existing built-upon-area and the cumulative addition of less than 20,000 square feet of new built-upon-area, are allowed by right to forego meeting the requirements of this article, except for required stream buffers and phosphorous requirements, provided one of the following measures is implemented on the site:

- (1) If an analysis of the downstream storm water conveyance system confirms that volume and peak control facilities may be waived by the Storm Water Administrator, provide 85 percent TSS removal from first inch of rainfall for entire project and pay the city a mitigation fee according to rates set forth in the administrative manual for the pre-project built upon area and any additional impervious area; or
- (2) If an analysis of the downstream storm water conveyance system confirms that volume and peak control facilities may be waived by the Storm Water Administrator, pay the city a mitigation fee according to rates set forth in the administrative manual for the pre-project built upon area and any additional impervious area; or
- (3) Provide one-year, 24-hour volume control and ten-year, six-hour peak control for entire project and pay the city a mitigation fee

according to rates set forth in the administrative manual for the pre-project built upon area and any additional impervious area.

That this ordinance shall become effective upon its adoption.

Approved as to form:

  
\_\_\_\_\_  
City Attorney

I, \_\_\_\_\_, City Clerk of the City of Charlotte, North Carolina, DO  
HEREBY CERTIFY that the foregoing is a true and exact copy of an Ordinance adopted  
by the City Council of the City of Charlotte, North Carolina, in regular session convened  
on the \_\_\_\_\_ day of \_\_\_\_\_, 2014, the reference having been made in Minute Book \_\_\_\_\_,  
and recorded in full in Ordinance Book \_\_\_\_\_, Page(s) \_\_\_\_\_.

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this  
\_\_\_\_\_ day of \_\_\_\_\_, 2014.

\_\_\_\_\_