



# ANNUAL REPORT FORM FOR INDIVIDUAL NPDES PERMITS FOR MUNICIPAL SEPARATE STORM SEWER SYSTEMS (RULE 62-624.600(2), F.A.C.)

- This Annual Report Form must be completed and submitted to the Department to satisfy the annual reporting requirements established in Rule 62-621.600, F.A.C.
- Submit this fully completed and signed form and any REQUIRED attachments by mail to the address in the box at right.
- Refer to the Form Instructions for guidance on completing each section.
- **Please print or type information in the appropriate areas below.**

**Submit the form and attachments to:**  
 Florida Department of Environmental Protection  
 Mail Station 2500  
 2600 Blair Stone Road  
 Tallahassee, Florida 32399-2400

## SECTION I. BACKGROUND INFORMATION

<b>A.</b>	Permittee Name: Wellington, Village of		
<b>B.</b>	Permit Name: Palm Beach County Municipal Separate Storm Sewer System		
<b>C.</b>	Permit Number: FLS000018-003 (Cycle 3)		
<b>D.</b>	Annual Report Year: <input type="checkbox"/> Year 1 <input checked="" type="checkbox"/> Year 2 <input type="checkbox"/> Year 3 <input type="checkbox"/> Year 4 <input type="checkbox"/> Year 5 <input type="checkbox"/> Other, specify Year:		
<b>E.</b>	Reporting Time Period (month/year): October/ 2011 through September / 2012		
<b>F.</b>	Name of the Responsible Authority: Jim Barnes		
	Title: Operations Director		
	Mailing Address: 12300 W. Forest Hill Blvd.		
	City: Wellington	Zip Code: 33414	County: Palm Beach
	Telephone Number: 561-791-4000		Fax Number: 561-791-
	E-mail Address: jbarnes@wellingtonfl.gov		
<b>G.</b>	Name of the Designated Stormwater Management Program Contact (if different from Section I.F above): Jim Barnes		
	Title: Operations		
	Department: Operations		
	Mailing Address: 12300 W. Forest Hill Blvd.		
	City: Wellington	Zip Code: 33414	County: Palm Beach
	Telephone Number: 561-791-4000		Fax Number: 561-791-4023
	E-mail Address: jbarnes@wellingtonfl.gov		

## SECTION II. MS4 MAJOR OUTFALL INVENTORY (Not Applicable In Year 1)

<b>A.</b>	Number of outfalls ADDED to the outfall inventory in the current reporting year (insert "0" if none): 0 (Does this number include non-major outfalls? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable)
<b>B.</b>	Number of outfalls REMOVED from the outfall inventory in the current reporting year (insert "0" if none): 0 (Does this number include non-major outfalls? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable)
<b>C.</b>	Is the change in the total number of outfalls due to lands annexed or vacated? <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Not Applicable

### SECTION III. MONITORING PROGRAM

A.	Provide a brief statement as to the status of monitoring plan implementation:  <i>DEP Note: All co-permittees may refer to the PBC Joint AR here as follows: "The monitoring plan is carried out as a joint effort by the Palm Beach County Co-permittees. Please see the Palm Beach County Joint Annual Report for the monitoring information."</i>
B.	Provide a brief discussion of the monitoring results to date:  <i>DEP Notes:</i> <ul style="list-style-type: none"><li>• All co-permittees may refer to the PBC Joint AR here as follows: "Please see the Palm Beach County Joint Annual Report for the monitoring information."</li><li>• See Part V of the permit for the monitoring requirements.</li></ul>
C.	Attach a monitoring data summary, as required by the permit.

### SECTION IV. FISCAL ANALYSIS

A.	Total expenditures for the NPDES stormwater management program for the current reporting year: \$2,527,649 <i>DEP Note: If program resources have decreased from the previous year, attach a discussion of the impacts on the implementation of the SWMP as per Part II.F of the permit.</i>
B.	Total budget for the NPDES stormwater management program for the subsequent reporting year: \$7,236,449

### SECTION V. MATERIALS TO BE SUBMITTED WITH THIS ANNUAL REPORT FORM

Only the following materials are to be submitted to the Department along with this fully completed and signed Annual Report Form (check the appropriate box to indicate whether the item is attached or is not applicable):

Attached	N/A	
<input type="checkbox"/>	<input type="checkbox"/>	<b>***DEP Note: Please complete Checklists A &amp; B at the end of the tailored form.***</b> Any additional information required to be submitted in this current annual reporting year in accordance with Part III.A of your permit that is not otherwise included in Section VII below.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	A monitoring data summary as directed in Section III.C above and in accordance with Rule 62-624.600(2)(c), F.A.C.
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Year 1 ONLY: An inventory of all known major outfalls and a map depicting the location of the major outfalls (hard copy or CD-ROM) in accordance with Rule 62-624.600(2)(a), F.A.C.
<input type="checkbox"/>	<input type="checkbox"/>	Year 3 ONLY: The estimates of pollutant loadings and event mean concentrations for each major outfall or each major watershed in accordance with Rule 62-624.600(2)(b), F.A.C.
<input type="checkbox"/>	<input type="checkbox"/>	Year 4 ONLY: Permit re-application information in accordance with Rule 62-624.420(2), F.A.C.

**DO NOT SUBMIT ANY OTHER MATERIALS**  
(such as records and logs of activities, monitoring raw data, public outreach materials, etc.)

### SECTION VI. CERTIFICATION STATEMENT AND SIGNATURE

*The Responsible Authority listed in Section I.F above must sign the following certification statement, as per Rule 62-620.305, F.A.C.:*

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gathered and evaluated the information submitted. Based upon my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Name of Responsible Authority (type or print): Jim Barnes

Title: Director of Operations

Signature: \_\_\_\_\_ Date: \_\_\_\_/\_\_\_\_/\_\_\_\_

**SECTION VII. STORMWATER MANAGEMENT PROGRAM (SWMP) SUMMARY TABLE**

A.	B.	C.	D.	E.	F.				
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments				
<b>Part III.A.1</b>	<b>Structural Controls and Stormwater Collection Systems Operation</b>								
	<p>Maintain an up-to-date inventory of the structural controls and roadway stormwater collection structures operated by the permittee, including, at a minimum, all of the types of control structures listed in Table II.A.1.a of the permit. Report the current known inventory.</p> <p><i>DEP Note: The permittee needs to "customize" this section by adding any structural controls to the list below that are part of the permittee's MS4 currently or are planned for the future. The permittee may remove any structural controls listed that it does not have currently or will likely not have during this permit cycle. Please see the attached description of each type of structure. In addition, the permittee may choose its own unit of measurement for each structural control to be consistent with the unit of measurement in the documentation. Unit options include: miles, linear feet, acres, etc.</i></p> <p>Report the number of inspection and maintenance activities conducted for each type of structure included in Table II.A.1.a, and the percentage of the total inventory of each type of structure inspected and maintained. If the minimum inspection frequencies set forth in Table II.A.1.a were not met, provide as an attachment an explanation of why they were not and a description of the actions that will be taken to ensure that they will be met.</p> <p><i>DEP Note: If the minimum inspection frequencies set forth in Table II.A.1.a of the permit were not met for one or more type of structure, the permittee must provide as an attachment an explanation of why they were not and a description of the actions that will be taken to ensure that they will be met. Please provide the title of the attached explanation in Column D and the name of the entity who finalized the explanation in Column E.</i></p>								
	<b>Type of Structure</b>	<b>Number of Activities Performed</b>							
		<b>Total Number of Structures</b>	<b>Number of Inspections</b>	<b>Percentage Inspected</b>	<b>Number of Maintenance Activities</b>	<b>Percentage Maintained</b>	<b>Documentation / Record</b>	<b>Entity Performing the Activity</b>	<b>Comments</b>
	<b>Exfiltration trench / French drains (linear feet)</b>	1776	3	100	0	0	Exfiltration Insp Form	Surface Water Maint.	
	<b>Grass treatment swales (miles)</b>	36.92	2.60	7	2.63	7	Swale Insp & Maint. Program Log, Contractor, West Construction's Daily Reports	Surface Water Maint./Env & Eng Svcs.	Hank Odell & Terry Narrow
	<b>Dry detention systems</b>	17	17	100	353	100	Dry Detention Inspection Form, Contractor Mowing Schedule & Invoices	Surface Water Maint.	Inspections-Hank Odell - SWM
	<b>Wet detention systems</b>	6	6	100	101	100	Aquatic Weed Applications, Sec 24 Maint. Log & Mowing Summary	Surface Water Maint.	Sect 24 (41+8), Village Park(36), Lake (7) Wellington, Lake Greenview (9)
	<b>Canal Sediment Sumps</b>	7	7	100	7	90	Work Orders & Contractor Worksheet, Sump Material Log	Surface Water Maint.	SWM Work orders – Hank Odell, Sump Material Log – Laurie Hand
	<b>Stormwater pump stations</b>	8	660	100	305	100	PS Attendance Logs, Gen. Check, Inspection & Maint. Work Requests and MSO Inspections,	Surface Water Maint.	Rick Hoffman & Hank Odell - SWM

