

Ordinance No. 2025-025

**AN ORDINANCE AMENDING TITLE 8 “UTILITIES” CHAPTER 6 “STORM DRAINAGE” SUBSECTION 5 “CONVEYANCE AND DISCHARGE OF STORMWATER” TO PROVIDE FOR ADDITIONAL NON-STORM WATER EXEMPTED DISCHARGES; SUBSECTION 8-6-8 “LAND DISTURBANCE PERMITS” REQUIRING UPDES PERMITS AS PART OF THE LAND DISTURBANCE PERMIT PROCESS AND TITLE 11-7-8 “SITE PLAN REQUIREMENTS FOR PERMITTED AND CONDITIONAL USES” SUBSECTION F(2) ADDING A SPECIFIC METHOD FOR STORM DRAINAGE CALCULATIONS AND PROVIDING FOR AN EFFECTIVE DATE.**

**WHEREAS**, The City is authorized by Utah Code § 10-8-84 to “pass all ordinances and rules, and make all regulations . . . as are necessary and proper to provide for the safety and preserve the health, and promote the prosperity, improve the morals, peace and good order, comfort, and convenience of the city and its inhabitants. . .”; and

**WHEREAS**, the purpose of this ordinance is to promote the public health, safety, and general welfare of the citizens of Pleasant Grove; and

**WHEREAS**, the Utah State Division of Water Quality and Utah State Law have imposed new regulations upon municipalities with regard to storm water flows which require more restrictive standards for storm water flows on new development referred to as “Low Impact Development Standards” (LID); and

**WHEREAS**, City is mandated to be in compliance with these standards; and

**WHEREAS**, the State conducted a Stormwater Audit and issued a Corrective Action Notice to City at the conclusion of the audit; and

**WHEREAS**, the proposed code changes are in response to the Action Items in said Notice; and

**WHEREAS**, after consideration of all the relevant factors, the Pleasant Grove City Council finds and determines that it is in the best interest of the health, safety and general welfare of its current and future residents to adopt this ordinance in order to provide adequate regulation of storm water flows for new development within the City; and

**WHEREAS**, the City Council held a public meeting on October 7, 2025 to consider these ordinance changes; and

**WHEREAS**, at the conclusion of the meeting, the council adopted and approved the proposed ordinance amendments.

**NOW, THEREFORE, BE IT ORDAINED**, by the City Council of Pleasant Grove City, Utah County, Utah as follows:

**NOW THEREFORE, BE IT ORDAINED** by the Pleasant Grove City Council as follows:

**Section 1.** Title 8 Chapter 6 “Storm Drainage” Subsection 5 “Conveyance and Discharge of Stormwater” and Title 8 Chapter 6 Subsection 8 “Land Disturbance Permits” and Title 11 Chapter 7 Subsection 8 “Site Plan Requirements for Permitted and Conditional Uses” are hereby amended to read as follows:

**8-6-5 CONVEYANCE AND DISCHARGE OF STORMWATER:**

A. Prohibited Discharges:

1. Illicit Discharges: It is unlawful for any person to cause or allow the discharge into a water body or storm drainage system, either directly or indirectly, of any substance not comprised entirely of storm water or an exempted discharge as listed in subsection A2 of this section.

2. Exempted Discharges: The following non-storm water discharges shall be permissible; provided, that they do not result in a violation of water quality standards set forth by the State of Utah and/or Federal agencies:

a. Discharges regulated under a valid Utah Pollutant Discharge Elimination System (UPDES) discharge permit; provided that the discharge complies with the terms of the permit.

b. Discharges from water line flushing.

c. Discharges from landscape or lawn watering.

d. Uncontaminated ground water.

e. Uncontaminated irrigation water.

f. Discharges from natural riparian habitat or wetland flows.

g. Discharges from air conditioning condensate.

h. Discharges or flows from emergency management or firefighting activities.

i. Discharges from foundation drains, footing drains or crawlspace or basement pumps; provided that the discharge is approved by the Public Works Director or their designee.

j. Discharges resulting from municipal infrastructure management, including street wash water, storm drainage system jetting, hydrant flushing and/or testing, etc.

