



Ordinance No. 2009-03

AN ORDINANCE CREATING CHAPTER 43 OF THE CODE OF ORDINANCES, CITY OF MOSINEE, WISCONSIN TO ESTABLISH STORMWATER MANAGEMENT REGULATIONS AND STORMWATER ILLCIT DISCHARGE REQUIREMENTS

Whereas, the City of Mosinee owns and operates a Municipal Separate Storm Sewer System (MS4); and

Whereas, the State of Wisconsin Department of Natural Resources has issued a General Permit to the City to discharge storm water to the waters of the State; and

Whereas, the MS4 General Permit requires that the City develop, implement and enforce a comprehensive stormwater management program; and

Whereas, the MS4 General Permit also requires that the City develop, implement and enforce a program to detect and remove illicit connections and discharges to the City's storm sewer system; and

Whereas, it is in the public interest to develop requirements pertaining to the illicit discharge of stormwater, in order to comply with the State of Wisconsin Department of Natural Resource requirements.

NOW, THEREFORE, the Common Council of the City of Mosinee, Wisconsin does hereby ordain as follows:

1. That the Code of Ordinances for the City of Mosinee is hereby amended by creating a Chapter 43 which shall be entitled "Stormwater Management Regulations".
2. That Article I of Chapter 43 of the Code of Ordinances for the City of Mosinee is hereby created and shall be entitled "Stormwater Illicit Discharge Detection and Elimination".
3. That Division 1 of Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee is hereby created and shall be entitled "Generally".

4. That Section 43-1 of Division 1 – Generally, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled” Purpose and Intent” is hereby created to read as follows:

The purpose of this article is to provide for the health, safety, and general welfare of the Citizens of the City of Mosinee through the regulation of non-storm water discharges to the storm drainage system to the maximum extent practicable as required by federal and state law. This article establishes methods for controlling the introduction of pollutants into the municipal separate storm sewer system (MS4) in order to comply with requirements of the Wisconsin Pollutant Discharge Elimination System (WPDES) permit. The objectives of this article are:

- (1) To regulate the contribution of pollutants to the Municipal Separate Storm Sewer system (MS4) by storm water discharges from any user.
 - (2) To prohibit illicit connections and discharges to the Municipal Separate Storm Sewer System.
 - (3) To establish legal authority to carry out all inspection, surveillance and monitoring procedures necessary to ensure compliance with these requirements.
5. That Section 43-2 of Division 1 – Generally, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled” Definitions” is hereby created to read as follows:

For the purposes of this article, the following shall mean:

Authorized Enforcement Agency means the City of Mosinee Wisconsin and any of its employees that are designated to enforce this article.

Best Management Practices (BMPs) means 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.

Clean Water Act means the Federal Water Pollution Control Act (33 U.S.C. § 1251 et seq.), and any subsequent amendments thereto.

Construction Activity means activities subject to WPDES Construction or local building permits. Permits will be required for construction projects resulting in land disturbance of 1 acre or more. Such activities include but are not limited to clearing and grubbing, grading, excavating, and demolition.

Hazardous Materials means 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 means any direct or indirect non-storm water discharge to the storm drain system, except as exempted in Section 43-30 of this article.

Illicit Connections means an illicit connection is defined as either of the following: Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the storm drain system including but not limited to any conveyances which allow any non-storm water discharge including sewage, process wastewater, and washwater to enter the storm drain system and any connections to the storm drain system from indoor drains and sinks, regardless of whether said 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 means activities subject to WPDES Industrial permits.

Non-Storm Water Discharge means any discharge to the storm drain system that is not composed entirely of storm water.

Person means 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.

Pollutant means anything, 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 mean any building, lot, parcel of land, or portion of land whether improved or unimproved including adjacent sidewalks and parking strips.

Storm Drainage System means publicly-owned facilities by which storm water 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 means any surface flow, runoff, and drainage consisting entirely of water from any form of natural precipitation, and resulting from such precipitation.

