

**CHAPTER 7
STORMWATER MANAGEMENT**

Section:

- 5B-7-1 McHenry County Stormwater Management Ordinance Adopted
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5B-7-1 McHENRY COUNTY STORMWATER MANAGEMENT ORDINANCE ADOPTED:

The McHenry County Stormwater Management Ordinance, as most recently amended by the County of McHenry on April 5, 2016, is hereby adopted by reference and is in full force and effect within the Village of Hebron and is found in its own compilation.

5B-7-2 MODIFICATIONS TO THE McHENRY COUNTY STORMWATER MANAGEMENT ORDINANCE:

A. Definitions: The following words and phrases in the provisions of the MCSMO shall mean the following words and phrases in this Chapter:

| MCSMO Words and Phrases | Chapter 7 Words and Phrases |
|--|---|
| Corporate enforcement authority | Village of Hebron |
| Committee, Stormwater or Oversight Committee | Village Board |
| County | Village of Hebron |
| Enforcement officer | Public Works Director (Village Engineer shall be the engineering and wetland reviews) |
| MCSC | Village Board |
| MCSC Chief Engineer | Village Engineer |
| Municipality | Village of Hebron |
| Ordinance | Chapter 7, Title 5B of the Hebron Municipal Code |

B. MCSMO Amendments: The following sections of the MCSMO shall be amended to include the deletions (shown in strikeout) and additions (underlined text):

Article X – Procedure and Enforcement:

D. Duties of the Enforcement Office, paragraph 7:

Determine whether as-built plans and/or a performance guarantee are necessary to ensure regulated development is built and maintained in accordance with the stormwater management permit. The amount of a performance bond, surety, or other such security may be up to 150 percent of the estimated cost but no less than 110% to complete construction of the approved stormwater management system. The estimated cost to complete construction shall be prepared by a licensed professional engineer and approved by the enforcement officer.

Article II – § 15.60.020 Scope of Regulation

B. Regulated Development, add the following new underlined paragraph at the end:

h. Any land disturbing activity that results from or is associated with any building construction or demolition permitted issued by the Certified Community.

Article V – Application Requirements:

C. Basic Submittal, a new underlined sub-sub- paragraph 23 (m):

A grading plan to a scale of not less than 1 inch to 100 feet (1" = 100') showing proposed and existing contours at 1 foot intervals. The information for the existing contours shall extend 100 feet beyond the site boundary unless waived by the Enforcement Officer.

Article VII - Variances and Appeals:

A. Variances

Each reference to the “oversight committee” in Section A, Variances, and Section B, Appeals, are hereby amended so that each shall read “Village Board.”

Article XIV -§ 15.60.140 Amendments:

~~No amendment to this Ordinance may be adopted without a public hearing first being held before the MCSC upon notice published. Notice of the hearing shall be published once in a newspaper having a general circulation within the community. The publication shall not be less than 15 days, nor more than 30 days, prior to the hearing. FEMA and IDNF/OWR shall also be notified prior to adoption of any amendment. Amendments to this Ordinance shall become effective when adopted by the McHenry County Board.~~

~~From time to time the lists in Appendix 11 of this Ordinance need to be updated to reflect a new or revised FIRM or FIS. Routine revisions to update these lists are required by FEMA and IDNR/OWR. Public notice and review of a new or revised FIRM or FIS is required by FEMA and IDNR/OWR prior to final adoption. The public notice and review process applies to both the impacted community and individual property owners. For this reason, the lists in Appendix~~

~~It may be updated by MCSC without additional public notice over and above that accomplished by FEMA and IDNR/OWR.~~

The Certified Community may from time to time make local amendments to the MCSMO as determined to be appropriate and necessary to better achieve the goals and objectives and to protect the health and welfare of the community. Such amendments shall require the approval of the MCSC or the MCSC chief engineer prior to passage and approval by the Certified Community, and such amendments that apply only to the Certified Community may be made without further public hearing and without further public notice.

The Certified Community shall, upon notice from the County, review any Amendments made by the MCSC to the MCSMO, and upon finding that such amendments further the objective of providing a consistent level of flood protection throughout the community and are more restrictive than the current regulations, adopt such County amendments without further notice or public hearing.

Article XIV - Effective Date:

The effective date of ~~this~~ the MCSMO Ordinance shall be _____, 2015.

C. Permit Fees: The following fees shall be paid to the Village prior to the issuance of any permit required by this Chapter 7.

| | Fee |
|---|---------------------------------------|
| Minor Development which includes any land disturbing activity that results from or is associated with any building construction or demolition permit issued by the Certified Community: | |
| Review Fee, includes one resubmittal | \$200.00 |
| Resubmittals beyond the first resubmittal | \$100.00/submittal |
| Prearranged and required inspection services | \$100.00/inspection |
| All other minor development: | |
| Review fee, includes one resubmittal | \$500.00 |
| Resubmittals beyond the first resubmittal | \$200.00/submittal |
| Prearranged and required inspection services | \$150.00/inspection |
| All Other Development (intermediate, major, special flood hazard area and wetlands): | |
| Initial review fee | \$500.00 |
| Additional deposit for consulting services | \$500.00 |
| Outside consulting services, for both review and inspection services | Charged on a time and material basis. |

5B-7-3 CERTIFICATION OF THE VILLAGE:

This Chapter 7 shall remain in effect so long as the Village is a Certified Community pursuant to the MCSMO, as amended.

5B-7-3 EXEMPT DEVELOPMENTS:

A listing of the developments that are exempt from the requirements of this Chapter 7 shall be on file with the Building and Zoning Department.