

3. LEGAL AUTHORITY

Provision No. V of the 2002 MS4 Permit requires each Permittee to adopt a Stormwater/Urban Runoff Discharge Control Ordinance, or equivalent, and enact and revise policies and ordinances necessary to establish and maintain adequate legal authority as required by the NPDES Municipal Stormwater Permit program [40 CFR Part 122.26(d)(2)(i)(A-F)]. In 1996, each Permittee established legal authority as appropriate to comply with previous permit conditions.

Provision No. V.F requires the Permittees to provide a report containing a review of their Storm Water Ordinances and their ordinance enforcement practices to assess their effectiveness in prohibiting non-exempt, non-storm water discharges to the MS4s (the non-exempt, non-storm water discharges are described in Provision V.F).

A summary of each Permittee's legal authority status, as reported to the District, is presented in **Table 3-1**.

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Provision No. I.B.1.a and V of the Permit (Board Order No. R8-2002-011) requires each Permittee to maintain adequate legal authority as required by the NPDES Municipal Stormwater Permit program [40 CFR Part 122.26(d)(2)(I)(A-F)]

| PERMITTEE | 1. Have your stormwater ordinances or other legal authorities for implementing the NPDES Permit changed during the reporting period? If so, please provide a summary of the changes. |
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| Beaumont | Yes |
| Calimesa | No |
| Canyon Lake | No |
| Corona | No |
| Hemet | Yes |
| Lake Elsinore | No |
| Moreno Valley | No |
| Murrieta | <i>See Permittee's individual annual report</i> |
| Norco | Yes, Added specific wording including "Stormwater Runoff and Discharge Controls, Grading, Etc." to Section 1.04.010 of the Norco Municipal Code. |
| Perris | <p>Yes, On June 27, 2006 the City of Perris conducted the first reading of Ordinance Number #1194, titled the "City of Perris Storm Water/Urban Runoff Management and Discharge Control Ordinance." The Ordinance was adopted during a second reading held on July 11, 2006, and took effect thirty days thereafter, on August 10, 2006. The new Ordinance repealed the City's old Ordinance Number #1018, which established the original storm water discharge controls; and revised Chapter 14.22 of the Perris Municipal Code, which detailed the regulations for storm water pollution prevention measures in the City. The new Ordinance #1194 regulates and details the compliance requirements for several areas related to Storm Water Pollution Prevention including, but not limited to: 1) Prohibited discharges, 2) Reduction of pollutants entering storm water, 3) Water Quality Management Plan (WQMP) requirements, 4) conveyance system protection and maintenance, 5) authority to inspect commercial, industrial and construction sites, 6) clean-up and spill notification requirements, 7) Enforcement procedures, and 8) Violations and civil/ criminal penalties.</p> <p>Also in the 2006-2007 fiscal year, the revised Ordinance #1194 was fully implemented. Both the Planning and Public Works departments made the commitment to the implementation of this ordinance.</p> |
| Riverside | No |

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Provision No. I.B.1.a and V of the Permit (Board Order No. R8-2002-011) requires each Permittee to maintain adequate legal authority as required by the NPDES Municipal Stormwater Permit program [40 CFR Part 122.26(d)(2)(I)(A-F)]

