

ORDINANCE NO. 44.25

AN ORDINANCE AMENDING PART 12, CHAPTER 14 "STORMWATER MANAGEMENT", ARTICLE F, SECTION 12-1451 AND SECTION 12-1453 BY ADDING A LIST OF AUTHORIZED NON-STORMWATER DISCHARGES INTO THE MUNICIPAL SEPARATE STORMSEWER SYSTEM, AND PROHIBITING COMMERCIAL VEHICLE WASH WATER FROM BEING DISCHARGED INTO THE MUNICIPAL SEPARATE STORMSEWER SYSTEM; PROVIDING FOR SEVERABILITY; PROVIDING FOR REPEALER.

Be it ordained by the Mayor and the Council of the City of Moore, Oklahoma that Part 12, Chapter 14, Article F, Section 12-1451 and Section 12-1453 shall be amended as follows:

Sec 12-1451 Unauthorized Discharge A Public Nuisance

A. No person shall conduct, allow or permit the discharge of stormwater in any manner in violation of this chapter or of any condition of a permit issued pursuant to this chapter or a stormwater discharge permit issued by the state. Such discharge is hereby declared a public nuisance and must be immediately corrected by any owner or any operator or summarily abated by the city.

B. Per the OKR04 Permit, below is a list of authorized non-stormwater discharges:

- 1. Diverted stream flows;**
- 2. Uncontaminated discharges from riparian areas and wetlands;**
- 3. Uncontaminated ground water or spring water;**
- 4. Residential building wash water that does not use detergents, solvents, and/or soaps;**
- 5. Uncontaminated pumped ground water;**
- 6. Uncontaminated ground water infiltration;**
- 7. Uncontaminated discharges from potable water sources, including water line flushing and fire hydrant flushing;**
- 8. Foundation drains;**
- 9. Air conditioning condensate;**
- 10. Water from crawl space pumps;**
- 11. Footing drains;**
- 12. Residential, non-commercial, and charity car washing;**
- 13. Landscape irrigation and lawn watering, provided all pesticides, herbicides and fertilizers have been applied in accordance with the approved manufacturers' instructions and/or labeling;**
- 14. Uncontaminated and dechlorinated swimming pool discharges;**
- 15. Street wash water, including wash water generated from the washing of other impervious surfaces such as sidewalks and parking lots, that does not use detergents, solvents, and/or soaps;**
- 16. Discharges in compliance with a separate Oklahoma Pollutant Discharge Elimination System (OPDES) or National Pollutants Discharge Elimination System (NPDES) permit;**
- 17. Discharges of gray water from municipal splash pads (aka, spray parks or spray grounds), as defined in 27A O.S § 2-6-107, unless otherwise permitted or regulated by DEQ, provided the discharges comply with all applicable municipal or county ordinances enacted pursuant to law (discharges from recirculating systems shall be dechlorinated); and**
- 18. Discharges of flows from emergency firefighting activities or training activities that are**

not taking place at a permanent facility, provided procedures are in place for the incident Commander, Fire Chief, or other no-scene firefighting official in charge to make an evaluation regarding potential releases of pollutants from the scene.

- a. Measures must be taken to reduce any such pollutant releases to the MS4 subject to all appropriate actions necessary to ensure public health and safety.
- b. These procedures must be documented in the SWMP.
- c. These discharges must be in compliance with the OFR04 General Permit.

Sec 12-1453 Prohibition Of Pollutant Discharge Not Covered By The NPDES Program

- A. A permit is a license to conduct an activity, which is regulated by the Clean Water Act, the Water Pollution Control Act, or this chapter.
- B. Every person who is or who is planning to carry out any of the activities requiring a permit shall obtain such a permit prior to carrying out such activities.
- C. It shall be unlawful for any person to carry out any of the following activities, except in accordance with the conditions of a valid permit:
 1. The alteration of the physical, chemical, radiological, biological, or bacteriological properties of any of waters of the state or community waters;
 2. The construction, installation, modification, or operation of any treatments works or part thereof, or any extension or addition thereto;
 3. The increase in volume or strength of any wastes in excess of permissive discharges specified under any existing permit;
 4. The development of a natural resource or the construction, installation, or operation of any establishment or any extension or modification thereof or addition thereto; the operation of which will or is likely to cause an increase in the discharge of wastes into the waters of the state or would otherwise alter the physical, chemical, radiological, biological, or bacteriological properties of any waters of the state in any manner not already lawfully authorized;
 5. The construction or use of any new outlet for the discharge of any wastes into the waters of the state;
 6. The discharge of sewage, industrial wastes, or other wastes into waters, or a location from which it is likely that the discharged substance will move into waters; and
 7. The discharge of sewage, industrial wastes, or other wastes into a well or a location where it is likely that the discharged substance will move into a well, or the underground placement of fluids and other substance which do or may affect the waters of the state.
 8. The discharge of vehicle wash waters into the MS4 or a water of the state.

Severability

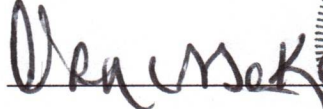
If any of the provisions of this ordinance are determined to be unconstitutional or unlawful by any court of competent jurisdiction, the remainder shall be severable and unaffected.

Repealer

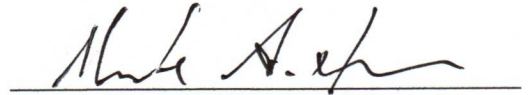
Any ordinance or parts thereof in conflict with this section are hereby repealed.

PASSED AND APPROVED THIS 4th DAY OF AUGUST, 2025.

ATTEST:


Vanessa Kemp, City Clerk




Mark Hamm, Mayor

APPROVED AS TO FORM AND LEGALITY:


Brian K. Miller, City Attorney