

**CITY OF CHARLOTTESVILLE, VIRGINIA
CITY COUNCIL AGENDA**



Agenda Date:	June 17, 2024
Action Required:	Adopt Amendments
Presenter:	James Freas, Deputy City Manager
Staff Contacts:	David Frazier Dan Frisbee
Title:	Ordinance amending and reordaining Chapter 10 (Water Protection) of the Code of the City of Charlottesville, to establish a Virginia Erosion and Stormwater Management Program consistent with the Code of Virginia

Background

Effective July 1, 2024, Virginia's MS4 localities are required to combine the Virginia Erosion and Sediment Control Program (VESCP) and the Virginia Stormwater Management Program (VSMP) to create the Virginia Erosion and Stormwater Management Program (VESMP). Council will be considering state mandated revisions to our local code - Chapter 10 of the City Code (Water Protection Ordinance) which has been updated to comply with Virginia State Code § 62.1-44.15:27.

Discussion

To ensure that the new local VESMP will maintain authority over existing and future projects, Chapter 10 of City Code has been edited to include the provisions in the VESMP model ordinance provided by the Virginia Department of Environmental Quality (DEQ). The design standards will continue to follow Virginia State Administrative Code regulations, and the administration of Erosion and Sediment Control requirements and Stormwater Management requirements will be combined.

The new proposed ordinance language uses the model ordinance provided by the state, incorporating Charlottesville's more stringent standards. There are no proposed policy changes in this amendment, only changes necessary to effectuate the merger of the Erosion and Sediment Control Program with the Stormwater Management Program. The current ordinance language may be found here:

https://library.municode.com/va/charlottesville/codes/code_of_ordinances?nodeId=CO_CH10WAPR

Alignment with City Council's Vision and Strategic Plan

Aligns with organizational excellence and climate objectives.

Community Engagement

None

Budgetary Impact

N/A

Recommendation

Adopt the proposed amendments. Staff is requesting that the 2nd reading be waived in order to meet the July 1 State deadline for implementation of these amendments.

Alternatives

Attachments

1. Final Draft Ordinance - Ch. 10 ART_I_II_III_IV 6.12.24