

City of Zeeland
MS4 NPDES Application

Enforcement Response Procedure

As indicated in the response contained in the following sections of this application, the City of Zeeland's stormwater ordinance contains many provisions that require compliance with MS4 Program goals and requirements, including:

- Developers must obtain Part 91 permits from the County Enforcing Agency (Ottawa County Water Resources Commissioner) to achieve MS4 Program requirements for the Construction Stormwater Runoff Control Program;
- Storm sewer discharge prohibitions in to achieve MS4 Program requirements for the Illicit Discharge Elimination Program (Division 8 in the current Stormwater Management Ordinance); and
- Applicable developments are required to follow a site plan review process in order to ensure adherence to post construction storm water runoff standards before being issued a storm water permit prior to commencing construction activities (Note: the design standards outlined in the storm water ordinance does not currently meet FY2017 MS4 post construction storm water runoff control standards, but will be updated to reflect the new standards within 6 months of the MS4 permit being issued)

The stormwater ordinance contains language that allows the City of Zeeland to enforce correction or elimination of the violation. A copy of the stormwater ordinance is provided in the subsequent application attachments.

All complaints and concerns related to the City's Stormwater Management Plan are referred to the Community Development Department. The process from receipt to resolution of complaints is as follows:

- Complaint/concern is recorded by Staff in the BS&A system.
- City Staff or the City's contractor will perform a site inspection within seven (7) business days of receiving the complaint.
- If a violation of the City's stormwater ordinance is confirmed, directives to bring the site and its systems into compliance with City Ordinances and any approved agreements will be issued to the responsible party.
- Compliance will be required within fifteen (15) or thirty (30) days depending on the severity of the violation and the scope of work required to bring the site into compliance.
- Should compliance not be achieved by the property owner, the City will use its remedies contained in the stormwater ordinance including but not limited to the issuance of civil infraction citation or contracting for the restoration work to be done with the costs billed to the property owner/responsible party.

Since the City of Zeeland places the utmost importance on MS4 Program compliance, we accordingly place the highest priority on the enforcement and correction of violations that impact stormwater

ATTACHMENT 2

quality. Where necessary, the City of Zeeland will enlist the aid of the zoning Administrator, Building Inspector, Police Officer, or Ordinance Enforcement officer, who are all authorized to issue municipal civil infractions for persons in violation of City ordinances.

The City of Zeeland records complaints and enforcement actions into our electronic BS&A software for tracking purposes. The information tracked includes:

- Violation type;
- Location of violation;
- Date violation occurred;
- Responsible party (property owner or other);
- Enforcement action taken by the City, including dates of official correspondence issued; and
- Date compliance was achieved.

The City of Zeeland Street Department will also continue to maintain a hard-copy file for the associated enforcement actions.