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	Type of Structure	Number of Activities Performed					Documentation / Record	Entity Performing the Activity	Comments
		Total Number of Structures	Number of Inspections	Percentage Inspected	Number of Maintenance Activities	Percentage Maintained			
	Major stormwater outfalls	5	451	100	222	100	MSO Inspections, PS Attendance Logs, Naviline –Ann. Inspect WOs/Manual Form, SW Generator Check WOs	Surface Water Maint.	MSO are inspected & maintained as part of PS Insp/Maint.
	Weirs or other control structures	5	65	100	33	100	Semi-Annual Inspection Form, CS Debris Check, WOs	Surface Water Maint./Rick Hoffman	Pierson Rd (#40, 42,43,44, & 45)
	MS4 pipes / culverts (miles)	165	55	33	62	37.	Major Canal Crossings/Culverts Log & Neighborhood Infrast SD Insp & Maint Log	Surface Water Maint./Hank ODell	
	Inlets / catch basins / grates	2173	38,565	100	35,445	100	Basin Inspection Form (4), & Weekly Trash Reports(Inlet, Catch Basin & Grate Log) (38,561=Insp) + (35,445=Maint)	Surface Water Maint./Roads	Hank Odell, Horace Reeves & Bruce Gordon
	Conveyance canals (miles)	91.4	1.24	1	138.34	100	Aquatic Veg. Treatment Application Log (Maint-137.1 miles), Canal Slope Log (Insp-1.24 miles/Maint 1.24 miles)	Surface Water Maint.	Terry Narrow, Hank ODell
	ATTACH explanation if any of the minimum inspection frequencies in Table II.A.1.a were <u>not</u> met								Met or exceeded
	Year 1 ONLY: Attach a map of all known major outfalls as per Rule 62-624.600(2)(a), F.A.C.								Provided in Year 1
	Part III.A.2	Areas of New Development and Significant Redevelopment							
	Report the number of new development and significant redevelopment projects reviewed by the permittee for post-development stormwater considerations.								
	<i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C. This provision DOES NOT APPLY to Indian Trail Improvement District (ITID), Northern Palm Beach County Improvement District (NPBCID), South Indian River Water Control District (SIRWCD), and FDOT.</i>								



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	Number significant redevelopment projects reviewed	63	NPDES Inspection & Maintenance Report 2011-2012	Engineering	
	Provide in the Year 2 Annual Report the summary report of the review of local codes activity. Provide in the Year 4 Annual Report the follow-up report on plan implementation of modifying codes to allow low impact design BMPs.				
	<b>DEP Note:</b> Refer to Part III.A.2 of the permit for details regarding what the review entails, and what must be included in the summary report and follow-up report. Please provide the title of the attached report in Column D and the name of the entity who finalized the report in Column E. This provision <b>DOES NOT APPLY</b> to ITID, NPBCID, SIRWCD, and FDOT.				
	Year 2 ONLY: Attach the summary report of the review activity				
	Year 4 ONLY: Attach the follow-up report on plan implementation				N/A
<b>Part III.A.3</b>	<b>Roadways</b>				
	Annually review (and revise, as needed) and implement the permittee's written procedures for the litter control program(s) for public streets, roads, and highways, including rights-of-way, employed within the permittee's jurisdictional area and properly dispose of collected material. Implement the program on a monthly, or on an as needed, basis. Report on the litter control program, including the frequency of litter collection, an estimate of the total number of road miles cleaned or amount of area covered by the activities, and an estimate of the quantity of litter collected.				
	<b>DEP Note:</b> Please provide an explanation in Column F for any "0" reported in Column C. In addition, the permittee may choose its own units of measurement for the reporting items. Unit options for the amount of litter include: bags, cubic yards, pounds, tons. Unit options for the amount of area covered by the activity include: square feet, linear feet, yards, miles, acres. If all litter collection is performed by staff or by contractors, but not by both, please remove the non-applicable reporting items.				
	<b>PERMITTEE Litter Control Program: Frequency of litter collection</b>	390	Trash Report Log/Weekly Reports Street Sweeping Log/Weekly Reports	Roads	362=Trash Report 28=Street Sweeping
	<b>PERMITTEE Litter Control Program: Estimated amount of area maintained (linear miles)</b>	78.86	Street Sweeping and Trash Cart Maps	Roads	Street Sweeping (38.31), Trash Cart (40.55)
	<b>PERMITTEE Litter Control Program: Estimated amount of litter collected (cubic yards)</b>	888.23	Trash Report Log/Weekly Reports Street Sweeping Log/Weekly Reports	Roads	49.1 Street Sweeping 839.13Trash Cart
	<b>CONTRACTOR Litter Control Program: Frequency of litter collection</b>	N/A			
	<b>CONTRACTOR Litter Control Program: Estimated amount of area maintained (linear feet)</b>	N/A			
	<b>CONTRACTOR Litter Control Program: Estimated amount of litter collected (cubic yards)</b>	N/A			
	If an Adopt-A-Road or similar program is implemented, report the total number of road miles cleaned and an estimate of the quantity of litter collected.				
	<b>DEP Note:</b> The permittee may choose its own unit of measurement for the amount of litter collected. Unit options include: bags, cubic yards, pounds, tons. If an Adopt-				

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	<i>A-Road or similar program is not implemented by the permittee, please note that in Column F but do not remove the Adopt-A-Road Program reporting items.</i>				
	Keep PBC Beautiful Trash Pick-up Events: Total miles cleaned	.4	Site Report Form	Volunteer Coordinator, Kim H. & Neighborhood Advocate, Meridith T.	Block Island Park and Neighborhood
	Keep PBC Beautiful Trash Pick-up Events: Estimated amount of litter collected (pounds)	500	Site Report	Volunteer Coordinator, Kim H. & Neighborhood Advocate, Meridith T./Jesse Wright	Block Island Park and Neighborhood
	Adopt-A-Road Program: Total miles cleaned	22.08	Adopt A Road Spreadsheet/Sign In/Out	Roads	Chris Stewart
	Adopt-A-Road Program: Estimated amount of litter collected (bags)	53	Adopt A Road Spreadsheet/Sign In/Out	Roads	Chris Stewart
	Volunteer Clean Up-Estimated amount of litter collected (pounds)	255	Site Coordinator Report (2012) International Coastal Clean Up	Volunteer Coordinator, Kim H.	Cleaned litter from various canals
	Report on the street sweeping program, including the frequency of the sweeping, total miles swept, an estimate of the quantity of sweepings collected, and the total nitrogen (TN) and total phosphorus (TP) loadings that were removed by the collection of sweepings. If no street sweeping program is implemented, provide the explanation of why not in the Year 1 Annual Report.				
	<i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C. Also, the permittee may choose its own unit of measurement for the amount of sweeping material collected. Unit options include: cubic yards, pounds, tons.</i>				
	<i>DEP Note: If the permittee has curbs and gutters but no street sweeping program is implemented, the permittee must provide an explanation of why not in the Year 1 Annual Report. Refer to Part III.A.3 of the permit for the information that must be included in the explanation (including the alternate BMPs used or planned in lieu of street sweeping). Please provide the title of the attached explanation in Column D and the name of the entity who finalized the explanation in Column E.</i>				
	Frequency of street sweeping	28	Street Sweeping Log/Weekly Report	Roads/PW	
	Total miles swept (per year)	683	Street Sweeping Log/Weekly Report	Roads/PW	
	Estimated quantity of sweeping material collected (cubic yards)	49.1	Street Sweeping	Roads/PW	

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Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	<b>Total nitrogen loadings removed (pounds)</b> <b>Total phosphorus loadings removed (pounds)</b> <b>Year 1 ONLY: If have curbs and gutters, attach explanation of why no street sweeping program and the alternate BMPs used or planned</b>	 63 41 N/A	Log/Weekly Report Email from Alan W. Email from Alan W.	 Roads/PW Roads/PW	
	<p>Annually review (and revise, as needed) and implement the permittee's written standard practices to reduce the pollutants in stormwater runoff from areas associated with road repair and maintenance, and from permittee-owned or operated equipment yards and maintenance shops that support road maintenance activities. Report the number of applicable facilities and the number of inspections conducted for each facility.</p> <p><i>DEP Note: The permittee needs to "customize" this section by listing the names of the applicable facilities in Column B and the number of inspections of each facility in Column C. Add more rows if necessary. If "0" is reported in Column C for the number of inspections conducted and the permittee has one or more applicable facilities, please provide an explanation in Column F for why no inspections were conducted. In addition, if the same facility is applicable under both Parts III.A.3 and III.A.5 of the permit, the same site inspection can count towards both inspection requirements as long as it covers the applicable waste area(s). Be sure to report the site inspection under both Parts III.A.3 and III.A.5.</i></p>				
		<b>Number of Inspections</b>			
	<b>Name of facility #1: Fleet Maintenance Yard</b>	12	Municipal Maintenance Yard Inspection Form	Fleet & Equip Maint	Jay Miller/Fleet Supervisor
<b>Part III.A.4</b>	<b>Flood Control Projects</b>				
	<p>Report the total number of flood control projects that were constructed by the permittee during the reporting period and the number of those projects that did NOT include stormwater treatment. The permittee shall provide a list of the projects where stormwater treatment was not included with an explanation for each of why it was not. Report on any stormwater retrofit planning activities and the associated implementation of retrofitting projects to reduce stormwater pollutant loads from existing drainage systems that do not have treatment BMPs.</p> <p><i>DEP Note: A "stormwater retrofit project" is one implemented primarily to provide stormwater treatment.</i></p> <p><i>DEP Note: The status of the flood control and retrofit projects should be reported as of the last day of the applicable reporting period. Therefore, there should be no duplication for those reported as planned, for those reported as under construction and for those reported as completed.</i></p> <p><i>DEP Note: If applicable, please provide the title of the attached list of flood control projects that did not include stormwater treatment in Column D and the name of the entity who finalized the list in Column E.</i></p>				
	<b>Flood control projects completed during the reporting period</b>	0			
	<b>Flood control projects completed during the reporting period that did <u>not</u> include stormwater treatment</b>	0			
	<b>ATTACH a list of the flood control projects that did <u>not</u> include stormwater treatment and an explanation for each of why it was not</b>	n/a			
	<b>Stormwater retrofit projects planned</b>	0	None needed		
	<b>Stormwater retrofit projects under construction during the reporting period</b>	0	None needed		
	<b>Stormwater retrofit projects completed during the reporting period</b>	0	None needed		

