

ORDINANCE # 2013- 11

**AMENDMENT TO THE KENDALL COUNTY STORMWATER ORDINANCE
TO CREATE A DISTURBANCE THRESHOLD FOR SMALL NON-RESIDENTIAL
LOTS**

WHEREAS, Kendall County regulates all development, stormwater management activities, soil erosion control practices and floodplain protection measures within Kendall County under authority of the Countywide Stormwater Ordinance, whether or not such activities occur within an incorporated municipality; and

WHEREAS, the Kendall County Board amends these ordinances from time to time in the public interest; and

WHEREAS, all administrative procedures for amendments have been followed including a public hearing held before the Kendall County Stormwater Planning Committee on April 9, 2013;

NOW, THEREFORE, BE IT ORDAINED, the Kendall County Board hereby amends Section 203.1.b & 203.1.c “Applicability of Site Runoff Storage Requirements” of the Kendall County Stormwater Ordinance as provided:

203.1.b paragraph 4- The area of development and impervious surface and corresponding storage requirements shall be determined on an aggregate basis from the effective date of this ordinance.

203.1.c- A non-residential land use or a residential land use other than single family - detached property of contiguous ownership less than three acres and resulting in disturbance of more than 5,000 square feet and resulting in 25% or more of the site area as impervious surface. The area development and corresponding storage requirements shall be determined on an aggregate basis from the effective date of this ordinance;

Note to add after 203.1.e

All impervious area shall be included when considering the threshold for requiring stormwater storage regardless of when it was created. No impervious surface is grandfathered with regard to the threshold. However, stormwater storage is only required on development after the effective date of this ordinance. Additionally, it is noted that a gravel surface is considered impervious unless it is designed and constructed to promote infiltration or provide stormwater storage

IN WITNESS OF, this Ordinance has been enacted by the Kendall County Board this 21st day of May, 2013.

Attest:



Kendall County Clerk
Debbie Gillette



Kendall County Board Chairman
John Shaw