

Resolution No. 2016-37

A Resolution to authorize the City Administrator to sign the Interjurisdictional Agreement (IJA) between the Principal Permittees and Co-permittees governing coordination and cooperative activities by all Permittees as outlined in the Stormwater Pollution Prevention and Management Plan (SWPP & MP) regarding NPDES Permit Number DE 0051071 / State Permit Number WPCC 3063A / 96.

WHEREAS, the National Pollutant Discharge Elimination System (NPDES) permit DE 0051071 / State Permit WPCC 3063A/96 was issued by the Delaware Department of Natural Resources and Environmental Control (DNREC) on May 7, 2013 (effective date) authorizing the Principal Permittees (New Castle County, a political subdivision of the State of Delaware (“County”) and the Delaware Department of Transportation, an agency of the State of Delaware (“DelDOT”) and the Co-permittees, the municipalities of Bellefonte, Newport, Elsmere, Delaware City, (all collectively known as “Permittees”) collectively and severally to discharge stormwater from their separate municipal storm sewer systems (MS4) into the waters of the State located in New Castle County; and

WHEREAS, Permittees share responsibility for storm drains and the municipal storm sewer system in New Castle County, Delaware (the “MS4”); and

WHEREAS, pursuant to the Permit, Permittees have developed a Stormwater Pollution Prevention and Management Plan (SWPP & MP) which implements the Permit’s requirements; and

WHEREAS, pursuant to the Permit, Permittees must enter into an Interjurisdictional Agreement (IJA) with respect to their obligations under the Permit; and

WHEREAS, the Principal Permittees and the City of Wilmington (“City”) will enter into a separate Interjurisdictional Agreement to address the City’s obligations under the Permit because although a portion of the City is covered by the Permit, the City operates under a Stormwater Pollution Prevention and Management separate and apart from the above SWPP&MP.

NOW, THEREFORE, BE IT RESOLVED, The City Administrator is authorized to sign the Interjurisdictional Agreement (IJA) between the Principal Permittees and the City of Wilmington governing coordination and cooperative activities by all Permittees as outlined in the Stormwater Pollution Prevention and Management Plan (SWPP & MP) regarding NPDES Permit Number DE 0051071 / State Permit Number WPCC 3063A / 96, provided the 1st sentence of paragraph 10 (c) shall be deleted.

PASSED this 22nd day of July, 2016

Linda Ratchford, City Council President

John A. Di Mondì, Councilperson

Teel Petty, Councilperson

Theodore H. Megginson, Councilperson

Albert J. Vannucci, Jr., Councilperson

Attest:

Janet E. Wurtzel, City Clerk