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<b>Part III.A.5</b>	<b>Municipal Waste Treatment, Storage, and Disposal Facilities Not Covered by an NPDES Stormwater Permit</b>				
	<p>Annually review (and revise, as needed) and implement the permittee's written procedures for inspections and the implementation of measures to control discharges from the following facilities that are not otherwise covered by an NPDES stormwater permit:</p> <ul style="list-style-type: none"> <li>• Operating municipal landfills;</li> <li>• Municipal waste transfer stations;</li> <li>• Municipal waste fleet maintenance facilities; and</li> <li>• Any other municipal waste treatment, waste storage, and waste disposal facilities.</li> </ul> <p>Report the number of applicable facilities and the number of the inspections conducted for each facility.</p> <p><i>DEP Note: The permittee needs to "customize" this section by listing the names of the applicable facilities in Column B and the number of inspections of each facility in Column C. Add more rows if necessary. If "0" is reported in Column C for the number of inspections conducted and the permittee has one or more applicable facilities, please provide an explanation in Column F for why no inspections were conducted. An applicable facility under Part III.A.5 includes, but is not limited to, those facilities/yards where street sweeping material and/or yard waste are temporary stockpiled, and where solid waste collection vehicles are parked and/or maintained. In addition, if the same facility is applicable under both Parts III.A.3 and III.A.5 of the permit, the same site inspection can count towards both inspection requirements as long as it covers the applicable waste area(s). Be sure to report the site inspection under both Parts III.A.3 and III.A.5.</i></p>				
		<b>Number of Inspections</b>			
	<b>Name of facility #1:</b>	0			No facilities
<b>Part III.A.6</b>	<b>Pesticides, Herbicides, and Fertilizer Application</b>				
	<p>Continue to require proper certification and licensing by the Florida Department of Agriculture and Consumer Services (FDACS) for all applicators contracted to apply pesticides, herbicides, or fertilizers on permittee-owned property, as well as any permittee personnel employed in the application of these products. Report the number of permittee personnel applicators and contracted commercial applicators of pesticides and herbicides who are FDACS certified / licensed. Report the number of permittee personnel and contractors who have been trained through the Green Industry BMP Program, and the number of contracted commercial applicators of fertilizer who are FDACS certified / licensed.</p> <p><i>DEP Note: If "0" is reported in Column C for any of the reporting items, please include in Column F an explanation of why training was not provided to / obtained by personnel and contractors during the applicable reporting year, the most recent year that training / certification was previously provided / obtained, and the names of the personnel and contractors previously trained / certified.</i></p>				
	<b>PERSONNEL: Florida Department of Agriculture and Consumer Services (FDACS) certified applicators of pesticides and herbicides</b>	5	Copy of Licenses	Wellington	All work done in house
	<b>CONTRACTORS: FDACS certified / licensed applicators of pesticides and herbicides</b>	5	Copy of Licenses	Wellington Contractor	Clarke
	<b>PERSONNEL: Green Industry BMP Program training completed</b>	3	Website verification-GI-BMP Certification List	Florida Friendly Landscaping	Robert Burton (4/19/11)and Thomas (Scott) Ellis(4/19/11) Al Medina (4/19/11)
	Pursuant to SB 2080 (2009), all local governments are encouraged to adopt a Florida-friendly Landscaping Ordinance similar to the one set forth in the document "Florida-friendly Guidance Models for Ordinances, Covenants and Restrictions." If the broader Florida-friendly ordinance described above is not adopted, then all local governments				

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	<p><u>within the watershed of a nutrient-impaired water body</u> shall adopt the Department's Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes pursuant to SB 494 (2009) or an ordinance that includes all of the requirements set forth in the Model Ordinance. <u>The ordinance shall be adopted within 24 months of the date of permit issuance.</u> Provide a copy of the adopted ordinance with the subsequent Year 1 or Year 2 Annual Report.</p> <p><i>DEP Note: This provision DOES NOT APPLY to ITID, NPBCID, SIRWCD, and FDOT. For all other permittees, if this provision is not applicable because the permittee is not within the watershed of a nutrient-impaired water body, then please indicate that in Column F, but do not remove this reporting item.</i></p> <p><i>DEP Note: Please provide the title and citation of the ordinance in Column D, and the name of the entity who finalized the ordinance in Column E.</i></p>				
	<b>Year 1 or Year 2 ONLY: Attach copy of adopted Florida-friendly ordinance</b>		Wellington Council March 26, 2013	Wellington	See Attachment 3
	<p>During Year 1 of the permit, develop and implement a written public education and outreach program plan to encourage citizens to reduce their use of pesticides, herbicides, and fertilizers. Report on the public education and outreach activities that are performed or sponsored by the permittee within the permittee's jurisdiction to encourage citizens to reduce their use of pesticides, herbicides, and fertilizers, including the type and number of activities conducted, the type and number of materials distributed, the percentage of the population reached by the activities in total, and the number of Web site visits (if applicable). Activities performed under the Florida Yards and Neighborhoods (FYN) program should only be reported if the permittee is contributing funding towards the FYN staff and program within its jurisdiction.</p> <p><i>DEP Note: The permittee should "customize" the list of public outreach activities by removing items or adding items to the list below as appropriate to their particular public outreach program. However, the reporting item of "Estimated percentage of the population reached by the activities in total" must remain unless the permittee chooses to reference the PBC Joint AR, as demonstrated in the first reporting item below. The permittee may add more specifics to the reporting items, such as the name of the brochure or newsletter distributed. If "0" is reported in Column C for all the reporting items, and the PBC Joint AR is not referenced, please include in Column F an explanation for why no outreach was performed.</i></p> <p><i>DEP Note: All the permittees may refer to the PBC Joint AR in place of reporting individual items as demonstrated in the row below. The permittees may remove all reporting items except the first reporting item if they include reference to the PBC Joint AR. However, a permittee can choose to also report any outreach activities it performs in addition to the joint effort – in such a case, please keep the reporting items that are applicable.</i></p> <p><i>DEP Note: Indicate under Column E "Entity Performing the Activity" if FYN or IFAS is performing any of the reported public education and outreach activities. In addition, please complete the following line:</i></p> <p style="text-align: center;"><b>FYN PROGRAM FUNDING: Permittee Provides Funding? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Amount of Funding = See Joint Report</b></p>				
	<b>Public education and outreach program</b>	The public outreach and education plan is carried out as a joint effort by the Palm Beach County Co-permittees. Please see the Palm Beach County Joint Annual Report for the public education and outreach information.			
	<b>Web Site: Number of hits / visitors to the stormwater-related pages</b>	25	Landing Page Analytics	Wellington	David Feliciano
<b>Part III.A.7.a</b>	<b>Illicit Discharges and Improper Disposal — Inspections, Ordinances, and Enforcement Measures</b>				
	Where applicable, strengthen the legal authority to conduct inspections, conduct monitoring, control illicit discharges, illicit connections, illegal dumping and spills into the MS4 and to require compliance with conditions in ordinances, permits, contracts, and orders. Report amendments, as needed.				