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| PERMITTEE | <p>1. Have your stormwater ordinances or other legal authorities for implementing the NPDES Permit changed during the reporting period? If so, please provide a summary of the changes.</p> |
| Riverside County | <p>1. ORDINANCE 857 WAS ADOPTED IN NOVEMBER OF 2006. SEE QUESTION 12.</p> <p>2. THE COUNTY'S CODE ENFORCEMENT DEPARTMENT HAS STEPPED UP ITS ENFORCEMENT ON BLIGHT THROUGHOUT THE COUNTY WITH ORGANIZED TRASH CLEANUP DAYS, CODE VIOLATIONS WITH MANDATED CLEANUP SCHEDULES, AND ACTIONS WHERE THE COUNTY CLEANS UP A PROPERTY AND BILLS THE PROPERTY OWNER FOR THE COST OF THE CLEANUP. SIGNIFICANT PROGRESS HAS BEEN MADE TO DIVERT ANTHROPOGENIC LITTER FROM ENTERING THE MUNICIPAL SEPARATE STORMWATER SEWER SYSTEM (MS4) TO RECEIVING WATERS EXPENDITURES REPORTED COVER THE COSTS INCURRED FOR ACTIVITIES CONDUCTED COUNTYWIDE. SEE ATTACHED CODE ENFORCEMENT NEWS LETTER FOR MORE DETAILED INFORMATION AND ACTUAL BEFORE AND AFTER PHOTOS.</p> <p>(Answer to question #12): The County continues to provide the Compliance Assistance Program (CAP). In an attempt to enhance program delivery the County Board of Supervisors adopted Ordinance 857 in November of 2006. Ordinance 857 is the Business Registration and Licensing Ordinance that was specifically instituted in the unincorporated portions of the county to identify those businesses not already being inspected through the CAP program. Each business will be ranked based upon its NPDES Stormwater discharge and urban runoff potential. Over 6,000 businesses have been registered countywide. The program will be operated through the Department of Building and Safety with inspections of businesses commencing in Winter 2007/2008. In addition Code Enforcement has become a stand alone department. Additional resources and personnel have been allocated for surveillance and complaint follow-up of illegal dumping and illegal grading cases. This has had the added benefit of compliance being achieved.</p> |
| RCFC&WCD | No |
| San Jacinto | Yes, New Section to Deal with prohibited activities |

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| PERMITTEE | V.F. Does your agency's Stormwater Ordinance prohibit: | | | | |
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| | 1. Sewage where Co-Permittee operates a POTW and associated sewage collection system? | 2. Wash water resulting from hosing or cleaning of gas stations and other types of automobile service stations? | 3. Discharges resulting from the cleaning, repair, or maintenance of equipment, machinery or facilities, including motor vehicles, concrete mixing equipment, portable toilet servicing, etc? | 4. Wash water from mobile auto detailing and washing, steam and pressure cleaning, carpet cleaning, etc? | 5. Water from cleaning of municipal, industrial, and commercial areas including parking lots, streets, sidewalks, driveways, patios, plazas, work yards and outdoor eating or drinking areas, containing chemicals or detergents and without prior sweeping, etc? |
| Beaumont | Yes | Yes | Yes | Yes | Yes |
| Calimesa | | Yes | Yes | Yes | Yes |
| Canyon Lake | N/A | Yes | Yes | Yes | Yes |
| Corona | Yes | Yes | Yes | Yes | Yes |
| Hemet | Yes | Yes | Yes | Yes | Yes |
| Lake Elsinore | Yes | Yes | Yes | No | Yes |
| Moreno Valley | No | Yes | Yes | Yes | Yes |
| Murrieta | <i>See Permittee's individual annual report</i> | <i>See Permittee's individual annual report</i> | <i>See Permittee's individual annual report</i> | <i>See Permittee's individual annual report</i> | <i>See Permittee's individual annual report</i> |
| Norco | Yes | Yes | Yes | Yes | Yes |
| Perris | Yes | Yes | Yes | Yes | Yes |
| Riverside | Yes | Yes | Yes | Yes | Yes |
| Riverside County | No | Yes | Yes | Yes | Yes |
| RCFC&WCD | No | No | No | No | No |
| San Jacinto | No | Yes | Yes | Yes | Yes |

