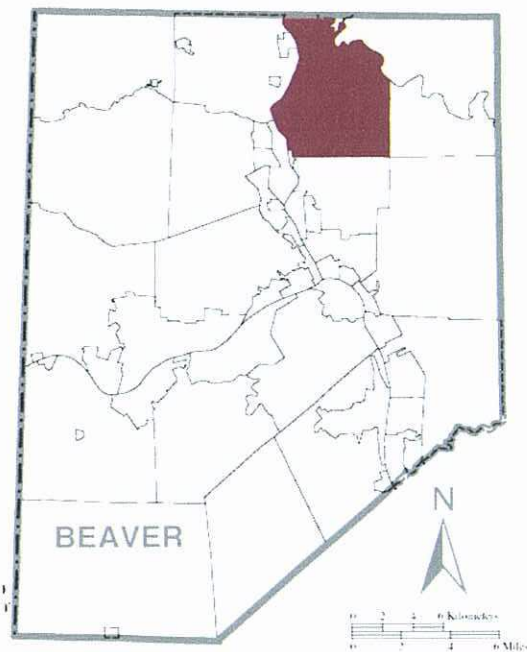


# North Sewickley Township Beaver County, PA

## Chapter 9 Grading, Excavating and Stormwater Management



## CODIFICATION OF ORDINANCES



## CHAPTER 9

### Grading, Excavating and Stormwater Management

|   |             |
|---|-------------|
| <b>STORMWATER MANAGEMENT .....</b>  | <b>9-1</b>  |
| <b>PART 1 .....</b>   | <b>9-1</b>  |
| <b>GENERAL PROVISIONS .....</b>   | <b>9-1</b>  |
| §9-101    TITLE.....  | 9-1         |
| §9-102    PURPOSE AND LEGISLATIVE INTENT.....                                     | 9-1         |
| §9-103    ADOPTION, AUTHORITY, APPLICABILITY .....                                | 9-2         |
| §9-104    MUNICIPAL LIABILITY.....  | 9-2         |
| §9-105    RIGHT OF ENTRY .....  | 9-2         |
| <b>PART 2 .....</b>   | <b>9-3</b>  |
| <b>PLAN REQUIREMENTS.....</b>   | <b>9-3</b>  |
| §9-201    GENERAL REQUIREMENTS .....  | 9-3         |
| §9-202    DESIGN STORMS .....   | 9-3         |
| §9-203    CALCULATION OF RUNOFF .....   | 9-4         |
| §9-204    DETENTION FACILITIES.....   | 9-4         |
| §9-205    EXEMPTIONS .....  | 9-5         |
| <b>PART 3 .....</b>   | <b>9-6</b>  |
| <b>APPLICATION PROCEDURE AND REQUIREMENTS.....</b>                                | <b>9-6</b>  |
| §9-301    APPLICATION PROCEDURES .....  | 9-6         |
| §9-302    APPLICATION REQUIREMENTS .....  | 9-6         |
| §9-303    WAIVER AND APPEAL PROCEDURE .....                                       | 9-6         |
| §9-304    EXPIRATION OF A STORMWATER MANAGEMENT PERMIT .....                      | 9-7         |
| §9-305    FINANCIAL SECURITY.....   | 9-7         |
| §9-306    LIABILITY INSURANCE .....   | 9-9         |
| §9-307    AS-BUILT DRAWINGS.....  | 9-9         |
| §9-308    INSPECTION DURING CONSTRUCTION.....                                     | 9-9         |
| <b>PART 4 .....</b>   | <b>9-11</b> |
| <b>MAINTENANCE OF STORMWATER MANAGEMENT FACILITIES AND BMP FACILITIES .....</b>   | <b>9-11</b> |
| §9-401    MAINTENANCE OF STORMWATER MANAGEMENT FACILITIES AND BMP FACILITIES..... | 9-11        |
| §9-402    PERMANENCE OF STORMWATER MANAGEMENT FACILITIES.....                     | 9-13        |
| <b>PART 5 .....</b>   | <b>9-14</b> |
| <b>ADMINISTRATION .....</b>   | <b>9-14</b> |
| §9-501    REMEDIES.....   | 9-14        |
| §9-502    PENALTIES.....  | 9-15        |
| §9-503    APPEALS .....   | 9-15        |



## CHAPTER 9

# GRADING, EXCAVATING AND STORMWATER MANAGEMENT

*History:* Ordinance No. 111, October 14, 2003.

