



### Legislation Details (With Text)

<b>File #:</b>	24-1902	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>	Agenda Ready
<b>File created:</b>	2/28/2024	<b>In control:</b>	City Council Legislative Meeting
<b>On agenda:</b>	4/2/2024	<b>Final action:</b>	
<b>Title:</b>	Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to amend and reordain Section 5-4-1 (DEFINITIONS) and Section 5-4-7 (MINIMUM CRITERIA; CITY HANDBOOK) Chapter 4 (EROSION AND SEDIMENT CONTROL) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of the Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]		
<b>Sponsors:</b>			
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. 24-1902_Attachment 1_Cover_Erosion and Sediment Control Ordinance, 2. 24-1902_Attachment 2_Ordinance_Erosion and Sediment Control, 3. 24-1902_Presentation		

Date	Ver.	Action By	Action	Result
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### City of Alexandria, Virginia

#### MEMORANDUM

**DATE:** MARCH 26, 2024

**TO:** THE HONORABLE MAYOR AND MEMBERS OF CITY COUNCIL

**THROUGH:** JAMES F. PARAJON, CITY MANAGER /s/

**FROM:** ADRIANA CASTAÑEDA, DIRECTOR,  
TRANSPORTATION AND ENVIRONMENTAL SERVICES

**DOCKET TITLE:**

Introduction and First Reading. Consideration. Passage on First Reading of an Ordinance to amend and reordain Section 5-4-1 (DEFINITIONS) and Section 5-4-7 (MINIMUM CRITERIA; CITY HANDBOOK) Chapter 4 (EROSION AND SEDIMENT CONTROL) of Title 5 (TRANSPORTATION AND ENVIRONMENTAL SERVICES), of the Code of the City of Alexandria, Virginia, 1981, as amended. [ROLL-CALL VOTE]

**ISSUE:** Consideration of an ordinance for the amendment of non-substantive revisions to Chapter 4 of Title 5 of the Code of the City of Alexandria, the Erosion and Sediment Control Ordinance, for consistency due to consolidation of Virginia regulations that warranted a renumbering of the Virginia Code.

**RECOMMENDATION:** That City Council consider the proposed ordinance on first reading and set it second reading, public hearing and final passage on Saturday, April 13, 2024.

**BACKGROUND:** Pursuant to Chapters 68 and 758 of the 2016 Acts of the General Assembly, the Virginia Department of Environmental Quality has consolidated 9VAC25-840 (Erosion and Sediment Control Regulations), 9VAC25-850 (Erosion and Sediment Control and Stormwater Certification Regulations), and 9VAC25-870 (Virginia Stormwater Management Program Regulations) into a single regulatory chapter, the Virginia Erosion and Stormwater Management Regulation (9VAC25-875). Through consolidating these three chapters, the new regulation (i) clarifies program requirements, (ii) eliminates redundancies, and (iii) corrects inconsistencies between erosion and sediment control regulations and stormwater management program regulations. This state action becomes effective July 1, 2024, per the 2023 General Assembly and requires locality adoption by that effective date.

**DISCUSSION:** Consolidation of the Virginia Stormwater Management Program Regulations and the Erosion and Sediment Control Regulations created a combined Act and naming of the local program authority requiring non-substantive changes to reflect the name, numbering, and definitions of the program as well as updated state authority references from the Soil and Water Conservation Board to Department of Environmental Quality.

**FISCAL IMPACT:** There is no anticipated fiscal impact associated with adopting the administrative changes into the existing ordinance.

**ATTACHMENTS:**

Attachment 1: Ordinance Cover

Attachment 2: Revised Chapter 4 of Erosion and Sediment Control Ordinance

Attachment 3: Presentation

**STAFF:**

Emily A. Baker, Deputy City Manager

Tarrence Moorer, Assistant Director, Internal Services, T&ES

William J. Skrabak, Deputy Director, Transportation & Environmental Services

Jesse E. Maines, Stormwater Management Division Chief, T&ES

Gavin Pellitteri, Stormwater Principal Planner, Stormwater Management, T&ES

Christina Brown, Deputy City Attorney

Lindsay Dubin, Assistant City Attorney