Stormwater Pollution Prevention Plan means 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 means any water or other liquid, other than uncontaminated storm water, discharged from a facility.

Wisconsin Pollutant Discharge Elimination System (WPDES) Stormwater Discharge Permit means a permit issued by the Wisconsin Department of Natural Resources under ch. 283, Wis. Stats., and chs. NR151 & 216, Wis. Adm. Code that authorizes the discharge of pollutants to waters of the State.

6. That Section 43-3 of Division 1 – Generally, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Applicability” is hereby created to read as follows:

This article shall apply to all water entering the storm drain system generated on any developed and undeveloped lands unless explicitly exempted by an Authorized Enforcement Agency or this article.

7. That Section 43-4 of Division 1 – Generally, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Responsibility for Administration” is hereby created to read as follows:

The City Administrator, Public Works Director, or their designee shall administer, implement, and enforce the provisions of this article. Any powers granted or duties imposed upon the Authorized Enforcement Agency may be delegated in writing by the Common Council to persons or entities acting in the beneficial interest of or in the employment of the Agency.

8. That Section 43-5 of Division 1 – Generally, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Severability” is hereby created to read as follows:

The provisions of this article are hereby declared to be severable. If any provision, clause, sentence, or paragraph of this article or the application thereof to any person, establishment, or circumstances shall be held invalid, such invalidity shall not affect the other provisions or application of this article.

9. That Section 43-6 of Division 1 – Generally, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Ultimate Responsibility” is hereby created to read as follows:

The standards set forth herein and promulgated pursuant to this section are minimum standards; therefore this section does not intend nor imply that compliance by any person will ensure that there will be no contamination, pollution, nor unauthorized discharge of pollutants.

10. That Division 2 of Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee is hereby created and shall be entitled “Discharge Prohibitions”.
11. That Section 43-30 of Division 2 – Discharge Prohibitions, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Prohibition of Illegal Discharges” is hereby created to read as follows:

(a) Prohibition of Illegal Discharges. No person shall discharge or cause to be discharged into the municipal storm drain system or waters of the state any materials, including but not limited to pollutants or waters containing any pollutants that cause or contribute to a violation of applicable water quality standards, other than storm water. The commencement, conduct or continuance of any illegal discharge to the storm drain system is prohibited except as follows:

- (1) The following discharges are exempt from discharge prohibitions established by this article: water line flushing or other potable water sources, landscape irrigation or lawn watering, diverted stream flows, rising ground water, ground water infiltration to storm drains, uncontaminated pumped ground water, foundation or footing drains (not including active groundwater dewatering systems), crawl space pumps, air conditioning condensation, springs, non-commercial washing of vehicles, natural riparian habitat or wet-land flows, swimming pools (if dechlorinated - typically less than one PPM chlorine), fire fighting activities, and any other water source not containing Pollutants.

- (2) Discharges specified in writing by the Authorized Enforcement Agency as being necessary to protect public health and safety.
- (3) Dye testing is an allowable discharge, but requires a verbal notification to the Authorized Enforcement Agency prior to the time of the test.
- (4) The prohibition shall not apply to any non-storm water discharge permitted under a WPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the Federal Environmental Protection Agency or Wisconsin Department of Natural Resources, provided that the discharger is in full compliance with all requirements of the permit waiver, or order and other applicable laws and regulations, and provided that written approval has been granted for any discharge to the storm drain system.

(b) Prohibition of Illicit Connections.

- (1) The construction, use, maintenance or continued existence of illicit connections to the storm drain system is prohibited.
- (2) This prohibition expressly includes, without limitation, illicit connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection.
- (3) A person is considered to be in violation of this ordinance if the person connects a line conveying sewage to the MS4, or allows such a connection to continue.

12. That Division 3 of Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee is hereby created and shall be entitled “Illicit Discharge Regulations”.

