

CITY OF ST. GEORGE

BY COUNCIL MEMBER HIMMEL:

ORDINANCE NO. 2025-054

TO REGULATE STORMWATER MANAGEMENT WITHIN THE CITY
OF ST. GEORGE, TO PROVIDE FOR ENFORCEMENT, PENALTIES,
AND RELATED MATTERS

Section 1. General Provisions.

a. Abbreviations. Standard stormwater regulatory terms (BMP, CWA, EPA, MS4, SWPPP, NOI, TMDL, etc.).

b. Definitions. Terms including best management practices (BMPs), Clean Water Act (CWA), contaminated, conveyance, discharge, illicit discharge, MS4, pollutant, stormwater, SWPPP, total maximum daily load (TMDL), waters of the United States (WOTUS), and wetland shall have the meanings provided by applicable federal and state law.

c. Purpose. To establish policies and procedures for permitting, monitoring, and enforcement regarding illicit discharge detection, construction runoff control, and post-construction runoff management in the City of St. George.

d. Administration. The City MS4 Administrator shall administer, implement, and enforce this section. Powers may be delegated to other authorized personnel. Council may adopt fees for administration, MS4 compliance, and SWMP requirements.

Section 2. Non-Stormwater and Illicit Discharges.

a. Prohibited discharges. No person shall discharge or cause the discharge of illicit or non-stormwater substances into the MS4, drainage infrastructure, or waterways of the City of St. George.

b. Specific prohibitions include: oils, hazardous waste, untreated sewage, grease trap waste, construction debris, pesticides, fertilizers, wash water from commercial facilities, animal waste, sediment, and other pollutants.

c. No person shall connect an interior drain or any other source of wastewater to the MS4, drainage infrastructure, conveyances, or waterways of the city, or allow such a connection to continue.

d. Sanitary sewer overflows to the MS4, drainage infrastructure, conveyances, or waterways of the city shall be prevented. In the event of an overflow the owner, operator, or person otherwise having control of the sanitary sewer, shall remove all sewage to the maximum extent practical.

e. Trash, litter, grass clippings, leaves, and other debris shall not be discarded in drainage ditches or drainage inlets. Such material shall be disposed of as solid waste and shall not be allowed to enter the MS4, drainage infrastructure, conveyances, or waterways of the city.

f. Allowable discharges include: firefighting activities, potable water, irrigation, uncontaminated groundwater, air conditioning condensate, and residential car washing, unless the City determines such discharges cause water quality impacts.

g. Persons responsible for spills or prohibited discharges are liable for cleanup, removal, and all costs.

Section 3. Discharges from Pools, Hot Tubs, Spas, and Filter Backwash.

a. For uncontaminated discharge that cannot be retained on site for irrigation or other uses, a gradual, metered discharge is required;

b. Discharge shall be dechlorinated with no detectable concentration of total residual chlorine, prior to discharge;

c. Discharge shall not drain or back up onto adjacent properties;

d. Discharge shall not cause erosion or sediment transport;

e. Discharge shall not cause an accumulation of water in roadways or along curbs and shall not cause adverse impacts to drainage infrastructure, waterways, roadways, or adjacent properties.

Section 4. Stormwater Discharges from Construction Activities.

a. General requirements. All construction shall comply with stormwater regulations, prevent degradation of water quality, and use BMPs to control pollutants.

b. Permitting requirements. An Environmental Review (ESC Map) is required for projects disturbing greater than or equal to 100 square feet of earth; including site work , subdivisions, new construction, pools, and pond excavation. Exemptions apply to City capital projects, emergency protection of life or property, cemeteries, and agricultural practices (subject to state/federal law).

c. It shall be the responsibility of the property owner or his designee to acquire and comply with any applicable LDEQ permits prior to the commencement of construction.

The city shall require an approved Environmental Review for any development or improvement project that requires a building permit, site work permit or subdivision work order. These review documents will serve as a signed contract with the city stating that the property owner or his designee agrees to obtain an LDEQ permit for construction, if applicable, and comply with all applicable LDEQ regulations during the term of the project. The stormwater review, including any approved revisions, is valid for the duration of the project.

