

CHAPTER 15-04 PROHIBITED ACTIONS

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15-04-010. **Violations of this Title.**

It is unlawful for any person or entity to violate or cause to be violated any of the provisions of this Title.

15-04-020. **Permit Required.**

It is unlawful for any person or entity to conduct or cause to be conducted any activity which is subject to the Stormwater Permit requirements of this Title upon any parcel of real property within the City unless a Stormwater Permit and all of its applicable components have been issued for the subject parcel of real property and activity.

15-04-030. **No Polluted Waters.**

The only substance allowed to be discharged under this Title into the City's storm drain system is stormwater, surface drainage, subsurface drainage, ground water, roof run-off, or non-polluted water. Such water may be discharged only into City storm drain system facilities which have adequate capacity for the accommodation of such water. Such discharged water shall comply with the terms and provisions of this Title and the City's stormwater quality standards.

15-04-040. **Obstructions.**

(a) **Obstruction.** It is unlawful for any person or entity to obstruct or contribute to the obstruction of the flow of stormwater run-off or non-stormwater run-off into any detention basin, storm drain, curb and gutter, drain inlet, or other associated structural controls that convey stormwater and/or non-stormwater run-off, unless the obstruction is authorized in writing by the City.

(b) **Interference.** It is unlawful for any person or entity to cause any obstruction that inhibits the normal flow of stormwater and/or non-stormwater run-off in any curb and gutter, unless the obstruction is associated with a street and/or storm drainage improvement project and is authorized in writing by the City and granted with the issuance of a permit signed by an authorized agent of the City.

(c) **Covering Inlet.** It is unlawful for any person or entity to cover any drain inlet for any reason or purpose, unless the obstruction is authorized in writing by the City; provided, however, that a drainage system inlet may be temporarily obstructed in emergency situations in order to prevent

contaminants from entering the storm drain system.

(d) Exceptions. Subsections (a) and (b) of this Section shall not apply during clean-up periods established by the City, provided the materials are placed according to any directions from the City and do not obstruct drain inlets.

15-04-050. Dumping.

It is unlawful for any person or entity to dump or allow to be dumped into any detention basin, storm drain, curb, gutter, drain inlet, or other storm drainage structure that conveys stormwater and/or non-stormwater, any type of deleterious product, including, but not limited to, debris, petroleum product, chemical, paint, pesticide, herbicide, heavy metal, acid or base product, solid or liquid waste product, hazardous waste product, and/or human or animal waste.

15-04-060. Damage to Facilities.

It shall be unlawful for any person or entity to place or cause to be placed in the easement, channel, bed or bank of any river, stream, wash or other natural drain or within or upon any storm drain, subsurface drain, flood control channel, reservoir, detention basin, debris basin, spreading ground or other property over which the City has an interest, matter of any kind that may operate to impede, retard or change the normal direction of the flow of flood, storm, subsurface or other waters, or that may catch or collect debris carried by such waters, or that may be carried downstream by such waters to the damage and detriment of adjacent private or public property, or that may degrade the quality of the water, without first obtaining a written permit for such placement from the City.

15-04-070. Tracking Mud or Materials on Public Street.

It is unlawful for any person or entity to track or drop mud, stones, dirt, concrete, gravel, sediment or other similar materials onto public streets by construction or delivery vehicles. It shall be the duty of the driver of a vehicle who unlawfully drops or deposits mud, stones, concrete, gravel, sediment or other similar materials or permits the load or any portion thereof to be dropped or deposited upon any public street to immediately remove the same or cause the same to be removed. It shall be the duty of the driver of any vehicle to clean the tires and vehicle undercarriage of dirt or debris before the vehicle enters onto a paved public street. Developers shall provide for the cleaning of all construction vehicles on site before the vehicles leave the site. Developers shall be required to bond for protection measure and potential clean up costs as determined by the Public Works Director and City Engineer in connection with any City approvals or permits issued for the land disturbance or construction activity. In the event construction traffic causes debris to be dropped or deposited onto public streets in violation of this Section, Developers shall also be responsible and liable for cleaning the public streets. Curbs, gutters and streets adjacent to construction projects will be inspected by the City for compliance with the provisions herein.

15-04-080. Washing Out Concrete Trucks.

It is unlawful for any person or entity to wash out a concrete truck at any construction site other than in pre-approved designated areas or to discharge waste concrete or concrete truck rinse water except into pre-approved discharge facilities. Dumping of excess concrete at any construction site shall not be allowed. It shall be the duty of the driver of the concrete vehicle to wash out his or her concrete truck in pre-approved designated areas. The driver of the vehicle shall be responsible for cleaning up any concrete or debris deposited on any site in violation of this Section. Developers shall provide a pre-approved designated area for the cleaning of concrete trucks. Developers shall be required to bond for protection measure and potential clean up costs as determined by the Public Works Director and/or City Engineer in connection with any City approvals or permits issued for the land disturbance or construction activity. In the event a concrete truck is washed out or excess concrete is deposited on any site, the Developer shall also be responsible and liable for cleaning up the illegally deposited concrete from the site. Projects will be inspected by the City for compliance with the provisions herein.