13. That Section 43-50 of Division 3 – Illicit Discharge Regulations, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Suspension of MS4 Access” is hereby created to read as follows:

(a) Suspension due to Illicit Discharges in Emergency Situations. The City of Mosinee may, without prior notice, suspend MS4 discharge access to a person when such suspension is necessary to stop an actual or threatened discharge, which presents or may present imminent and substantial danger to the environment, or to the health or welfare of persons, or to the MS4 or waters of the State. If the violator fails to comply with a suspension order issued in an emergency, the Authorized Enforcement Agency may take such steps as deemed necessary to prevent or minimize damage to the MS4 or waters of the State, or to minimize danger to persons.

(b) Suspension due to the Detection of Illicit Discharge. Any person discharging to the MS4 in violation of this article may have their MS4 access terminated if such termination would abate or reduce an illicit discharge. The Authorized Enforcement Agency will notify a violator of the proposed termination of its MS4 access. The violator may petition the Authorized Enforcement Agency for a reconsideration and hearing.

(c) A person commits an offense if the person reinstates MS4 access to premises terminated pursuant to this article, without the prior approval of the Authorized Enforcement Agency.

14. That Section 43-51 of Division 3 – Illicit Discharge Regulations, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Industrial or Construction Activity Discharges” is hereby created to read as follows:

Any person subject to an industrial or construction activity WPDES stormwater discharge permit shall comply with all provisions of such permit. Proof of compliance with said permit may be required in a form acceptable to the City of Mosinee prior to the allowing of discharges to the MS4.

15. That Section 43-52 of Division 3 – Illicit Discharge Regulations, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Monitoring of Discharges” is hereby created to read as follows:

(a) *Applicability.* This section applies to all facilities that have stormwater discharges associated with industrial activity, including construction activity.

(b) *Access to Facilities.*

- (1) The Authorized Enforcement Agency shall be permitted to enter and inspect facilities subject to regulation under this article as often as may be necessary to determine compliance with this article. If a discharger has security measures in force, which require proper identification and clearance before entry into its premises, the discharger shall make the necessary arrangements to allow access to representatives of the Authorized Enforcement Agency.
- (2) Facility operators shall allow the Authorized Enforcement Agency ready access to all parts of the premises for the purposes of inspection, sampling, examination and copying of records that must be kept under the conditions of a WPDES permit to discharge stormwater, and the performance of any additional duties as defined by state and federal law.
- (3) The Authorized Enforcement Agency shall have the right to set up on any permitted facility such devices as are necessary in the opinion of the Authorized Enforcement Agency to conduct monitoring and/or sampling of the facility's stormwater discharge.
- (4) The Authorized Enforcement Agency has the right to require the discharger to install monitoring equipment as necessary. The facility's sampling and monitoring equipment shall be maintained at all times in a safe and proper operating condition by the discharger at its own expense. All devices used to measure stormwater flow and quality shall be calibrated to ensure their accuracy.

- (5) Any temporary or permanent obstruction to safe and easy access to the facility to be inspected and/or sampled shall be promptly removed by the operator at the written or oral request of the Authorized Enforcement Agency and shall not be replaced. The costs of clearing such access shall be borne by the operator.
- (6) Unreasonable delays in allowing the Authorized Enforcement Agency access to a permitted facility is a violation of a stormwater discharge permit and of this article. A person who is the operator of a facility with a WPDES permit to discharge stormwater associated with industrial activity commits an offense if the person denies the Authorized Enforcement Agency reasonable access to the permitted facility for the purpose of conducting any activity authorized or required by this article.
- (7) If the Authorized Enforcement Agency has been refused access to any part of the premises from which stormwater is discharged, and he/she is able to demonstrate probable cause to believe that there may be a violation of this article, or that there is a need to inspect and/or sample as part of a routine inspection and sampling program designed to verify compliance with this article or any order issued hereunder, or to protect the overall public health, safety, and welfare of the community, then the Authorized Enforcement Agency may seek issuance of a search warrant from any court of competent jurisdiction.

