

**City of Missoula, Montana**  
**Item to be Referred to City Council Committee**

**Committee:** Public Works

**Item:** An Ordinance Amending Missoula Municipal Code Chapter 13.27 to Update Storm Water Regulations

**Date:** February 6, 2020

**Sponsor:** Tracy Campbell

**Prepared by:** Lori Hart

**Ward(s) affected:** All

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**Action Required:**

Set a public hearing and adopt an ordinance generally amending Missoula Municipal Code Title 13, Chapter 13.26 entitled "Missoula Valley Water Quality Ordinance" Section 13.26.090 to reflect City of Missoula ownership of the water system to allow for installation of new wells; and generally amending Missoula Municipal Code Chapter 13.27 entitled "Storm Water Utility, Rates and Regulations" renaming the chapter "Storm Water Management" to update the storm water regulations in compliance with the City's MS4 Storm Water Discharge Permit and provide for the enactment of standards by administrative rule.

**Recommended Motion(s):**

Motion for February 24, 2020

[First reading and preliminary adoption] Set a public hearing on March 9, 2020, and preliminarily adopt an ordinance amending Missoula Municipal Code Title 13, Chapter 13.26 entitled "Missoula Valley Water Quality Ordinance" Section 13.26.090 to reflect City of Missoula ownership of the water system to allow for installation of new wells; and generally amending Missoula Municipal Code Chapter 13.27 entitled "Storm Water Utility, Rates and Regulations" renaming the chapter "Storm Water Management" to update the storm water regulations in compliance with the City's MS4 Storm Water Discharge Permit and provide for the enactment of standards by administrative rule.

Motion for March 9, 2020

[Second and final reading] Adopt/Deny an ordinance amending Missoula Municipal Code Title 13, Chapter 13.26 entitled "Missoula Valley Water Quality Ordinance" Section 13.26.090 to reflect City of Missoula ownership of the water system to allow for installation of new wells; and generally amending Missoula Municipal Code Chapter 13.27 entitled "Storm Water Utility, Rates and Regulations" renaming the chapter "Storm Water Management" to update the storm water regulations in compliance with the City's MS4 Storm Water Discharge Permit and provide for the enactment of standards by administrative rule.

**Timeline:**

Referral to committee:	Feb. 10, 2020
Committee discussion:	Feb. 12, 2020
Council acts to set hearing:	Feb. 24, 2020
Public Hearing:	March 9, 2020
Deadline:	N/A

**Background and Alternatives Explored:**

Changes to Chapter 13.26 are needed to reflect that the City of Missoula now owns the water system and will allow for new water wells to be installed.

The City's Storm Water Utility was created in October 2016, and since that time, the utility has been working to identify areas that need additional focus in order to fully comply with state and federal storm water regulations. The utility realized that revisions to Chapter 13.27 are needed to ensure the City's Storm Water Utility is in compliance with its Municipal Separate Storm Sewer System (MS4) General Permit, which is administered by the Montana Department of Environmental Quality on behalf of the U.S. Environmental Protection Agency and in order to comply with The Clean Water Act of 1972. Changes to this chapter also address requirements for storm water injection well (i.e., dry well or "sump") permitting and operation to comply with the Safe Drinking Water Act of 1974, all with the goal of preventing the pollution of the Missoula Valley aquifer. This sole-source aquifer provides drinking water for Missoula Valley residents, including all Missoula Water customers.

**Financial Implications:**

None.

**Links to external websites:**