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| PERMITTEE | V.F. Does your agency's Stormwater Ordinance prohibit: | | | | |
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| | 6. Runoff from material storage areas or uncovered receptacles that contain chemicals, fuels, grease, oil or other hazardous materials? | 7. Discharges of runoff from the washing of toxic materials from paved or unpaved areas? | 8. Discharges from pool or fountain water containing chlorine, biocides, or other chemicals; pool filter backwash containing debris and chlorine? | 9. Pet waste, yard waste, debris, sediment, etc? | 10. Restaurant or food processing facility wastes such as grease, floor mat and trash bin wash water, food waste? |
| Beaumont | Yes | Yes | Yes | Yes | Yes |
| Calimesa | Yes | Yes | Yes | Yes | Yes |
| Canyon Lake | Yes | Yes | Yes | Yes | |
| Corona | Yes | Yes | Yes | Yes | Yes |
| Hemet | Yes | Yes | Yes | Yes | Yes |
| Lake Elsinore | Yes | Yes | Yes | Yes | Yes |
| Moreno Valley | Yes | Yes | Yes | Yes | Yes |
| Murrieta | <i>See the City of Murrieta's individual annual report</i> | <i>See the City of Murrieta's individual annual report</i> | <i>See the City of Murrieta's individual annual report</i> | <i>See the City of Murrieta's individual annual report</i> | <i>See the City of Murrieta's individual annual report</i> |
| Norco | Yes | Yes | Yes | Yes | Yes |
| Perris | Yes | Yes | Yes | Yes | Yes |
| Riverside | Yes | Yes | Yes | Yes | Yes |
| Riverside County | Yes | Yes | Yes | Yes | Yes |
| RCFC&WCD | No | No | No | No | No |
| San Jacinto | Yes | Yes | Yes | Yes | Yes |

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| PERMITTEE | 11. If any of the above points have not been met, please describe what actions are being taken to satisfy these requirements. |
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| Beaumont | |
| Calimesa | The City does not own or operate any of the sanitary sewer systems within its jurisdiction. |
| Canyon Lake | |
| Corona | N/A |
| Hemet | |
| Lake Elsinore | City staff is in the process of developing and ordinance prohibiting the discharge of mobile detailing and carpet cleaning waste water into the MS4's. |
| Moreno Valley | No.1 above is not applicable to Moreno Valley, as Moreno Valley does not own/operate a POTW. |
| Murrieta | <i>See Permittee's individual annual report</i> |
| Norco | |
| Perris | N/A |
| Riverside | N/A |
| Riverside County | The County does not own or operate a POTW or associated sanitary sewer collection system so question 1 is not applicable. |
| RCFC & WCD | The District has not adopted a separate Storm Water/Urban Runoff Ordinance. The District relies on the combined authority of the Co-Permittees as described in the USEPA's Part 2 Permit Application Guidance. |
| San Jacinto | We do not operate POTW. |

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| PERMITTEE | 12. Please summarize the effectiveness evaluation of your ordinance, ordinance enforcement practices with regard to prohibiting non-exempt, non-stormwater discharges to the MS4 |
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| Beaumont | Enforcement of our Storm Water Ordinance has been very successful. |
| Calimesa | The City has plans to undertake an evaluation of the current ordinance to identify any areas of opportunity to increase the efficiency and effectiveness of this program during Fiscal year 07-08. |
| Canyon Lake | The City's ordinance is effective and we are not experiencing any difficulty with enforcement. |
| Corona | <p>a) The City of Corona is a co-participant in the County Health Department administered "Compliance Assistance Program" and performs follow-up inspections on facilities with potential illicit discharges and ordinance violations</p> <p>b) The City of Corona currently has staff members devoted to providing prompt follow-up to telephone calls and complaints concerning illicit discharges and/or improper disposal of pollutants into storm drain facilities</p> <p>c) We currently have an illegal dumping report and phone number available on the City's website.</p> <p>d) DWP, Code Enforcement, Fire and Public Works departments work together to respond to violation events. The NPDES Section follows up on all events to ensure proper notification and reporting requirements are followed as specified in the EC/S. Enforcement depends on the severity of the violation and may require immediate containment and clean up, verbal warnings, notices of violation, recovery of costs, and public education to the violator including handing out public education materials.</p> |
| Hemet | A proposed update of the City of Hemet Storm Water Ordinance will be considered during the 2007-2008 fiscal year to more adequately define prohibited discharges and activities, document enforcement measurers, and identify staff responsible for enforcement. |
| Lake Elsinore | Enforcement of City Ordinances is becoming more successful due to an increase of City Personnel and training. Increased awareness and communication between divisions is broadening inspection coverage and enforcement. Currently City Personnel is in the process of revising Storm Water ordinances to insure they comply with the Current NPDES permit and new WQMP requirements. |
| Moreno Valley | The Ordinance has overall, been effective in prohibiting non-exempt, non-stormwater discharges to the MS4. The City also has an aggressive commercial, industrial, restaurant and construction inspection program to ensure that the illegal/illicit discharges do not occur. Should enforcement actions be necessary due to any illegal/illicit discharges to its MS4, the Ordinance allows for the City to take enforcement actions to ensure compliance. |
| Murrieta | <i>See Permittee's individual annual report</i> |
| Norco | The Storm Drain Ordinance covers the Provisions outlined in No. V.F. Enforcement is covered by the City Inspectors. Building and Engineering Inspectors are aware of what is a legal connection and monitor these while inspecting construction phases. The Public Works Inspectors are looking for illegal connections when they do the cleaning and videotaping of the storm drain systems and in the course of daily work. |