16. That Section 43-53 of Division 3 – Illicit Discharge Regulations, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Requirements to Prevent, Control, and Reduce Stormwater Pollutants by the Use of Best Management Practices” is hereby created to read as follows:

The Authorized Enforcement Agency shall establish requirements identifying Best Management Practices (BMP's) for any activity, operation, or facility, which may cause or contribute to pollution or contamination of stormwater, the storm drain system, or waters of the State. The owner or operator of a commercial or industrial establishment shall provide, at their own expense, reasonable protection from accidental discharge of prohibited materials or other wastes into the municipal storm drain system or watercourses through the use of these structural and non-structural BMPs. Further, any person responsible for a property or premise, which is, or may be, the source of an illicit discharge, may be required to implement, at said person's expense, additional structural and non-structural BMPs to prevent the further discharge of pollutants to the Municipal Separate Storm Sewer System. Compliance with all terms and conditions of a valid WPDES permit authorizing the discharge of stormwater associated with industrial activity, to the extent practicable, shall be deemed compliance with the provisions of this section. These BMPs shall be part of a stormwater pollution prevention plan (SWPPP) as necessary for compliance with requirements of the WPDES permit.

17. That Section 43-54 of Division 3 – Illicit Discharge Regulations, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Watercourse Protection” is hereby created to read as follows:

Every person owning property through which a watercourse passes, or such person's lessee, shall keep and maintain that part of the watercourse within the property free of trash, debris, excessive vegetation, and other obstacles that would pollute, contaminate, or significantly retard the flow of water through the watercourse. In addition, the owner or lessee shall maintain existing privately owned structures within or adjacent to a watercourse, so that such structures will not become a hazard to the use, function, or physical integrity of the watercourse.

18. That Section 43-55 of Division 3 – Illicit Discharge Regulations, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Notification of Spills” is hereby created to read as follows:

(a) Notwithstanding other requirements of law, as soon as any person responsible for a facility or operation, or responsible for emergency response for a facility or operation has information of any known or suspected release of materials which are resulting or may result in illegal discharges or pollutants discharging into stormwater, the storm drain system, or waters of the State said person shall take all necessary steps to ensure the discovery, containment, and cleanup of such release.

(b) In the event of such a release of hazardous materials said person shall immediately notify emergency response agencies of the occurrence via emergency dispatch services. In the event of a release of non-hazardous materials, said person shall notify the Authorized Enforcement Agency in person or by phone or facsimile no later than the next business day. Notifications in person or by phone shall be confirmed by written notice addressed and mailed to the Director of Public Works for the City of Mosinee within three (3) business days of the phone notice.

(c) If the discharge of prohibited materials emanates from a commercial or industrial establishment, the owner or operator of such establishment shall also retain an on-site written record of the discharge and the actions taken to prevent its recurrence. Such records shall be retained for at least three (3) years.

19. That Division 4 of Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee is hereby created and shall be entitled “Administration and Enforcement”.

20. That Section 43-70 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Notice of Violation” is hereby created to read as follows:

(a) Whenever the Authorized Enforcement Agency finds that a person or entity has violated a prohibition or failed to meet a requirement of this article, the Authorized Enforcement Agency may order compliance by written notice of violation to the responsible person. Such notice may require without limitation:

- (1) The performance of monitoring, analyses, and reporting;
- (2) The elimination of illicit connections or discharges;
- (3) That violating discharges, practices, or operations shall cease and desist;
- (4) The abatement or remediation of stormwater pollution or contamination hazards and the restoration of any affected property;
- (5) Payment of a fine to cover administrative and remediation costs;
- (6) The implementation of source control or treatment BMPs.

(b) If abatement of a violation and/or restoration of affected property is required, the notice shall set forth a deadline within which such remediation or restoration must be completed. Said notice shall further advise that, should the violator fail to remediate or restore within the established deadline, the work will be done by a designated governmental agency or a contractor and the expense thereof shall be charged to the violator.