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A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	<i>DEP Note: If applicable, please provide the title of the attached report in Column D and the name of the entity who finalized the report in Column E.</i>				
	<b>ATTACH a report on any amendments to the applicable legal authority</b>				N/A
<b>Part III.A.7.c</b>	<b>Illicit Discharges and Improper Disposal — Investigation of Suspected Illicit Discharges and/or Improper Disposal</b>				
	<p>During Year 1 of the permit, develop and implement a written proactive inspection program plan for identifying and eliminating sources of illicit discharges, illicit connections, or dumping to the MS4. Report on the proactive inspection program, including the number of inspections conducted, the number of illicit activities found, and the number and type of enforcement actions taken.</p> <p><i>DEP Note: If "0" is reported in Column C for the first reporting item, please include an explanation in Column F for why no proactive inspections were performed. In addition, the permittee should re-word the "NOVs / warning letters / citations issued" reporting item to more accurately reflect its particular initial enforcement activity, if necessary.</i></p> <p><i>DEP Note: Proactive inspections may include, for example, suspect areas (e.g., industrial areas), commercial businesses (e.g., restaurants, car washes, service stations, laundries / dry cleaners, auto body shops, mobile carpet cleaners) or temporary activities (e.g., special events / fairs / circus) that would not otherwise be inspected during routine inspections and maintenance of the MS4, in association with high risk industrial facilities or construction sites, or in response to citizen or staff reports.</i></p> <p><i>DEP Note: Refer to Part III.A.7.c of the permit for what must be included in the written proactive inspection program plan. Please provide the title of the attached plan in Column D and the name of the entity who finalized the plan in Column E.</i></p>				
	<b>Proactive inspections for suspected illicit discharges / connections / dumping</b>	68	Pro Active Insp Form (27) & BMP Annual Livestock Waste Storage Structure Inspections (39), Reporting forms (2)	Wellington Utilities & Code Enforcement, Roads, Env & NP	Darin LaJoie & Cindy Drake, Dennis Flaherty, Jose Sanchez
	<b>Illicit discharges / connections / dumping found during a proactive inspection</b>	1	Pro Active Insp Form/case #4289 (1)	Utilities & Code Enforcement	Darin LaJoie & Cindy Drake
	<b>Notices of Violation (NOVs) / warning letters / citations issued for illicit discharges / connections / dumping found during a proactive inspection</b>	1	Case #4289(page 1-6/27/12)	Code Enforcement	Cindy Drake
	<b>Fines issued for illicit discharges / connections / dumping found during a proactive inspection</b>	0		Code Enforcement	
	<b>Year 1 ONLY: Attach the written proactive inspection program plan</b>				
	<p>Annually review (and revise, as needed) and implement the permittee's written procedures to conduct reactive investigations to identify and eliminate the source(s) of illicit discharges, illicit connections or improper disposal to the MS4, based on reports received from permittee personnel, contractors, citizens, or other entities regarding suspected illicit activity. Report on the reactive investigation program as it relates to responding to reports of suspected illicit discharges, including the number of reports received, the number of investigations conducted, the number of illicit activities found, and the number and type of enforcement actions taken.</p> <p><i>DEP Note: If the number of reports received differs from the number of reactive investigations, please provide an explanation for the discrepancy in Column F. In addition, the permittee should re-word the "NOVs / warning letters / citations issued" reporting item to more accurately reflect its particular initial enforcement activity, if necessary.</i></p>				
	<b>Reports of suspected illicit connections / discharges / dumping received</b>	2	Case History Report & case #4712 &	Code Enforcement, Env.	Cindy Drake/Code Enf.,

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Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments	
	<b>Reactive investigations of reports of suspected illicit discharges/ connections / dumping</b>  <b>Illicit discharges / connections / dumping found during a reactive investigation</b>  <b>Notices of Violation (NOVs) / warning letters / citations issued for illicit discharges / connections / dumping found during a reactive investigation</b> <b>Fines issued for illicit discharges / connections / dumping found during a reactive investigation</b>		Reporting Form	Scvs.	Jose Sanchez/Env Scvs	
		2	Case History Report & case #4712 & Reporting Form	Code Enforcement, Env. Scvs.	Cindy Drake/Code Enf., Jose Sanchez/Env Scvs	
		2	Case History Report & case #4712 & Reporting Form	Code Enforcement, Env. Scvs.	Cindy Drake/Code Enf., Jose Sanchez/Env Scvs	
		0	Resolved	Code Enforcement	Cindy Drake/Code Enf.	
		0	Resolved			
	<p>During Year 1 of the permit, develop and implement a written plan for the training of all appropriate permittee personnel (including field crews, fleet maintenance staff, and inspectors) <u>and contractors</u> to identify and report conditions in the stormwater facilities that may indicate the presence of illicit discharges / connections / dumping to the MS4. Follow-up training shall be provided annually. Report the number and type of training activities, and the number of permittee personnel and contractors trained (both in-house and outside training).</p> <p><i>DEP Note: If "0" is reported for either reporting item, please include in Column F an explanation of why training was not provided to / obtained by personnel and contractors during the applicable reporting year, the most recent year that training was previously provided / obtained, and the names of the personnel and contractors previously trained.</i></p>					
		<b>Initial Training</b>	<b>Refresher Training</b>			
	<b>Personnel trained</b>	11-17-10	2-15-12 & 4-11-12		PW Safety Mtg Agenda & Sign In Sheet	Public Works
	<b>Contractors trained</b>	0				
	<b>Part III.A.7.d</b>	<b>Illicit Discharges and Improper Disposal — Spill Prevention and Response</b>				
	<p>Annually review (and revise, as needed) and implement the permittee's written spill-prevention/spill-response plan and procedures to prevent, contain, and respond to spills that discharge into the MS4. Report on the spill prevention and response activities, including the number of spills addressed.</p> <p><i>DEP Note: The permittee may report the number of hazardous material spills separately from the number of non-hazardous material spills, <u>or</u> report one combined</i></p>					

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	<i>number, to more accurately reflect its tracking of these spills.</i>				
	<b>Hazardous and non-hazardous material spills responded to</b>	0		PBCFR & Wellington	See PBC Report None within Wellington jurisdiction
	<p>During Year 1 of the permit, develop and implement a written plan for the training of all appropriate permittee personnel (including field crews, firefighters, fleet maintenance staff and inspectors) <u>and contractors</u> on proper spill prevention, containment, and response techniques and procedures. Follow-up training shall be provided annually. Report the number and type of training activities, and the number of permittee personnel and contractors trained (both in-house and outside training).</p> <p><i>DEP Note: If "0" is reported for either reporting item, please include in Column F an explanation of why training was not provided to / obtained by personnel and contractors during the applicable reporting year, the most recent year that training was previously provided / obtained, and the names of the personnel and contractors previously trained.</i></p>				
		<b>Initial Training</b>	<b>Refresher Training</b>		
	<b>Personnel trained</b>	1-20-2010	3-21-12	1	NPDES Steering Comm. Mtg./Sign In Sheet Public Works, PBC Steering Committee Excal Videos
	<b>Contractors trained</b>	0			Working to incorporate into Wellington's Bid process as well as begin inviting contractors to annual training.
<b>Part III.A.7.e</b>	<b>Illicit Discharges and Improper Disposal — Public Reporting</b>				
	<p>During Year 1 of the permit, develop and implement a written public education and outreach program plan to promote, publicize, and facilitate public reporting of the presence of illicit discharges and improper disposal of materials into the MS4. Report on the public education and outreach activities that are performed or sponsored by the permittee within the permittee's jurisdiction to encourage the public reporting of suspected illicit discharges and improper disposal of materials, including the type and number of activities conducted, the type and number of materials distributed, the percentage of the population reached by the activities in total, and the number of Web site visits (if applicable).</p> <p><i>DEP Note: The permittee should "customize" the list of public outreach activities by removing items or adding items to the list below as appropriate to their particular public outreach program. However, the reporting item of "Estimated percentage of the population reached by the activities in total" must remain unless the permittee chooses to reference the PBC Joint AR, as demonstrated in the first reporting item below. The permittee may add more specifics to the reporting items, such as the name of the brochure or newsletter distributed. If "0" is reported in Column C for all the reporting items, and the PBC Joint AR is not referenced, please include in Column F an explanation for why no outreach was performed.</i></p> <p><i>DEP Note: All the co-permittees may refer to the PBC Joint AR in place of reporting individual items as demonstrated in the first line below. The co-permittees may remove all the other reporting items except the first one if they include reference to the PBC Joint AR. However, a permittee can choose to also report any outreach activities it performs in addition to the joint effort – in such a case, please keep the reporting items that are applicable.</i></p>				
	<b>Public education and outreach program</b>	The public outreach and education plan is carried out as a joint effort by the Palm Beach County Co-permittees. Please see the Palm Beach County Joint Annual Report			