### *Stormwater Management*

|         |   |         |   |
|---------|---|---------|---|
|         | <i>General Provisions</i>                 |         | <i>Application Procedure and Requirements</i>           |
| § 9-101 | <i>Title</i>                              | § 9-301 | <i>Application Procedures</i>                           |
| § 9-102 | <i>Purpose and Legislative Intent</i>     | § 9-302 | <i>Application Requirements</i>                         |
| § 9-103 | <i>Adoption, Authority, Applicability</i> | § 9-303 | <i>Waiver and Appeal Procedure</i>                      |
| § 9-104 | <i>Municipal Liability</i>                | § 9-304 | <i>Expiration of a SWM Permit</i>                       |
| § 9-105 | <i>Right-of-Entry</i>                     | § 9-305 | <i>Financial Security</i>                               |
|         | <i>Plan Requirements</i>                  | § 9-306 | <i>Liability Insurance</i>                              |
| § 9-201 | <i>General Requirements</i>               | § 9-307 | <i>As-Built Drawings</i>                                |
| § 9-202 | <i>Design Storms</i>                      | § 9-308 | <i>Inspection During Construction</i>                   |
| § 9-203 | <i>Calculation of Runoff</i>              |         | <i>Maintenance of SWM Facilities and BMP Facilities</i> |
| § 9-204 | <i>Detention Facilities</i>               | § 9-401 | <i>Maintenance of SWM Facilities and BMP Facilities</i> |
| § 9-205 | <i>Exemptions</i>                         | § 9-402 | <i>Performance SWM Facilities</i>                       |
|         |   |         | <i>Administration</i>                                   |
|         |   | § 9-501 | <i>Remedies</i>   |
|         |   | § 9-502 | <i>Penalties</i>  |
|         |   | § 9-503 | <i>Appeals</i>  |

## STORMWATER MANAGEMENT

### PART 1

### General Provisions

#### **§9-101 TITLE**

This Part shall be known as the North Sewickley Township Stormwater Management Ordinance.

#### **§9-102 PURPOSE AND LEGISLATIVE INTENT**

The purpose of this Part is to:

- A. In the enactment of this Part, it is the legislative intent of the Board of Supervisors to implement the policies set forth in various statutes of the Commonwealth and Federal governments, including, but not limited to the Pennsylvania Clean Streams Law, Act of June 22, 1937, P.L. 1987, as amended, 35 P.S. Section 691.1 et seq., the Pennsylvania Scenic Rivers Act, Act of December 5, 1972, P.L. 1277, No. 283, 32 P.S. Section 820.21 et seq., and the Federal Water Pollution Control Act, commonly known as the Clean Water Act, 33 U.S.C. Section 1251 et seq.
- B. The purposes of this Part are to promote the general health, safety, and welfare of the community, regulate the modification of the natural terrain and alterations of existing drainage from land disturbances, new subdivision, and new land developments in order to control erosion and sedimentation of soils and preserve stream channels and water quality, and provide design, construction and maintenance, and storm drainage facilities for

controlling stormwater erosion and sedimentation and maintaining the quality of the watersheds within the Township.

### **§9-103 ADOPTION, AUTHORITY, APPLICABILITY**

The Board of Supervisors of the Township of North Sewickley, pursuant to the Pennsylvania Stormwater Management Act, Act no. 167 of October 4, 1978 (P.L. 864) and the Second Class Township Code, Act of May 1, 1933 (P.L. 103, No. 69), reenacted and amended November 9, 1995 (P.L. 350, No. 60), as amended, hereby enacts and ordains this Chapter as the North Sewickley Township Stormwater Ordinance. This Chapter shall apply to all land disturbance activities as defined in Section 9-\_\_\_\_ of this Chapter.

### **§9-104 MUNICIPAL LIABILITY**

The degree of stormwater management sought by the provisions of this Chapter is considered reasonable for regulatory purposes. The issuance of permits by the Township of North Sewickley, its officers or employees shall not be deemed to relieve the developer of responsibility, if any such responsibility exists, to those adversely affected by the drainage of water. Further, the Township through the issuance of a permit assumes no responsibility to either the developer or the adjoining property owner affected by the drainage of water.

### **§9-105 RIGHT OF ENTRY**

Upon presentation of proper credentials, duly authorized representatives of the Township of North Sewickley may enter at reasonable times upon any property within the Township to investigate or ascertain the condition of the subject property in regard to any aspect regulated by this Chapter. The landowner shall grant to the Township, or its agents access to the site of the work at all times, while under construction, for the purpose of inspecting the work.