

CHAPTER 24 – SUBDIVISIONS

Stormwater Pollution Management.

Sec. 24-120. Stormwater Pollution Management; Definitions.

ADEQ – Arizona Department of Environmental Quality.

AZPDES – Arizona Pollutant Discharge Elimination System. A program established by the State of Arizona by provisions in Arizona Revised Statutes Title 49, Chapter 1, Article 3.1 to control the discharge of pollutants of waters in Arizona.

Best Management Practices (BMPs) – Schedules of activities, prohibitions of practices, general good house keeping practices pollution prevention and educational practices, maintenance procedures, and other management practices to prevent or reduce the discharge of pollutants directly or indirectly to stormwater, receiving waters, or stormwater conveyance systems. BMPs also include treatment practices, operating procedures, and practices to control site runoff, spillage or leaks, sludge or water disposal, or drainage from raw materials storage.

City Manager – The City Manager is the administrative head of city government for the City of Peoria. The City Manager is authorized and empowered to delegate any of the power granted under this ordinance to a department director.

Code Federal Regulations (CFR) – The codification of general and federal rules and regulations (sometimes called administrative law) published in the Federal Register by the executive departments and agencies of the Federal Government of the United States.

Construction Activity – Activities subject to AZPDES Construction Permits. This activity includes clearing, grading, excavating, stockpiling of fill material, and other similar activities resulting in land disturbance of at least one acre. Construction activity also includes clearing, grading, stockpiling, etc. that occurs in smaller areas if part of a larger common plan of development or sale that will ultimately disturb one or more acres. This definition encompasses both large construction activities defined in 40 CFR § 122.26 (b)(14)(x) and small construction activities defined in 40 CFR §122.26 (b)(15)(i).

Construction General Permit – An AZPDES permit issued by ADEQ which authorizes stormwater discharges from construction-related activities. The permit reduces the administrative burden of permitting stormwater discharges through individual (negotiated) permits.

Dye testing – The use of a non-toxic dye to identify the source of a discharge. Dye is poured into the suspected entry source (i.e., facility, plumbing fixtures), then the downstream MS4 conveyances and/or storm sewer outfalls are monitored for presence of the dye. Presence or absence findings are recorded from the test.

Erosion and Sediment Control – Refers to actions, measures, or BMPs designed to minimize the accelerated erosion and suspension of sediment by water or wind.

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Hazardous Materials – Any material, including any substance, waste, or combination thereof, which because of its quantity, concentration, or physical, chemical, or infectious characteristics may cause, or significantly contribute to, a substantial present or potential hazard to human health, safety, property, or the environment when improperly treated, stored, transported, disposed of, or otherwise managed.

Illegal Discharge – Any direct or indirect non-stormwater discharge to the storm drain system, except as exempted in Section 24-120 of this Chapter.

Illicit Connections – Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the storm drain system. Illicit connections may include, but are not limited to: any conveyances which allow non-stormwater discharge (i.e., sewage, process wastewater, wash water) to enter the storm drain system; any connections to the storm drain system from indoor drains and sinks, regardless if the drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency; or, any drain or conveyance connected from a commercial or industrial land use to the storm drain system which has not been documented in plans, maps, or equivalent records and approved by an authorized enforcement agency.

Industrial Activity – Any activity subject to National Pollutant Discharge Elimination System (NPDES) Industrial Permits as defined in 40 CFR §122.26 (b)(14).

Municipal Separate Storm Sewer System (MS4) – A publicly-owned conveyance or system of conveyances including but not limited to ditches; curbs; gutters; storm sewers; catch basins; and underground pipes that is designed to collect stormwater runoff that discharges to Waters of the State, do not connect with a wastewater collection system or treatment plant, and may be owned or operated by but not limited to a municipality; a county; utility, drainage, or other specialty districts; prisons; colleges; or a state or federal agency.

Non-Stormwater Discharge – Any discharge to the storm drain system that is not composed entirely of stormwater.

Notice of Intent (NOI) – An application (form) that is submitted to ADEQ to notify ADEQ of the intent to be covered by the ruling/active Construction General Permit, and to trigger the review and permit-waiting time associated with the permit. The NOI serves as a law-binding promise to comply with Construction General Permit conditions.

Permittee – An entity or its successors, agents, employees, or assigns that has applied for and received a permit pursuant to Section 24-139 of this Chapter.

Person – Any individual, association, organization, partnership, firm, corporation, or other entity recognized by law and acting as either the owner or as the owner's agent.

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Pollutant – Any substance which causes or contributes to pollution. Pollutants may include, but are not limited to: paints, varnishes, and solvents; oil and other automotive fluids; non-hazardous liquid and solid wastes and yard wastes; refuse, rubbish, garbage, litter, or other discarded or abandoned objects, ordinances, and accumulations, so that same may cause or contribute to pollution; floatables; pesticides, herbicides, and fertilizers, hazardous substances and wastes; sewage, fecal coliform and pathogens; dissolved and particulate metals; animal wastes; wastes and residues that result from constructing a building or structure; and noxious or offensive matter of any kind.

Premises – Any building, lot, parcel of land, or portion of land whether improved or unimproved, including adjacent sidewalks and parking strips.

Post-Construction Stormwater Control Measures – Those measures, either structural or non-structural, that are implemented and maintained after construction has been completed to manage stormwater runoff.

Storm Drainage System – Publicly-owned facilities by which stormwater is collected and/or conveyed, including but not limited to any roads with drainage systems, municipal streets, gutters, curbs, inlets, piped storm drains, pumping facilities, retention and detention basins, natural and human-made or altered drainage channels, reservoirs, and other drainage structures.

Stormwater – Any surface flow, runoff, and drainage consisting entirely of water from any form of natural precipitation, and resulting from such precipitation.

Stormwater Management Plan (Storm Water Pollution Prevention Plan) – A document which describes the best management practices and activities to be implemented by a person or business to identify sources of pollution or contamination at a site and the actions to eliminate or reduce pollutant discharges to stormwater, stormwater conveyance systems, and/or receiving waters to the maximum extent practicable.

Wastewater – Any water or other liquid, other than uncontaminated stormwater discharged from a facility.

Waters of the State – Such waters as defined in Arizona Revised Statutes §49-201.

Waters of the United States – Surface watercourses and water bodies as defined in 40 CFR §122.2 including all natural waterways, definite channels, and depressions in the earth that may carry water, even though such waterways may only carry water during rains and storms and may not carry stormwater at and during all times and seasons.
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