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Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	Radio or television Public Service Announcements (PSAs)  Web Site: Number of visitors to the stormwater-related pages	for the public education and outreach information.			
		4732	TV Spots	IT Dept.	David Feliciano
		25	Landing Page Analytics	IT Dept.	David Feliciano
Part III.A.7.f	Illicit Discharges and Improper Disposal — Oils, Toxics, and Household Hazardous Waste Control				
	During Year 1 of the permit, develop and implement a written public education and outreach program plan to encourage the proper use and disposal of used motor vehicle fluids, leftover hazardous household products, and lead acid batteries. Report on the public education and outreach activities that are performed or sponsored by the permittee within the permittee's jurisdiction to encourage the proper use and disposal of oils, toxics, and household hazardous waste, including the type and number of activities conducted, the type and number of materials distributed, the amount of waste collected / recycled / properly disposed, the percentage of the population reached by the activities in total, and the number of Web site visits (if applicable).				
	<p><i>DEP Note: The permittee should “customize” the list of public outreach activities by removing items or adding items to the list below as appropriate to their particular public outreach program. However, the reporting item of “Estimated percentage of the population reached by the activities in total” must remain unless the permittee chooses to reference the PBC Joint AR, as demonstrated in the first reporting item below. The permittee may add more specifics to the reporting items, such as the name of the brochure or newsletter distributed. If “0” is reported in Column C for all the reporting items, and the PBC Joint AR is not referenced, please include in Column F an explanation for why no outreach was performed.</i></p> <p><i>DEP Note: All the co-permittees may refer to the PBC Joint AR in place of reporting individual items as demonstrated in the first line below. The co-permittees may remove all the other reporting items if they include reference to the PBC Joint AR. However, a permittee can choose to also report any outreach activities it performs in addition to the joint effort – in such a case, please keep the reporting items that are applicable.</i></p>				
	Public education and outreach program	The public outreach and education plan is carried out as a joint effort by the Palm Beach County Co-permittees. Please see the Palm Beach County Joint Annual Report for the public education and outreach information.			
Part III.A.7.g	Illicit Discharges and Improper Disposal — Limitation of Sanitary Sewer Seepage				
	Annually review (and revise, as needed) and implement the permittee's written procedures to reduce or eliminate sanitary wastewater contamination into the MS4, including discharges to the MS4 from sanitary sewer overflows (SSOs) and from inflow / infiltration from collection / transmission systems and/or septic tank systems. Advise the appropriate utility owner of a violation if constituents common to wastewater contamination are discovered in the MS4. Report on the type and number of activities undertaken to reduce or eliminate SSOs and inflow/ infiltration, the number of SSOs or inflow / infiltration incidents found and the number resolved, and the name of the owner of the sanitary sewer system within the permittee's jurisdiction.				
	<p><i>DEP Note: The permittee needs to “customize” this section as it pertains to the type of activities undertaken to reduce or eliminate SSOs and inflow / infiltration into the MS4. The first three reporting items below are examples.</i></p> <p><i>DEP Note: The permittee should contact the appropriate authorities for accurate reporting information, such as the sanitary sewer system operator who is responsible for investigating and eliminating SSOs and the local health department who is responsible for permitting / overseeing septic tank systems.</i></p> <p><i>DEP Note: Report only the SSOs and inflow / infiltration incidents into the MS4.</i></p>				

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A.	B.	C.	D.	E.	F.
Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity	Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
	Activity to reduce/eliminate SSOs and inflow / infiltration: Repair / lining of sanitary sewer system	0	Email	Utility Dept.	0
	Activity to reduce/eliminate SSOs and inflow / infiltration: Septic systems removed	0	Email	Utility Dept.	0
	Activity to reduce/eliminate SSOs and inflow / infiltration: Emergency generator added	3	Email	Utility Dept.	Installed emergency generators at 3 lift stations.
	SSO incidents discovered	2	Email	Utility Dept.	LS 33, 62 &63
	SSO incidents resolved	0	Email	Utility Dept.	ALL
	Inflow / infiltration incidents discovered	0	Email	Utility Dept.	0
	Inflow / infiltration incidents resolved	0	Email	Utility Dept.	0
	Name of owner of the sanitary sewer system	Wellington Utilities Department			
Part III.A.8.a	Industrial and High-Risk Runoff — Identification of Priorities and Procedures for Inspections				
	<p>Continue to maintain an up-to-date inventory of all existing high risk facilities discharging into the permittee’s MS4. The inventory shall identify the outfall and surface water body into which each high risk facility discharges. For the purposes of this permit, high risk facilities include:</p> <ul style="list-style-type: none"><li>• Operating municipal landfills;</li><li>• Hazardous waste treatment, storage, disposal and recovery facilities;</li><li>• Facilities that are subject to EPCRA Title III, Section 313 (also known as the Toxics Release Inventory (TRI) maintained by the U.S. EPA); and</li><li>• Any other industrial or commercial discharge that the permittee determines is contributing a substantial pollutant loading to the permittee’s MS4. This could include facilities identified through the proactive inspection program as per Part III.A.7.c of the permit.</li></ul> <p>Report on the high risk facilities inventory, including the type and total number of high risk facilities and the number of facilities newly added each year.</p> <p><u>DEP Note:</u> The TRI is updated every spring / summer by the U.S. EPA at <a href="http://www.epa.gov/triexplorer">www.epa.gov/triexplorer</a>. Select “Facility” on the left, chose your Geographic Location, and then select “Generate Report.” Please indicate in Column F when (month / year) you last checked EPA’s TRI for applicable facilities.</p> <p><u>DEP Note:</u> The total number of high risk facilities reported needs to equal the sum of the numbers of the four types of applicable facilities.</p> <p>During Year 1 of the permit, develop and implement a written plan for conducting inspections of high risk facilities to determine compliance with all appropriate aspects of the stormwater program. While the permittee may determine the order and frequency of the inspections, the permittee shall inspect each identified facility at least once during the permit term; however, facilities identified as high risk due to the findings of the proactive inspection program as per Part III.A.7.c of the permit shall be inspected annually. Report on the high risk facilities inspection program, including the number of inspections conducted and the number and type of enforcement actions taken.</p> <p><u>DEP Note:</u> If “0” is reported for the number of inspections conducted and the permittee has one or more high risk facilities, please provide an explanation in Column F for why no inspections were conducted. In addition, the permittee should re-word the “NOVs / warning letters / citations issued” reporting item to more accurately reflect its particular initial enforcement activity, if necessary</p>				
		0 1 2 3 4 5 6 7 8 9	For violations discovered during a high risk inspection		

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Permit Citation/ SWMP Element	Permit Requirement/Quantifiable SWMP Activity				Number of Activities Performed	Documentation / Record	Entity Performing the Activity	Comments
				Fines issued	Notices of Violation (NOVs) / warning letters / citations issued			
	Total high risk facilities	14				Inventories	Public Works	Hank Odell, SWM
	New high risk facilities added to the inventory during the current reporting period	0				EPA Inventory	Mock•Roos	Consultant
	Operating municipal landfills	0				Inventory of Solid Waste Sites	SWA of PBC	
	Hazardous waste treatment, storage, disposal and recovery (HWTSDR) facilities	13				EPA Inventory	Public Works	Hank Odell, SWM
	EPCRA Title III, Section 313 facilities (that are not landfills or HWTSDR facilities)	0				EPA Inventory	Mock•Roos	Consultant
	Facilities determined as high risk by the permittee through the proactive inspections as per Part III.A.7.c	0				Researching Property Use Type via Property Appraiser Database	Public Works	Bill Conerly
	Other facilities determined as high risk by the permittee (that are <u>not</u> facilities identified through the proactive inspections)	0				Case History Reports	Code Enforcement	
<b>Part III.A.8.b</b>	<b>Industrial and High-Risk Runoff — Monitoring for High Risk Industries</b>							
	Sampling of the discharge to the stormwater system may be required on an as-needed basis in the event that inspections of high-risk facilities disclose suspected illicit discharges to the MS4. New high-risk industrial facilities as defined in 40 CFR 122.26(d)(2)(iv)(C) must be evaluated to determine if the new discharge is contributing a substantial pollutant load to the MS4. The evaluation may include site-specific monitoring. Report the number of high risk facilities sampled.							
	High risk facilities sampled				0			N/A
<b>Part III.A.9.a</b>	<b>Construction Site Runoff — Site Planning and Non-Structural and Structural Best Management Practices</b>							
	Continue to implement the local codes or land development regulations and the written pre-construction site plan review procedures that require the use and maintenance of appropriate structural and non-structural erosion and sedimentation controls during construction to reduce the discharge of pollutants to the MS4. Report the number of permittee and private pre-construction site plans reviewed for stormwater, erosion, and sedimentation controls, and the number approved.							
	<i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C.</i>							
	PERMITTEE SITES: Construction site plans reviewed				5	NPDES Inspection & Maintenance Report 2011-2012	Eng. Dept.	
	PERMITTEE SITES: Construction site plans approved				5	NPDES Inspection & Maintenance Report 2011-2012	Eng. Dept.	
	PRIVATE SITES: Construction site plans reviewed				58	NPDES Inspection & Maintenance Report	Eng. Dept.	