These documents include a signed Posting Notice, an Environmental Recommendation Form and an ESC Map. Sites disturbing greater than 1 acre must also submit a SWPPP. Sites disturbing greater than 5 acres must also include a SWPPP and NOI. Further information regarding these documents can be found on the City of St. George website. The SWPPP or stormwater site plan ESC Map shall be updated with any BMP revisions. Any BMP modifications shall be recorded in the SWPPP and/or stormwater site plan within seven calendar days and implemented on site as soon as is practical.

d. Construction activity requirements. Vegetation preservation, BMP installation and maintenance, spill prevention, waste disposal, stabilized entrances, phased development, and SWPPP compliance are required.

e. Inspections. City inspectors may perform stormwater inspections. Failure to correct violations may result in enforcement action including stop-work orders, daily fines, and referrals to Administrative Court.

Section 5. Post-Construction Stormwater Requirements.

a. Permanent BMPs. Structural BMPs include retention ponds, diversion structures, and filtration devices. Non-structural BMPs include buffer zones and green space. Permanent measures shall meet approved design standards and EPA/LDEQ guidance.

b. BMP maintenance. Landowners, HOAs, or maintenance associations are responsible for ongoing BMP maintenance unless formally assumed by the City. The City may inspect and enforce maintenance compliance.

Section 6. Public Participation.

a. Owners and operators must report spills, illicit discharges, or connections to the City and LDEQ.

b. Citizens may report violations. The City will keep written records of complaints for three years and may forward confirmed violations to state or federal agencies.

Section 7. Enforcement and Penalties.

a. Enforcement authority. Code Enforcement Officers and the MS4 Administrator may issue citations, stop-work orders, fines, and referrals to the St. George Administrative Court. The city may hold occupancy certificates related to a site until approval of the final stormwater inspection with a determination that any required stormwater controls are in place.

b. Administrative Court. Violations shall be prosecuted in the St. George Administrative Court, which may impose fines, costs, and corrective orders.

c. Remedies. Remedies are non-exclusive. The City may pursue multiple enforcement actions concurrently and refer violations to LDEQ or EPA where required.

d. Penalty structure:

(1) Individuals (intentional discharges): \$250 first offense; \$500 second; \$750 third and subsequent, plus referral to Administrative Court.

(2) Commercial/Industrial entities: \$500 first offense; \$1,000 second; \$2,500 third and subsequent, plus reimbursement of City cleanup costs.

(3) Yard waste/grass clippings: \$125 first offense; \$250 second; \$500 third and subsequent.

(4) Construction site violations: Responsible party has 48 hours to correct. If not corrected, stop-work order issued and daily fines assessed:

- Residential single family home <1 acre: \$75/day; >1 acre: \$150/day.

- Residential development <5 acres: \$250/day; 5–10 acres: \$300/day; 10–20 acres: \$400/day; >20 acres: \$500/day.

- Commercial <1 acre: \$150/day; 1–5 acres: \$250/day; 5–10 acres: \$500/day; 10–20 acres: \$750/day; >20 acres: \$1,000/day.

(5) Illegal connections: \$500 fine plus responsibility for damages and costs of abatement.

Section 8. Severability

a. If any section of this ordinance is found invalid, the remaining provisions shall remain in full force and effect.

b. Nothing in this subsection (e) shall affect a discharger's responsibility under federal or state law.

Section 9. Effective Date

This ordinance shall become effective upon publication as required by law.

This ordinance having been submitted to a vote; the vote thereon was:

For: Cook, Dellucci, Edmonds, Himmel, Monachello, Murrell, Talbot


Against:

Absent / Abstaining / Recused:

Adopted this 25th day of November, 2025

Signed this 25th day of November, 2025

Delivered to the Mayor on the 25th day of November, 2025



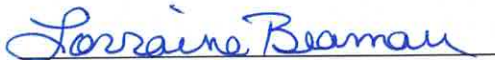
Lorraine Beaman, City Clerk

Approved:



Dustin Yates, Mayor

Received from the Mayor on the 25th day of November, 2025



Lorraine Beaman, City Clerk

Adopted Ordinance published in The Advocate on the 5th day of December, 2025.