

Please take notice that the following Ordinance was introduced on first reading by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, at a meeting held on the 2<sup>nd</sup> day of August, 2018. The Ordinance was then ordered to be published according to law. Notice is hereby given that the said Ordinance will be considered for final passage after a public hearing to be held on the 6<sup>th</sup> day of September, 2018 at a meeting beginning at 7:00PM at the Municipal Building located on the corner of County Road 519 and Oak Grove Road, Kingwood Township, New Jersey, at which time all interested parties will be heard.

**ORDINANCE NO. 19 -17- 2018**

**ORDINANCE AMENDING CHAPTER 96, PROPERTY MAINTENANCE AND CHAPTER 115, STORMWATER MANAGEMENT OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY**

**WHEREAS**, the State of New Jersey adopted revised Stormwater Management Rules for Tier B municipality, and

**WHEREAS**, the Township of Kingwood needs to amend their ordinances to be in compliance with the revised Stormwater Management Rules for Tier B municipalities.

**NOW, THEREFORE BE IT ORDAINED** by the Mayor and Township Committee as follows:

**Section 1.** Chapter 96, Property Maintenance, Article I, Subsection 96-1, General Provisions is hereby amended by inserting the following subsection:

- [B. To maintain all structural and non-structural Stormwater Facilities on site. *“Stormwater management measures” means any and all stormwater management measures, as defined in N.J.A.C. 7:8 Stormwater Management, required to be installed in connection with a development application pursuant to the requirements of N.J.A.C. 7:8 and includes, without limitation, any structural or nonstructural strategy, practice, technology, process, program, or other method intended to control or reduce stormwater runoff and associated pollutants, or to induce or control the infiltration or groundwater recharge of stormwater or to eliminate illicit or illegal nonstormwater discharges into stormwater conveyances.* The property owner of each property containing any stormwater management measure must submit an annual inspection report to the Kingwood Township Clerk due no later than June 30<sup>th</sup> of each year prepared by a Professional Engineer or New Jersey Certified Stormwater Inspector. NJDEP maintenance guidance documents, maintenance log and inspection record samples can be found at [http://www.njstormwater.org/maintenance\\_guidance.htm](http://www.njstormwater.org/maintenance_guidance.htm). The inspection report must review all stormwater management measures on site. This includes but is not limited to all detention/retention systems, stormwater catch basins, porous pavement, drainage ditches/swales, and stormwater pipe systems. All parts of the premises must drain within 72 hours of the cessation of any storm. All parts of the premises shall be graded, and where necessary, provided with run- off drains and other means to carry and dispose of surface water in such a manner as to eliminate any recurrent or excessive accumulations of stormwater on premises, without causing excessive accumulations of water on adjoining properties. The report must determine if the stormwater management measures are in good working order and/or deficiencies must be addressed as soon as possible or no later than October 1<sup>st</sup> of each year. Failure to comply will result in a Notice of Violation as per §96-5. For the first year, 2018, the inspection report must be submitted no later than September 30<sup>th</sup> and deficiencies must be addressed within 60 days.

**Section 2.** Chapter 115, Stormwater Management, Article 6, Subsection 115-6 (I)(3(a) Submission Requirements, is hereby amended by the following:

- (3) Submission requirements. The information in Subsection I(3)(a) through (h) below shall be provided:
- (a) Existing Site Conditions Base Map, including topography, soil data, streams, roads and current built environment. The reviewing engineer may require upstream tributary drainage system information as necessary. It is recommended that the topographic base map of the site be submitted which extends a minimum of 300 feet beyond the limits of the proposed development, at a scale appropriate to show site details, showing two-foot contour intervals.

**Section 3.** Chapter 115, Stormwater Management, Article 6, Subsection 115-6 (I)(3(f) Calculations, is hereby amended by the following:

(3) Submission requirements.

(f) Calculations.

[2] When stormwater management control measures are proposed a soils report shall be submitted. The soils report shall be based on on-site boring logs or soil pit profiles. Soil testing must meet the requirements of the NJ Stormwater BMP Manual Appendix E. The number and location of required soil borings or soil pits shall be determined based on what is needed to determine the suitability and distribution of soils present at the location of the control measure. The municipality shall be notified of site investigation activities and given the opportunity to have a witness, either prior to approval or as a condition of approval, as appropriate for the specific type of measure. Subsequent to approval of the major development, postconstruction bulk soil density and infiltration testing shall be required for all infiltration measures that were used as justification for meeting the recharge standard, to ensure that they were properly constructed.

**Section 4.** Chapter 115, Stormwater Management, Article 6, Subsection 115-6 (I)(3(h) Calculations is hereby amended by inserting by the following:

(h) Major Development Stormwater Summary. Attachment D of the Tier B MS4 NJPDES Permit No. NJ 0141861.

**Section 5. – REPEALER:** All ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety.

**Section 6. – SEVERABILITY:** Each section, subsection, sentence, clause and phrase of this article is declared to be an independent section, subsection, clause and phrase, and the finding or holding of any such portion of this article to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this article.

**Section 7. – EFFECTIVE DATE:** This ordinance shall take effect as provided by law.

**TOWNSHIP COMMITTEE OF  
TOWNSHIP OF KINGWOOD**

\_\_\_\_\_  
**Richard Dodds, Mayor**

Attest:           September 6, 2018

\_\_\_\_\_  
**Cynthia L. Keller, RMC  
Township Clerk**

**Introduced:**                   August 2, 2018  
**Publication:**                 August 9, 2018  
**Final Adoption:**             Sept 6, 2018  
**Publication by Title Only:** Sept 13, 2018

**ROLL CALL VOTE:**

	<b>MOVED</b>	<b>SECONDED</b>	<b>AYES</b>	<b>NAYS</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
<b>T. Ciacciarelli</b>						
<b>M. Syrnick</b>						
<b>R. Dodds</b>						