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	<b>PRIVATE SITES: Construction site plans approved</b>		2011-2012		
		58	NPDES Inspection & Maintenance Report 2011-2012	Eng. Dept.	
	Annually review (and revise, as needed) and implement the permittee's written procedures to notify all new development / redevelopment permit applicants of the need to obtain all required stormwater permits. Report the number of new development/redevelopment permit applicants notified of the ERP and CGP, and the number of applicants who confirmed ERP and CGP coverage.				
	<i>DEP Note: Please provide an explanation in Column F for any "0" reported in Column C. If the number of applicants notified of ERP or CGP coverage is less than the number of construction site plans reviewed, please provide an explanation for the discrepancy in Column F.</i>				
	<b>Notified of ERP stormwater permit requirements</b>	58	NPDES Inspection & Maintenance Report 2011-2012	Eng. Dept.	
	<b>Confirmed ERP coverage</b>	29	NPDES Inspection & Maintenance Report 2011-2012 (NOI)	Eng. Dept.	
	<b>Notified of CGP stormwater permit requirements</b>	58	NPDES Inspection & Maintenance Report 2011-2012	Eng. Dept.	
	<b>Confirmed CGP coverage</b>	29	NPDES Inspection & Maintenance Report 2011-2012 (NOI)	Eng. Dept.	
<b>Part III.A.9.b</b>	<b>Construction Site Runoff — Inspection and Enforcement</b>				
	As an attachment to the Year 1 Annual Report, the permittee shall submit a written plan that details the standard operating procedures for implementation of the stormwater, erosion and sedimentation inspection program for construction sites discharging stormwater to the MS4. The permittee shall implement the plan for inspecting construction sites <u>immediately upon written approval by the Department</u> . Prior to Department approval, the permittee shall continue to perform inspections in accordance with its previously developed construction site inspection procedures. Report on the inspection program for privately-operated and permittee-operated construction sites, including the number of active construction sites during the reporting year, the number of inspections of active construction sites, the percentage of active construction sites inspected, and the number and type of enforcement actions / referrals taken.				
	<i>DEP Note: If "0" is reported in Column C for the number of inspections conducted, please provide an explanation in Column F of why no inspections were conducted. If the number of inspections reported is equal to or less than the number of active construction sites, or the percentage inspected is less than 100%, please provide an explanation in Column F. In addition, the permittee should re-word the "NOVs / warning letters / citations issued" reporting item to more accurately reflect its particular initial enforcement activity, if necessary.</i>				
	<i>DEP Note: Refer to Part III.A.9.b of the permit for what must be included in the construction site inspection program plan. Please provide the title of the attached plan in Column D and the name of the entity who finalized the plan in Column E.</i>				
	<b>PERMITTEE SITES: Active construction sites</b>	5	NPDES Inspection & Maintenance Report 2011-2012	Eng. Dept.	
	<b>PERMITTEE SITES: Inspections of active construction sites for proper stormwater, erosion and sedimentation BMPs</b>	165	NPDES Inspection Report 2011-2012	Eng. Dept.	
	<b>PERMITTEE SITES: Percentage of active construction sites inspected</b>	100%		Eng. Dept.	

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	PRIVATE SITES: Active construction sites	58	NPDES Inspection & Maintenance Report 2011-2012	Eng. Dept.				
	PRIVATE SITES: Inspections of active construction sites for proper stormwater, erosion and sedimentation BMPs	492	NPDES Inspection Report 2011-2012	Eng. Dept.				
	PRIVATE SITES: Percentage of active construction sites inspected	100%		Eng. Dept.				
	Notices of Violation (NOVs) / warning letters / citations issued	16	E-mails (JCK)	Eng. Dept.	14483 Equestrian, Asselin, Barone, Bluman Cinnia, GPV So, Hyperion, Kindle Hill, Lapi West, Mclver, Polo CH, PBIEC, Ruttura, Studd, Tonkawa, Urania,			
	Stop Work Orders issued	7	E-mails (JCK)	Eng. Dept.	Barone, Blue Cypress, Chaparnal, Polo Club, Porter, Ruttura, Lapi West			
	Fines issued	3	E-mails (JCK) and Engineer's Cost Estimates	Eng. Dept.	Mclver 12-0470, Porter 12-1001, Rancho Golden Pt 12-2867			
	Year 1 ONLY: Attach the written construction site inspection program plan							
Part III.A.9.c	Construction Site Runoff — Site Operator Training							
	<p>During Year 1 of the permit, develop and implement a written plan for stormwater training / outreach for construction site plan reviewers, site inspectors and site operators. Provide training for permittee personnel (employed by <u>or under contract with</u> the permittee) and private persons involved in the site plan review, inspection or construction of stormwater management, erosion, and sedimentation controls. All inspectors of construction sites shall be certified through the Florida Stormwater, Erosion, and Sedimentation Control Inspector Training program, or an equivalent program approved by the Department. Follow-up training shall be provided annually. Report the number and type of training activities, the number of inspectors, site plan reviewers and site operators trained (both in-house and outside training), and the number of private persons trained by the permittee.</p> <p><i>DEP Note: If “0” is reported for any of these reporting items, please include in Column F an explanation of why training was not provided to / obtained by the permittee’s staff and private persons during the applicable reporting year.</i></p> <p><i>DEP Note: The permittee should report only the number of staff and private persons (i.e., private construction site operators) trained / certified during the applicable reporting year, and then note in Column F the number of staff and private persons who were previously trained / certified. Private site operator training can include pre-construction meetings.</i></p>							
		Certification Training	Initial Training (non-certification)	Refresher Training				
	Permittee construction site inspectors	0	0			Copies of Certificates	Steering Committee,	FI Stormwater, Erosion &

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							Wellington Public Works	Sedimentation Control Inspector Training & Cert Program on 5-20-2009-Bill Conerly, 5-29-09-Jim Kelley, 5-27-10; Cindy Drake Helen Archer, Joe Crisafulle, & Judy Rios, 5-26-11 (Total 6)
	Permittee construction site plan reviewers	0	0			Copy of Certificates	Steering Committee, Wellington Public Works	Judy Rios & Jim Kelley
	Permittee construction site operators	0	0				Steering Committee, Wellington Public Works	Jim Kelley & Bill Conerly
	Private persons	0						

**SECTION VIII. CHANGES TO THE STORMWATER MANAGEMENT PROGRAM (SWMP) ACTIVITIES (Not Applicable In Year 4)**

A.	Permit Citation/ SWMP Element	<b>Proposed Changes to the Stormwater Management Program Activities Established as Specific Requirements Under Part III.A of the Permit (Including the Rationale for the Change) — REQUIRES DEP APPROVAL PRIOR TO CHANGE IF PROPOSING TO REPLACE OR DELETE AN ACTIVITY.</b> <i>DEP Note: There may be changes deemed necessary after developing / reviewing your plans and SOPs as per Part III.A of the permit, after completing your SWMP evaluation as per Part VI.B.2 of the permit, or due to a TMDL / BMAP as per Part VIII.B of the permit.</i>
		N/A
B.	Permit Citation/ SWMP Element	<b>Changes to the Stormwater Management Program Activities NOT Established as Specific Requirements Under Part III.A of the Permit (Including the Rationale for the Change)</b> <i>DEP Note: There may be changes deemed necessary after developing / reviewing your plans and SOPs as per Part III.A of the permit, after completing your SWMP evaluation as per Part VI.B.2 of the permit, or due to a TMDL / BMAP as per Part VIII.B of the permit.</i>
		N/A

## CHECKLIST A: ATTACHMENTS TO BE SUBMITTED WITH THE ANNUAL REPORTS

Below is a list of items required by the permit that may need to be attached to the annual report. Please check the appropriate box to indicate whether the item is attached or is not applicable for the current reporting period. Please provide the number and the title of the attachments in the blanks provided.

Attached	N/A	Rule / Permit Citation	Required Attachment	Attachment Number	Attachment Title
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Part II.F	<b>EACH ANNUAL REPORT:</b> If program resources have decreased from the previous year, a discussion of the impacts on the implementation of the SWMP.	1	Attached <a href="#">NPDES Program Resource explanation.docx</a>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part III.A.1	<b>EACH ANNUAL REPORT:</b> An explanation of why the minimum inspection frequency in Table II.A.1.a was not met, if applicable.		Met
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part III.A.4	<b>EACH ANNUAL REPORT:</b> A list of the flood control projects that did <u>not</u> include stormwater treatment and an explanation for each of why it did not, if applicable.		None
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part III.A.7.a	<b>EACH ANNUAL REPORT:</b> A report on amendments / changes to the legal authority to control illicit discharges, connections, dumping, and spills, if applicable.		No changes
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Part V.B.9	<b>EACH ANNUAL REPORT:</b> Reporting and assessment of monitoring results. <b>[Also addressed in Section III of the Annual Report Form]</b>		See Joint Report
<input type="checkbox"/>	<input type="checkbox"/>	Part VI.B.2	<b>EACH ANNUAL REPORT:</b> An evaluation of the effectiveness of the SWMP in reducing pollutant loads discharged from the MS4 that, <u>at a minimum</u> , must include responses to the questions listed in the permit.	2	SWMP Effectiveness
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part VIII.B.3.e	<b>EACH ANNUAL REPORT:</b> A status report on the implementation of the requirements in this section of the permit and on the estimated load reductions that have occurred for the pollutant(s) of concern.		
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part VIII.B.4.f	<b>EACH ANNUAL REPORT after approval of the BPCP:</b> The status of the implementation of the Bacterial Pollution Control Plan (BPCP).		
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Rule 62-624.600(2)(a), FAC	<b>YEAR 1:</b> An inventory of all known major outfalls and a map depicting the location of the major outfalls (hard copy or CD-ROM).		Complete in Year 1
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part III.A.3	<b>YEAR 1:</b> If have curbs and gutters but no street sweeping program, an explanation of why no street sweeping program and the alternate BMPs used or planned.		Complete in Year 1
<input checked="" type="checkbox"/>	<input type="checkbox"/>	Part III.A.6	<b>YEAR 1 or YEAR 2:</b> A copy of the adopted Florida-friendly Ordinance, if applicable.	3	Florida-friendly Ordinance Summary.

