Illicit Discharge Resolution Amendments

ACTION ITEMS

BOARD OF HEALTH

MAY 12, 2020

Davis COUNTY HEALTH DEPARTMENT

History

- Approved by the Board of Health on May 13, 2014

- Outlines procedures for managing and enforcing illicit discharges:
  - Investigate
  - Reporting
  - Enforcement
  - Cost and Penalties
  - Incident Response-Line
  - Cooperation with Storm Water Discharge Permit Holders

Review of Proposed Changes

- Illicit Discharge Resolution Changes

4. Costs and Penalties. Any agency may collect costs and penalties in accordance with applicable ordinances, rules or regulations. The Division may ~~shall collect costs and penalties, including local penalties incurred through its~~ enforce~~ment of~~ the rules and regulations related to the protection of water quality within the County, and any penalties associated with any violations pursuant to Section §19-5-115 of the Utah Code and Administrative Rule 317-1-8. ~~The Division shall remit to a storm water discharge permit holder that portion of incurred expenses that is reasonably due to the permit holder.~~

- Adjudicative Hearing Procedures Policy Changes

2.2.8 Penalty Fee Sharing.
Penalties collected for violations, of an illicit discharge nature, may be shared with Municipal Separate Storm Sewer System (MS4) permit holders.

2.2.8.1 The applicable MS4 permit holder may receive up to 25% of the fee collected by the Department for assessed penalties between $750 and $1,500.

2.2.8.2 The applicable MS4 permit holder may receive up to 50% of the fee collected by the Department for assessed penalties in excess of $1,500.

Storm Water Coalition Support



DAVIS COUNTY
STORM WATER
COALITION

April 29, 2020

To whom it may concern,

The Davis County Storm Water Coalition (Coalition) has long valued its partnership with the Davis County Health Department (DCHD). The Coalition and DCHD have a shared goal of preserving the water quality of Davis County streams, rivers and ponds through the elimination of illicit discharges and other sources of storm water pollution. At this time we would like to add our support to the changes DCHD has proposed to their Illicit Discharge Resolution and Adjudicative Hearing Procedure Policy, as we believe those changes add clarity to how the DCHD will support the Coalition moving forward. We look forward to the future of this partnership.

Sincerely,

Darel Webb

Darel Webb

Chairman– Davis County Storm Water Coalition

Questions ?