21. That Section 43-71 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Appeal of Notice” is hereby created to read as follows:

Any person receiving a Notice of Violation may appeal the determination of the Authorized Enforcement Agency to the Board of Appeals. The Notice of Appeal must be received within 30 days from the date of the Notice of Violation. Hearing on the appeal before the Board of Appeals shall take place within 30 days from the date of receipt of the Notice of Appeal. The decision of the municipal authority or their designee shall be final.

22. That Section 43-72 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Enforcement Measures After Appeal” is hereby created to read as follows:

If the violation has not been corrected pursuant to the requirements set forth in the Notice of Violation, or, in the event of an appeal, within 10 days of the decision of the Board of Appeals upholding the decision of the Authorized Enforcement Agency, then representatives of the Authorized Enforcement Agency shall enter upon the subject private property and are authorized to take any and all measures necessary to abate the violation and/or restore the property. It shall be unlawful for any person, owner, agent or person in possession of any premises to refuse to allow the government agency or designated contractor to enter upon the premises for the purposes set forth above.

23. That Section 43-73 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Cost of Abatement of the Violation” is hereby created to read as follows:

Within thirty (30) days after abatement of the violation by the City, the owner of the property will be notified of the cost of abatement, including administrative costs. The property owner may file a written protest objecting to the amount of the assessment within 10 days. If the amount due is not paid within a timely manner as determined by the decision of the Board of Appeals or by the expiration of the time in which to file an appeal, the charges shall be charged against such property and be collected as a special tax thereon as provided in Wis. Stats.

24. That Section 43-74 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Injunctive Relief” is hereby created to read as follows:

It shall be unlawful for any person to violate any provision or fail to comply with any of the requirements of this article. If a person has violated or continues to violate the provisions of this article, the Authorized Enforcement Agency may petition for a preliminary or permanent injunction restraining the person from activities which would create further violations or compelling the person to perform abatement or remediation of the violation.

25. That Section 43-75 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Appeal of Notice of Violation” is hereby created to read as follows:

In lieu of enforcement proceedings, penalties, and remedies authorized by this article, the Authorized Enforcement Agency may impose upon a violator alternative compensatory actions, such as storm drain stenciling, attendance at compliance workshops, creek cleanup, other community service activities, etc.

26. That Section 43-76 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Violations Deemed a Public Nuisance” is hereby created to read as follows:

In addition to the enforcement processes and penalties provided, any condition caused or permitted to exist in violation of any of the provisions of this article is a threat to public health, safety, and welfare, and is declared and deemed a nuisance, and may be summarily abated or restored at the violator's expense, and/or a civil action to abate, enjoin, or otherwise compel the cessation of such nuisance may be taken.

27. That Section 43-77 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Criminal Prosecution” is hereby created to read as follows:

Any person that has violated or continues to violate this article shall be subject to a forfeiture of not less than \$100 nor more than \$5,000 per violation; each day such violation exists shall be deemed a separate violation. The Authorized Enforcement Agency may recover all attorneys’ fees court costs and other expenses associated with enforcement of this article, including sampling and monitoring expenses.

28. That Section 43-78 of Division 4 – Administration and Enforcement, Article 1 – Stormwater Illicit Discharge Detection and Elimination, Chapter 43 - Stormwater Management Regulations, of the Code of Ordinances for the City of Mosinee entitled “Remedies Not Exclusive” is hereby created to read as follows:

The remedies listed in this article are not exclusive of any other remedies available under any applicable federal, state or local law and it is within the discretion of the Authorized Enforcement Agency to seek cumulative remedies.

29. That this ordinance shall be in full force and effect 30 days upon adoption and publication in accordance with applicable state statutes.
30. That all prior ordinances and parts of ordinances in conflict with this ordinance are hereby repealed.

Adopted and approved by the Common Council of the City of Mosinee on this
30TH day of MARCH, 2009.


Alan Erickson, Mayor

Attest: 
Bruce R. Jamroz, City Clerk/Treasurer

Date of Adoption: 3/30/09
Date of Attestation: 3/30/09
Date of Publication: 3/30/09