K. Discharge of diverted steam flows.

L. Discharge of springs.

M. Uncontaminated individual residential car washing.

N. Uncontaminated dechlorinated swimming pool water.

O. Discharge of uncontaminated dechlorinated reservoir water.

P. Uncontaminated rising ground water.

Q. Uncontaminated residual street wash water.

R. Discharges from potable water sources.

#### **8-6-8: LAND DISTURBANCE PERMITS:**

##### **E: Applications For A Land Disturbance Permit:**

2. The applicant shall obtain, from any other state or federal agency, any other appropriate environmental permits that pertain to the property. However, the inclusion of those permits in the application shall not foreclose the city engineer from imposing additional development requirements and conditions, commensurate with this chapter, on the development of property covered by those permits.

- a. Any operator of a construction site, common plan of development, or other site as required under state regulations must obtain a valid Utah Pollutant Discharge UPDES Stormwater Permit (such as a Notice of Intent, "NOI") from the Utah Division of Water Quality before beginning earth disturbance or construction activities that trigger permit coverage.
- b. The operator shall maintain active UPDES permit coverage for the duration of the project. If the permit expires before project completion, the operator shall renew the permit in accordance with state requirements.
- c. Upon completion of the project, stabilization of site, removal of temporary control measures, equipment, materials, and waste, and once all pollutant-generating activities cease, the operator shall submit a Notice of Termination (NOT) to the Utah Division of Water Quality to formally terminate permit coverage.
- d. Operators shall provide the City a copy of the UPDES permit (NOI) and any renewal or NOT correspondence.

3. Each application shall be accompanied by:

- a. A sediment and erosion control plan; and
- b. A storm water management plan providing for storm water management during the land disturbing activity and after the activity has been completed sufficient to handle the design storm events.

4. Each application for a land disturbance permit shall be accompanied by payment of the land disturbance permit and other storm water management fees, as adopted by resolution and found in the city fee schedule.

#### **11-7-8: SITE PLAN REQUIREMENTS FOR PERMITTED AND CONDITIONAL USES:**

F. Other items to be included with the site plan submittal (as they apply):

1. Traffic impact study, signed and stamped by a professional engineer, if required by the community development director/city engineer.

2. Storm drainage calculations signed and stamped by a professional engineer using the rational method (see section 3.01 in the "Public Works Standard Specifications And Drawings Manual" for criteria). These can be submitted on separate eight and one- half inch by eleven-inch (8½" x 11") sheets (they do not have to be included on the site plan).

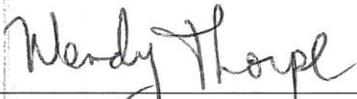
**Section 2. SEVERABILITY.** The sections, paragraphs, sentences, clauses, and phrases of this Ordinance are severable. If any such section, paragraph, sentence, clause, or phrase shall be declared invalid or unconstitutional by the valid judgment or decree of a Court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any of the remaining sections, paragraphs, sentences, clauses or phases of this Ordinance.

**Section 3. EFFECTIVE DATE.** This ordinance shall take effect immediately upon its passage and posting as provided by law.

**Section 4. APPROVED AND ADOPTED** by the City Council of Pleasant Grove City, Utah County, Utah, this 7 day of October 2025.

  
Guy L. Fugal, Mayor

ATTEST:

  
\_\_\_\_\_  
Wendy Thorpe,  
City Recorder



Motion: Council Member JENSEN

Second: Council Member LEMONE

<u>ROLL CALL</u>	<u>Yes</u>	<u>No</u>	<u>Abstain</u>	<u>Absent</u>
Mayor Guy L. Fugal	_____	_____	_____	_____
Dianna Andersen	<u>X</u>	_____	_____	_____
Steve Rogers	<u>X</u>	_____	_____	_____
Eric Jensen	<u>X</u>	_____	_____	_____
Cyd LeMone	<u>X</u>	_____	_____	_____
Todd Williams	<u>X</u>	_____	_____	_____

**CERTIFICATE OF POSTING ORDINANCE**  
**Pleasant Grove City Corporation**

I, the duly appointed recorder for the City of Pleasant Grove, hereby certify that a summary of the foregoing Ordinance No. 2025-025 was posted on the State (<http://pmn.utah.gov>) website on this 8 day of October, 2025.

Dated this 8 day of October, 2025.

Wendy Thorpe  
Wendy Thorpe, CMC, City Recorder