<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part III.A.7.c	<b>YEAR 1:</b> A proactive illicit discharge / connection / dumping inspection program		Completed in Year 1
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part III.A.9.b	<b>YEAR 1:</b> A construction site inspection program plan. <b>[For approval by DEP]</b>		
<input type="checkbox"/>	<input type="checkbox"/>	Part II.A	<b>YEAR 2:</b> Stormwater Management Program (SWMP)	4	SWMP
<input type="checkbox"/>	<input type="checkbox"/>	Part III.A.2	<b>YEAR 2:</b> A summary report of a review of codes and regulations to reduce the stormwater impact from new development / redevelopment.	5	Summary Report
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part V.A.2	<b>YEAR 3:</b> Estimates of annual pollutant loadings and EMCs, and a table comparing the current calculated loadings with those from the previous two Year 3 ARs.		
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part III.A.2	<b>YEAR 4:</b> A follow-up report on plan implementation of changes to codes and regulations to reduce the stormwater impact from new development /		
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part V.A.3	<b>YEAR 4:</b> If the total annual pollutant loadings have not decreased over the past two permit cycles, revisions to the SWMP, as appropriate.		
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part V.B.3	<b>YEAR 4:</b> The monitoring plan (with revisions, if applicable).		
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part VII.C	<b>YEAR 4:</b> An application to renew the permit.		
<input type="checkbox"/>	<input checked="" type="checkbox"/>	Part VIII.B.3.d	<b>YEAR 4:</b> A TMDL Implementation Plan / Supplemental SWMP.		



\* Revisions to these plans require DEP approval – please complete Section VIII.A of the annual report.

REMINDER LIST OF THE TMDL / BMAP REPORTS TO BE SUBMITTED <u>SEPARATELY</u> FROM AN ANNUAL REPORT		
Rule / Permit Citation	Report Title	Due Date
Part VIII.B.3.a	<b>6 MONTHS from effective date of permit:</b> TMDL Prioritization Report.	9/2/11
Part VIII.B.3.b	<b>12 MONTHS from effective date of permit:</b> TMDL Monitoring and Assessment Plan.	3/2/12
Part VIII.B.3.c	<b>6 MONTHS from receiving analyses from the lab:</b> TMDL Monitoring Report.	TBD
Part VIII.B.4	<b>30 MONTHS from effective date of permit:</b> A Bacterial Pollution Control Plan (BPCP).	9/2/13

**END OF REVISED TAILORED MS4 AR FORM  
CYCLE 3 PERMIT**

# **Attachment 1**

## **NPDES Program Resources**

The reduction of the NPDES Program resources in FY 2011/2012 is a direct result of the completion of South Shore Boulevard Improvements, Forest Hill Boulevard Improvements and the C-2 (Sump Pump Mitigation) Capital Improvement Projects.

## **Attachment 2**

### **SWMP Effectiveness**

Year 2 Report

In accordance with Part VI.B.2.:

- The ANNUAL REPORT shall include as an attachment an evaluation of the effectiveness of the permittee's SWMP in reducing pollutant loads discharged from the MS4. At a minimum, the permittee shall attach to the ANNUAL REPORT an explanation of how its SWMP is addressing each of the following:

1. Have stormwater pollutant loadings discharged from the MS4 decreased?

Why or why not?

*Yes, pollutant loadings have decreased.*

*Factors for decrease include:*

- a) Continued implementation and compliance with Best Management Practices*
- b) Continued implementation of litter and street sweeping programs*
- c) Continued monitoring of water quality and detection of point sources*
- d) Continued implementation of inspection program*

2. Which components of the SWMP are working well and are effective in reducing stormwater pollutant loadings? Why are they effective?

*See above. The four components above are effective because they detect and/or remove pollutants at the source.*

3. Which components of the SWMP are not working well and need to be revised to make them more effective in reducing stormwater pollutant loadings?

*The public education program helps somewhat, but needs to be improved.*

4. Which components of the SWMP do not contribute to reducing stormwater pollutant loads and could be revised or eliminated, and why?

*None.*

5. Is the monitoring program providing data that can be used to assess the effectiveness of the SWMP in reducing stormwater pollutant loadings, assess the effectiveness of specific BMPs, and determine where stormwater retrofitting projects should be prioritized for implementation?

*Yes*

The evaluation is expected to be subjective and is intended to lead the permittee to consider which programs deserve more or less attention.

## **Attachment 3**

### Florida Friendly Ordinance

The second reading of Wellington's Best Management Practices for Livestock Waste and Fertilizer Management Ordinance 2012-12 occurred on March 26, 2013 and was approved by Wellington Council.

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**ORDINANCE 2012-12**

**AN ORDINANCE OF WELLINGTON, FLORIDA'S COUNCIL, AMENDING ARTICLE V, "STORMWATER QUALITY MANAGEMENT", OF CHAPTER 30 "ENVIRONMENT" OF WELLINGTON'S CODE OF ORDINANCES, TO PROVIDE ENHANCED STANDARDS FOR BEST MANAGEMENT PRACTICES FOR LIVESTOCK WASTE; PROVIDING DEFINITIONS, ENHANCING THE BEST MANAGEMENT PRACTICES PROGRAM FOR APPLICATION AND STORAGE OF FERTILIZER; PROVIDING FOR ENFORCEMENT; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the Everglades ecological system is unique in the world and one of Florida's great treasures; and

**WHEREAS**, the Everglades ecological system not only contributes to South Florida's water supply, flood control, and recreation, but serves as the habitat for diverse species of wildlife and plant life; and

**WHEREAS**, the Everglades ecological system is endangered as a result of adverse changes in water quality and in the quantity, distribution, and timing of flows, and therefore, must be restored and protected; and

**WHEREAS**, the Florida Legislature has responded to adverse changes in water quality and in quantity, distribution, and timing of flows that endanger the Everglades ecological system by enacting the Everglades Forever Act; and

**WHEREAS**, the act authorized the Everglades Construction Project, which is by far the largest environmental cleanup and restoration program of this type ever undertaken; and

**WHEREAS**, the implementation of the Everglades Forever Act is critical to the conservation and protection of natural resources and improvement of water quality in the Everglades Protection Area and the Everglades Agricultural Area; and

**WHEREAS**, it has been determined that waters flowing into the Everglades Protection Area contain excessive levels of phosphorus and that a reduction in levels of phosphorus will benefit the ecology of the Everglades Protection Area, which includes the Arthur R. Marshall Loxahatchee National Wildlife Refuge; and

**WHEREAS**, Wellington is a municipal corporation located adjacent to the Arthur R. Marshall Loxahatchee National Wildlife Refuge; and

1       **WHEREAS**, Wellington discharges it's stormwater into the C-51 canal.  
2 Stormwater is then typically routed through the Stormwater Treatment Area 1 East (STA  
3 1E), and then into the Arthur R. Marshall Loxahatchee National Wildlife Refuge, which  
4 ultimately discharges into the Everglades Protection Area; and  
5

6       **WHEREAS**, the State of Florida and Palm Beach County have promulgated  
7 recommendations/regulation providing Best Management Practices for application and  
8 use of fertilizer; and  
9

10       **WHEREAS**, it is the intent of Wellington to pursue comprehensive, aggressive,  
11 and innovative solutions to issues of water quality which face the Everglades  
12 ecosystem; and  
13

14       **WHEREAS**, "Best Management Practices" for livestock waste and fertilizer  
15 management are among the best available technology for achieving the interim water  
16 quality goals of the Everglades Program and a reasonable method of achieving interim  
17 total phosphorus discharge reductions; and  
18

19       **WHEREAS**, Wellington entered into a Joint Cooperation Agreement with the  
20 South Florida Water Management District on September 26, 2000 pursuant to which  
21 Wellington adopted and implemented regulatory measures aimed at lowering  
22 phosphorous discharge; and  
23

24       **WHEREAS**, those regulatory measures as implemented achieved significant  
25 total phosphorus discharge reductions; and  
26

27       **WHEREAS**, the previously adopted measures have had an effect on lowering the  
28 levels of phosphorous discharge; and  
29

30       **WHEREAS**, further measures are needed to continue to reduce the level of  
31 phosphorous discharge; and  
32

33       **WHEREAS**, Wellington and South Florida Water Management District did enter  
34 into a Memorandum of Understanding on or about June 30, 2003 relating to  
35 improvement of water resource management facilities in the Basin B area of Wellington;  
36 and  
37

38       **WHEREAS**, Wellington and South Florida Water Management District did enter  
39 into a Cooperative/Cost Share Agreement on or about September 11, 2003, for the  
40 implementation of Best Management Practices for livestock waste and fertilizer  
41 management to establish improved water resource management facilities in the Basin B  
42 area; and  
43

44       **WHEREAS**, Wellington and South Florida Water Management District did enter  
45 into Memorandum of Understanding No. CP040318 on or about February 10, 2004,  
46 concerning the funding of the Acme Basin B Discharge Project; and

1  
2       **WHEREAS**, pursuant to the agreements and memorandums of understanding  
3 with South Florida Water Management District, it is necessary and advantageous to  
4 Wellington to implement a revised third phase of Best Management Practices livestock  
5 waste and fertilizer management with enhanced regulations to further the goals of  
6 reducing phosphorous levels entering the Everglades; and  
7

8       **WHEREAS**, Wellington is engaged in the long-range planning for the equestrian  
9 community and is requiring the quantification of horse waste for the purpose of  
10 determining environmental impacts to Wellington and the surrounding region; and  
11

12       **WHEREAS**, Wellington proposes to monitor the amount of horse waste for a  
13 period of 5 years by requiring commercial and self-hauling reports.  
14

15       **NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF WELLINGTON,**  
16 **FLORIDA, THAT:**  
17

18       **SECTION 1:**     Section 30-150, "Definitions" of Article V, "Stormwater Quality  
19 Management", of Chapter 30, "Environment" of Wellington's Code of Ordinances is  
20 hereby amended as follows:  
21

22       **Section 30-150. - Definitions**

23       The following words, terms, and phrases, when used in this article, shall have the  
24 meanings ascribed to them in this section, except where the context indicates a  
25 different meaning:

26       (a) *Application or Apply*: the actual physical deposition of fertilizer to turf or  
27 landscape plants in Wellington.

