

*Ordinance of the County Board
Of
Kankakee County, Illinois*

RE: ADOPTION OF STORMWATER MANAGEMENT ORDINANCE

WHEREAS, the U.S. Environmental Protection Agency initiated Phase II of the National Pollutant Discharge Elimination System (NPDES) effectuating requirements for communities located in defined urbanized areas, not covered by Phase I, and as defined by the U.S. Census Bureau, which in the County of Kankakee include the City of Kankakee, the Villages of Bradley, Bourbonnais, Aroma Park, and Sun River Terrace and portions of the Townships of Bourbonnais, Aroma, Ganeer, Limestone, Otto and Kankakee, and portions of unincorporated Kankakee County, and

WHEREAS, The Kankakee County Board authorized the Board Chairman to sign and submit a Stormwater Phase II Notice of Intent Application for General Permit For Discharges From Small Municipal Separate Storm Sewer Systems (MS4s) to the Illinois Environmental Protection Agency in its resolution #2003-08-12-863, said application being signed and submitted, and,

WHEREAS, The Stormwater Phase II Notice of Intent Application (MS4s) authorized, signed and submitted under County Resolution #2003-08-12-863 under its Best Management Practices (BMP) No. B.1 section of said application includes the development of an ordinance and formulation of a Storm Water Management taskforce, and

WHEREAS, at the County Board at its regularly scheduled meeting of May 11, 2004, by its resolution # 2004-05-11-99 created the Storm Water Technical Advisory Committee (STAC), and to consist of volunteers from the community to be responsible for the development of the model Storm Water Drainage Ordinance which will forward their advisory recommendation(s) to the Kankakee Regional Planning Commission, and

WHEREAS, there has been state legislation specifically affecting the authority of Kankakee County to act on stormwater management issues, Public Act 094-0675 (55 ILCS 5/5-1062.2) effective August 23, 2005, and

WHEREAS, the Stormwater Technical Advisory Committee has recommended a draft of a model stormwater management ordinance for Kankakee County, which requires each individual unit of local government to determine administration and enforcement issues, and

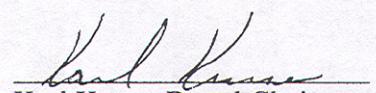
WHEREAS, the Kankakee Regional Planning Commission, at its regularly scheduled meeting of January 24, 2006, authorized the Regional Planning Land Use Committee to forward the proposed Model Stormwater Management Ordinance, with a recommendation for approval, to the County PZA Committee, and the Regional Planning Land Use Committee recommended approval of the Model Stormwater Management Ordinance, at its meeting of February 9, 2006, and forwarded said recommendation to the PZA Committee, and

WHEREAS, the Planning, Zoning and Agriculture Committee (PZA) at its regularly scheduled meeting of February 28, 2006, voted to create an Ad Hoc Subcommittee of Committee Members to make recommendations for administration and enforcement issues in the proposed county model stormwater ordinance and as to recommendations regarding the possible implementation of new legislation, 55 ILCS 1062.2, and the Board Chairman has appointed County Board Members of the PZA Committee to the said AD-HOC subcommittee, which reported to the PZA Committee, and

WHEREAS, the Planning, Zoning and Agriculture Committee, at its regularly scheduled meeting of March 28, 2006, after review, discussion and consideration accepted the findings and recommendations of the Stormwater Technical Advisory Committee and the AD-HOC subcommittee and recommended that the Kankakee County Stormwater Management Ordinance, as attached herein, be passed and made a part of the Kankakee County Code.

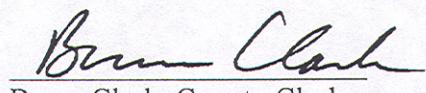
NOW THEREFORE BE IT ORDAINED BY the Kankakee County Board, after review, discussion and consideration, that the findings and recommendations of the Stormwater Technical Advisory Committee (STAC), the Ad Hoc Subcommittee and the Planning, Zoning and Agriculture Committee are hereby accepted and adopted, and the Kankakee County Stormwater Management Ordinance, as attached hereto, is hereby adopted and passed as an Ordinance of the Kankakee County Code, to become effective August 1, 2006.

ADOPTED and Passed this 11th day of April, 2006.



Karl Kruse, Board Chairman

ATTEST:



Bruce Clark, County Clerk