15-04-090. Stockpiling Debris.

It is unlawful for any person or entity to stockpile construction or yard improvement materials or debris in the street, gutter or in any drainage channel (natural or man-made). This includes, but is not limited to, ramps being constructed for temporary access across the existing curb and gutter, stockpiling of topsoil or other fill material, stockpiling of sand, gravel, landscape rock, bark, mulch or any other material that may be considered a source of pollution in the storm drain system. Materials stored on a pallet or in a self contained storage unit may be pre-approved by the Public Works Director.

15-04-100. Chemical Storage or Use.

It is unlawful for any person or entity to use or store chemicals in a manner that causes pollution to the City's storm drain system.

15-04-110. Dumpster Location.

Dumpsters shall not be allowed in the street or on any paved surfaces except as may be approved under special circumstances by the Director of Public Works. Drain plugs with respect to containers designed with drains shall be in place at all times. Dumpsters shall be serviced with sufficient frequency so as to prevent overflow, spillage and the emanation of offensive odors.

15-04-120. Portable Toilet Location.

Portable toilets shall not be allowed in the street, on any paved surfaces, or in the park strip except as may be approved under special circumstances by the Director of Public Works.

15-04-130. Dust Control.

Dust control measures shall be implemented on all construction sites where there will be major soil disturbances or heavy construction activity, such as clearing, excavation, demolition, or excessive vehicle traffic. Dust control measures include, but are not limited to mulch, sprinkling, vegetative cover, wind breaks, stone, and spray on chemical soil treatments.

15-04-140. Illicit Discharges.

(a) No person or entity shall discharge or cause to be discharged into the City's storm drain system or watercourses any materials, including, but not limited to, pollutants or waters containing any pollutants that cause or contribute to a violation of applicable water quality standards.

(b) The commencement, conduct or continuance of any illicit discharge to the City's storm drain system is prohibited; provided, the following non-stormwater discharges may be permitted unless the City identifies any such discharge as a significant source of pollutants to stormwater or waters of the State or as causing or contributing to a violation of water quality standards:

- (1) Water line flushing
- (2) Landscape irrigation
- (3) Approved diverted stream flows;
- (4) Rising ground waters
- (5) Uncontaminated ground water infiltration to storm drains;
- (6) Uncontaminated pumped groundwater
- (7) Discharges from other potable water sources;
- (8) Foundation drains
- (9) Air conditioning condensation;
- (10) Irrigation water
- (11) Springs
- (12) Water from crawl space pumps

- (13) Footing Drains
- (14) Lawn watering runoff
- (15) Individual residential car washing
- (16) Flows from riparian habitat or wetland
- (17) Residual street washwater
- (18) Discharges or flows from Fire fighting activities,
- (19) Dechlorinated swimming pool discharges (only if dechlorinated in accordance with federal regulations to less than 0.4 PPM chlorine)
- (20) Dechlorinated water reservoir discharges

(c) Dye testing is an allowable discharge, but requires a written notification to the Public Works Director five (5) business days prior to the time of the test.

(d) The prohibitions set forth in this Section shall not apply to any non-stormwater discharge permitted under an NPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the Federal Environmental Protection Agency, provided that the discharger is in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations, and provided that written approval has been granted for any discharge to the storm drain system by the City.

(e) The prohibitions set forth in this Section expressly include, without limitation, connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection. The prohibition also expressly includes, without limitation, connections of sanitary sewer lines to the storm drain system.

(f) No person or entity shall install drainage outlets into curbsides unless approved by the City Engineer or Public Works Director. Approval shall be granted only in limited circumstances and must be based on a showing of good cause and necessity.

15-04-145. Illicit Connections.

No person or entity shall connect to the City's Storm Drain System without written approval and compliance with all terms, conditions and restrictions of this Title and applicable State and Federal laws, rules and regulations.

15-04-150. Residential Roof Drainage Restrictions.

No person or entity shall connect roof drains to the subsurface drainage system. The capacity of the subsurface drainage system is not designed to handle the quantity of run-off generated from roof drains. Run-off from roof drains should be directed to a lawn or a flower bed.

15-04-160. Sanitary Sewer Discharges, Connection and Overflow.

Sanitary sewer discharges, connections and overflows (SSO) are prohibited for discharge into the Storm Drain System. All SSOs must be reported to the Division of Water Quality and to the City's local wastewater treatment plant.