

February 5, 2009

**To:** Alderman Holding, Chairman  
Public Works & Services Committee

**From:** John C. Rooney, Asst. Commissioner of Public Works/Engineering

**RE:** Item 09-3137

Pursuant to our re-issuance of Root River Group Municipal Storm Water Discharge Permit on December 4, 2008, the City of Racine must amend Section 98-304 of the storm water utility ordinances. Permit condition 2.3.3.1 requires the City to remove the commercial building site exemption from the construction site erosion control ordinance by March 31, 2009. The recommended change is described as below. The appropriate action would be to recommend the changes to the ordinance.

**Ordinance XX-09**

**To amend Sec. 98-304(2) of the Municipal Code of the City of Racine, Wisconsin relating to Utilities; Construction Site Erosion – Applicability and jurisdiction.**

The Common Council of the City of Racine, Wisconsin do ordain as follows:

**Part 1:**

Section 98-304(2) of the Municipal Code of the City of Racine is hereby amended by deleting “a.” and relettering “b.” to “a.”, “c.” to “b.”, “d.” to “c.”, and “e.” to “d.”

**Part 2:**

This ordinance shall take effect upon passage and the day after publication.

Passed by the Common Council:

\_\_\_\_\_

Approved: \_\_\_\_\_

\_\_\_\_\_  
Mayor

Attest:

\_\_\_\_\_  
City Clerk

**Fiscal Note: N/A**