

APPENDIX Q:
Post-Construction Inspection

Sec. 16.2-61. Maintenance of stormwater management facilities.

- (a) Any property owner that has a stormwater management facility on his property, shall maintain such facility in a good operating condition. The maintenance of the stormwater management facility shall be in accordance with all applicable city and state requirements and regulations, and shall include but shall not be limited to the following:
- (1) The filing of an annual inspection of the facility by a qualified inspector and the filing of an annual written inspection report with the city's stormwater administrator, describing the condition of the stormwater management facility. The annual inspection report shall be due by the end of each calendar year, and the inspection shall have been performed within two months prior to the date of the report. The report shall state the property's address, the owner's name, the inspection date, the inspector's name and qualifications, and shall describe any deficiencies and any required maintenance that is needed to bring the stormwater management facility into compliance with city and state requirements and regulations;
 - (2) The filing of a supplementary report on the remediation of any deficiencies identified in the annual inspection report; such supplementary report on remediation efforts shall be due within three months of the date of the inspection report;
 - (3) The removal and proper disposal of sediment when the flow or storage of the stormwater has been significantly restricted or reduced by sediment;
 - (4) The removal and proper disposal of trash, debris, loose brush and other growth from the stormwater management facility, as needed;
 - (5) The removal and proper disposal of any oil or grease which has accumulated within the stormwater management facility;
 - (6) The replacement and proper disposal of any chemical treatment media and any filter media which have ceased to function at design levels;
 - (7) The annual cutting of any brush and other woody growth on and around any embankment fill, and the stabilization of the banks of the stormwater management facility, as needed;
 - (8) The inspection, maintenance and repair of any fence installed around the stormwater management facility;
 - (9) Any necessary repairs to the dam, emergency spillway and any low spots in any stormwater retention pond; and
 - (10) All other repairs and improvements which are reasonably necessary to keep the stormwater management facility operating in an efficient, safe and sanitary manner.
- (b) In the event that the stormwater management facilities are in need of maintenance or become a danger to public safety or public health, the property owner shall be notified in writing, and given a reasonable period of time to take necessary action. If the property owner fails or refuses to perform such maintenance and repair, the city has the authority to perform the work and to recover the costs from the property owner. Any costs, including interest, which remain unpaid, may be collected in the same manner as unpaid taxes are collected, and shall constitute a lien against the property, ranking on a parity with liens for unpaid taxes.
- (c) For purposes of this chapter, "property owner" means the owner or owners of the freehold of the property or lesser estate therein, a mortgagee or vendee in possession, assignee of rents, receiver, executor, trustee, or lessee in control of the property.

(Ord. No. O-14-070, § 1, 6-10-14)

