

**WILLISTOWN TOWNSHIP
CHESTER COUNTY, PENNSYLVANIA**

ORDINANCE NO. 3 OF 2014

AN ORDINANCE AMENDING CHAPTER 73 OF THE CODE OF ORDINANCES OF WILLISTOWN TOWNSHIP, BEING THE ENVIRONMENTAL PROTECTION ORDINANCE, IN ORDER TO REVISE NOTIFICATION REQUIREMENTS FOR DISCHARGES TO ADJACENT OR DOWNGRADIENT PROPERTIES. EFFECTIVE FIVE DAYS FROM ENACTMENT.

BE IT AND IT IS HEREBY ENACTED by the Board of Supervisors of Willistown Township, Chester County, as follows:

Section 1. The Code of the Township of Willistown, Chapter 73, the Willistown Township Environmental Protection Ordinance (the "EPO"), Article VIII, Stormwater Management, §73-37. A(5), is hereby amended as follows:

(5) Discharges to adjacent or downgradient properties.

(a) Existing points of concentrated drainage.

Existing points of concentrated drainage (peak rate discharges up to and including the one-hundred-year storm) that discharge onto adjacent property(ies) or downgradient property(ies), including diffuse drainage discharge, shall not be altered in any manner without written permission from the Township and affected landowners, and, as determined by the Township, an easement and agreement with such affected landowner(s) for conveyance of discharges onto or through their property(ies). Such discharge shall be subject to any applicable discharge criteria specified in this article.

(b) Proposed new discharges of stormwater.

Proposed new discharges of stormwater from any frequency rainfall event, up to and including the one-hundred-year, twenty-four-hour storm event, that may potentially cause harm prior to reaching an existing conveyance system or a natural watercourse, or by reducing flow to wetlands or other sensitive habitats, shall be designed to avoid erosion, flooding or other damage to the properties through which it is being conveyed. For any activity that requires a building permit, regardless of square footage, applicants must provide proof that written notification has been made to adjacent downgradient property owner(s) that an application has been submitted to the Township requesting approval for a permit that may discharge stormwater onto their property; furthermore, applicants shall be required to receive written permission from, and, as determined by the Township, an easement and

agreement with the affected landowner(s) for conveyance of discharges onto or through their property(ies).

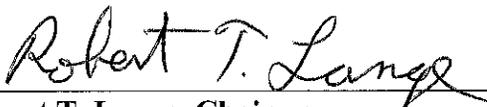
Section 2. The Code of the Township of Willistown, Chapter 73, the Willistown Township Environmental Protection Ordinance (the "EPO"), Article VIII, Stormwater Management, §73-37. D(3)(b)[1], is hereby amended as follows:

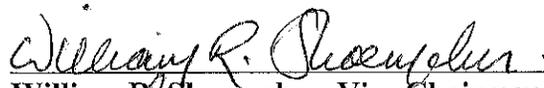
[1] The post-construction total runoff volume shall not exceed the predevelopment total runoff volume for all storms equal to or less than the two-year, twenty-four-hour duration precipitation (design storm). The water quality and runoff volume to be managed shall consist of any runoff volume generated by the proposed regulated activity over and above the predevelopment total runoff volume or one inch of runoff from the total area draining to the infiltration facility, whichever is greater, and shall be captured and permanently retained or infiltrated on the site. Permanent retention options may include, but are not limited to, reuse, evaporation, transpiration, and infiltration.

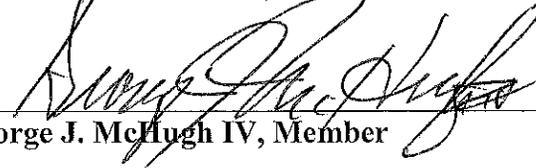
Section 3. This Ordinance shall be effective five (5) days from the date of enactment.

ENACTED and ORDAINED this 8^m day of SEPTEMBER, 2014

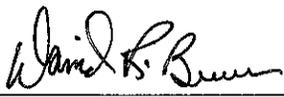
**BOARD OF SUPERVISORS
WILLISTOWN TOWNSHIP**


Robert T. Lange, Chairman


William R. Shoemaker, Vice Chairman


George J. McHugh IV, Member

ATTEST:


David R. Burman, Secretary