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| PERMITTEE | 12. Please summarize the effectiveness evaluation of your ordinance, ordinance enforcement practices with regard to prohibiting non-exempt, non-stormwater discharges to the MS4 |
| Perris | In March, 2003 the City of Perris City Attorney’s Office reviewed the requirements of NPDES Permit No. CAS618033 (Order No. R8-2002-0011) to determine if the City’s old NPDES Ordinance 1018 adequately addressed the requirements of the permit. The City Attorney’s Office recommended changes to the old NPDES Ordinance 1018. As noted above, the City Council of the City of Perris adopted Ordinance #1194, which was found by the City Attorney’s Office to address all of the required permit elements. Ordinance #1194 has been highly effective since its adoption in 2006. Ordinance #1194 has been highly successful due to the commitment of several City Departments who have all been working together to implement the ordinance. A copy of the new Ordinance was provided to the Water Board in last years report. |
| Riverside | Overall, the City of Riverside’s ordinance and ordinance enforcement practices with regard to prohibiting non-exempt, non-stormwater discharges to the MS4 have been effective. In accordance with the City’s ordinance and enforcement practices, the City has stopped construction work on sites not following water quality management practices, such as those indicated in their Storm Water Pollution Prevention Plan (SWPPP). Likewise, the City continues to enforce water quality practices among industrial and commercial businesses, including pro-active investigation. However, the City has trouble funding continual improvements and maintenance to the citywide Urban Runoff management program, due to state-imposed limits on raising resources for citywide improvements. Moreover, state-imposed limits on financial penalties for non-compliance, have been a limiting factor to increasing the effectiveness of City ordinance for cleaner Urban Runoff. |
| Riverside County | The County continues to provide the Compliance Assistance Program (CAP). In an attempt to enhance program delivery the County Board of Supervisors adopted Ordinance 857 in November of 2006. Ordinance 857 is the Business Registration and Licensing Ordinance that was specifically instituted in the unincorporated portions of the county to identify those businesses not already being inspected through the CAP program. Each business will be ranked based upon it’s NPDES Stormwater discharge and urban runoff potential. Over 6,000 businesses have been registered countywide. The program will be operated through the Department of Building and Safety with inspections of businesses commencing in Winter 2007/2008. In addition Code Enforcement has become a stand alone department. Additional resources and personnel have been allocated for surveillance and complaint follow-up of illegal dumping and illegal grading cases. This has had the added benefit of compliance being achieved. |
| RCFC & WCD | |

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| PERMITTEE | 12. Please summarize the effectiveness evaluation of your ordinance, ordinance enforcement practices with regard to prohibiting non-exempt, non-stormwater discharges to the MS4 |
| San Jacinto | We have investigated 16 prohibited discharges all under 500 gallons to the MS4 by responding to complaints through the City's hotline. All field personnel including those in parks, streets, water, building and code enforcement are continuously on alert for potential discharges. Furthermore, the city has enacted operation clean sweep to remove abandoned vehicles from City Right of Way and private property, to enhance code enforcement activities related to property maintenance and debris removal, and to strengthen the penalties against illegal dumping. **See attached Exhibit D for Neighborhood clean-ups. |