

ORDINANCE NO. 48.895

AN ORDINANCE CREATING SECTIONS 2.12.1160, 2.12.1161, 2.12.1162, and 2.12.1163 OF THE CODE OF THE CITY OF WICHITA, PERTAINING TO MEMBERSHIP AND GOVERNANCE OF THE STORM WATER ADVISORY BOARD.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. Section 2.12.1160 of the Code of the City of Wichita shall read as follows:

2.12.1160 – Storm Water Advisory Board - Created

There is hereby created an advisory board to the City known as the Wichita Storm Water Advisory Board.

SECTION 2. Section 2.12.1161 of the Code of the City of Wichita shall read as follows:

2.12.1161 – Storm Water Advisory Board – Membership - Appointment – Terms

(a) Storm Water Advisory Board shall be composed of ten members (nine of whom shall be voting members) each appointed for a period of two (2) years and continuing until their successor is appointed and qualified. Each member may serve multiple terms. In the event of death, resignation or other disqualification of any member, his or her successor shall be appointed to fill only the unexpired term created by such vacancy. Appointees shall be qualified by experience and/or education and have experience dealing with such issues as may, from time-to-time, come before the Board for consideration. The nine voting members shall be appointed by the City Council, upon the recommendations of the following entities:

- 2.1 One member shall be appointed upon the recommendation of the Wichita Area Builders' Association (WABA);
- 2.2 One member shall be appointed upon the recommendation of the Certified Commercial Investment Member, Kansas Chapter (CCIM);

- 2.3 One member shall be appointed upon the recommendation of the Wichita Area Association of Realtors (WAAR);
- 2.4 One member shall be appointed upon the joint recommendation of the Sierra Club, Kansas Chapter of Southwind and RiverCity WRAPS;
- 2.5 One member shall be appointed upon the recommendation of Sedgwick County Public Works;
- 2.6 One member shall be appointed upon the recommendation of Wichita Public Works & Utilities;
- 2.7 One member shall be appointed upon the recommendation of the Sedgwick County Storm Water Management Advisory Board (SMAB);
- 2.8 One member shall be appointed upon the recommendation of the Wichita Society of Professional Engineers (WSPE); and,
- 2.9 One member shall be appointed upon the recommendation of the Wichita City Manager.

In addition, the Kansas Department of Health & Environment, South Central District Watershed Field Coordinator shall be permitted to participate, *ex officio*, as a tenth, but non-voting member, who shall not count towards determination of a quorum.

(b) The members shall receive no compensation for their services, but may be reimbursed for all necessary expenses incurred in the performance of their duties as members of such Board:

SECTION 3. Section 2.12.1162 of the Code of the City of Wichita shall read as follows:

2.12.1162 – Storm Water Advisory Board – Organization

The Board shall conduct meetings, elect officers, and adopt by-laws in accordance with the policy for boards and commissions. The City Manager shall provide the necessary staff support to insure that the Board receives informational support and professional and technical assistance necessary to carry on its duties and conduct its meetings.

SECTION 4. Section 2.12.1163 of the Code of the City of Wichita shall read as follows:

2.12.1163 – Storm Water Advisory Board – Duties

The SWAB shall advise the City Council and City Staff on matters pertaining to storm water management polices impacting new development, re-development, residential, and commercial construction within the City of Wichita and perform such other duties as may be requested by the City from time to time.

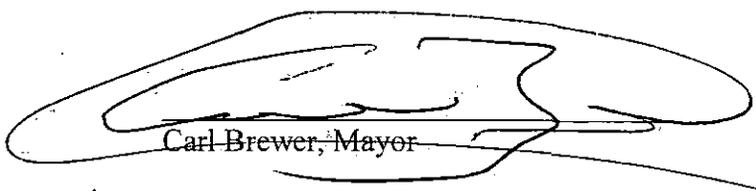
Any changes proposed to be made to the content of the City of Wichita Storm Water Management Ordinance, and directly associated Policies adopted to aid in the enforcement of the Ordinance, shall be reviewed by the Board in a timely manner and recommendations forwarded to the City Council for their consideration in discussion and adoption of any proposed changes.

The Director of Public Works shall have the option of utilizing the Board to review any proposed additions/deletion of provisions contained in the Wichita/Sedgwick County Storm Water Manual approved for use by the City in conjunction with the adoption of the Storm Water Management Ordinance, and such other matters as he may deem appropriate.

Any and all deliberations and actions engaged in by the Board shall be done in consideration of provisions contained in the City of Wichita's Municipal Separate Storm Water Sewer (MS4) Permit issued to the City by the Kansas Department of Health and Environment, including direct decrees to the City by the Environmental Protection Agency.

SECTION 5. This ordinance shall be included in the Code of the City of Wichita and shall be effective upon publication once in the official city paper.

PASSED AND ADOPTED at Wichita, Kansas, this 16th day of November, 2010.

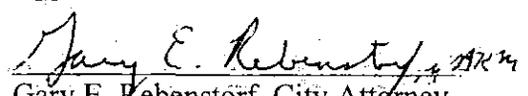
  
Carl Brewer, Mayor

ATTEST:

  
Karen Sublett, City Clerk



Approved as to form:

  
Gary E. Rebenstorf, City Attorney