28       (b) *Applicator*: any person who applies fertilizer on turf and/or landscape  
29 plants in Wellington.

30       (c) *Approved Disposal Site*: a real property in which a state or county  
31 registration or permit has been issued for the disposal and/or processing of  
32 livestock waste, as amended from time to time, and/or a plot of land that is  
33 conducting bona fide agricultural activities in accordance with Section  
34 193.461, Florida Statutes(F.S).

35       (d) *Approved Test*: a soil test from a governmental entity or commercial  
36 licensed laboratory that regularly performs soil testing and recommendations.

37       ~~(a) *Basin A*: Area north of Pierson Road, however includes Village of~~  
38 ~~Wellington Wastewater Treatment Facility and Village Park property and the~~  
39 ~~areas east of the C-8 Canal north of and including Versailles within the Acme~~  
40 ~~Improvement District. (~~

41       ~~b) *Basin B*: The area south of Pierson Road, excluding Basin A.~~



1 ~~(e)~~(e) *Best Management Practices* or "BMP": A practice, or combination of  
2 practices, based on research, field-testing, and expert review to be the most  
3 effective and practicable, including economic and technological considerations  
4 and means of achieving a desired result such as improving water quality in  
5 discharges to an acceptable level.

6 ~~(d)~~(f) *Best Management Practices Livestock Waste (Fertilization) Management*  
7 *Plan (BMPLW(F)MP)*: A comprehensive waste management plan covering all  
8 aspects of managing livestock manure, urine, and bedding waste and/or all  
9 aspects of managing fertilizer storage and application developed to prevent the  
10 uncontrolled release of pollutants from these wastes.

11 (g) Code Compliance Officer: any designated employee or contractor of  
12 Wellington whose duty is to enforce codes and ordinances enacted by  
13 Wellington.

14 (h) Commercial Fertilizer Applicator (except as provided in section  
15 482.1562(9), F.S.): any person or entity who applies fertilizer for payment or  
16 other consideration to property.

17 ~~(e)~~(i) *Commercial Livestock Waste Hauler*. person(s), firm(s), corporation(s), or  
18 other legal entity(ies) permitted by ~~the village~~ Wellington to provide livestock  
19 waste removal services for a fee within ~~the village~~ Wellington in accordance  
20 with terms and conditions established by this article.

21 ~~(f)~~(j) *Common Livestock Waste Storage Area*: a livestock waste storage area  
22 established for the temporary storage of livestock waste from off-site livestock  
23 ~~boarding~~ facilities.

24 ~~(g)~~(k) *Composting*: the process by which biological decomposition of organic  
25 solid waste is carried out under controlled aerobic conditions, and which  
26 stabilizes the organic fraction into a material which can easily and safely be  
27 stored, handled, and used in an environmentally acceptable manner for a  
28 period of 30 to 90 days.

29 (l) Cover: the placement of a lid, roof or protective covering over a livestock  
30 waste storage area so as to shield the livestock waste from rain / stormwater  
31 intake.

32 ~~(h)~~(m) District: The South Florida Water Management District.

33 ~~(a)~~(n) *Drainage Basin A*: a topographic region in which all water drains to a  
34 common area. Wellington was divided into two basins, A & B. Basin A was the  
35 Area north of Pierson Road, however including Village of Wellington  
36 Wastewater Treatment Facility, and Village Park property, and the areas north  
37 and east of the C-8 Canal north of and including Versailles, all within the Acme  
38 Improvement District. (b) Basin B: Was noted as an The area south of Pierson  
39 Road and, excluding all of Basin A as described herein. These two

1  
2 ~~(i)~~(o) *Everglades Protection Area*: water conservation areas 2A, 2B, 3A, and  
3 3B, the Arthur R. Marshall Loxahatchee National Wildlife Refuge (Water  
4 Conservation Area 1), and the Everglades National Park.

5 (p) *Drainage Conveyance Systems*: canals, detention/retention areas, grass  
6 swales, underground piping, drainage inlets, junction boxes, manholes are all  
7 components that store, collect, and convey rain/surface waters. Specifically  
8 above ground ports of entry or near surface components that store or collect  
9 rain/surface waters are herein referred to as drainage conveyance systems.

10 (q) *Fertilizing or Fertilization*: the act of applying fertilizer to turf, specialized  
11 turf, or plants.

12 (r) *Fertilizer*: any substance or mixture of substances that contains one or  
13 more recognized plant nutrients and promotes plant growth, or controls soil  
14 acidity or alkalinity, or provides other soil enrichment, or provides other  
15 corrective measures to the soil.

16 (s) *Institutional Applicator*: any person other than a private, non-commercial  
17 or commercial applicator (unless such definitions also apply under the  
18 circumstances), that applies fertilizer for the purpose of maintaining turf and/or  
19 landscape plants. Institutional applicators shall include, but shall not be limited  
20 to, owners, managers, or employees of public lands, schools, parks, religious  
21 institutions, utilities, industrial or business sites and any residential properties  
22 maintained in condominium and/or common ownership.

23 ~~(j)~~(t) *Livestock*: all animals of the equine, bovine, or swine class.

24 ~~(k)~~(u) *Livestock facility*: property under single ownership or control where  
25 livestock ~~are~~ is raised, boarded, trained, or exhibited.

26 ~~(l)~~(v) *Livestock Waste*: ~~A solid wastes~~ composed of excreta of animals and  
27 residual materials that have been used for bedding, sanitary, or feeding  
28 purposes for such animals. For purposes of this article, livestock waste that has  
29 been properly composed composted shall not be considered livestock waste.

30 ~~(m)~~(w) *Livestock Waste Self-Hauler*: Property owner ~~and/or~~ authorized  
31 representative registered with ~~the village~~ Wellington to provide livestock waste  
32 removal services from their own property in accordance with the terms and  
33 conditions established by this article.

34 ~~(n)~~(x) *Livestock Waste Storage Area*: an area constructed of  
35 impermeable material such as concrete or asphalt; ~~or an area containing with~~  
36 an impermeable cover; or a mechanical storage container that can be sealed,  
37 lifted, and transported.

38 ~~(e)~~(y) *Monitoring Wells*: strategically located wells from which water

1 samples are drawn for water quality analysis or measurement of ground water  
2 levels.

3 ~~(p)~~(z) *Paddock*: a fenced grassed area of ¼ acre or less used primarily for  
4 exercise and secondarily for feeding of livestock.

5 ~~(q)~~(aa) *Pasture*: a fenced, grassed area of approximately more than ¼ acre  
6 used primarily for exercise and secondarily for feeding of livestock.

7 (bb) *Prohibited Application Period*: the time period during which a Flood Watch  
8 or Warning, a Tropical Storm Watch or Warning, or a Hurricane Watch or  
9 Warning is in effect for any portion of Palm Beach County, issued by the  
10 National Weather Service, or if heavy rain (2 inches or more within a 24 hour  
11 period is likely).

12 (cc) *Saturated Soil*: a soil in which the voids are filled with water. Saturation  
13 soil does not require flow. For the purposes of this Ordinance, soils shall be  
14 considered saturated if standing water is present or the pressure of a person  
15 standing on the soil causes the release of free water.

16 (dd) *Slow Release, controlled release, timed release, slowly-available, or*  
17 *insoluble nitrogen*: nitrogen in a form which delays its availability for plant  
18 uptake and use after application, or which extends its availability to the plant  
19 longer than a reference rapid of quick release product.

20 ~~(r)~~(ee) *Soil Test*: an analysis of a site soil sample by a qualified laboratory  
21 to determine fertilizer needs of the site, specifically phosphorus needs of the  
22 plants grown on the site.

23 ~~(s)~~(ff) *Spreading*: refers to human or mechanical means distribution of  
24 composted livestock waste. Animals on pasture shall not be considered  
25 spreading of livestock waste. Spreading of unprocessed livestock waste shall  
26 not be allowed.

27 ~~(t)~~(gg) *Stormwater Treatment Areas or -"STAs"*: those water quality  
28 treatment and water storage areas know as Stormwater Treatment Area 1 East  
29 (STA 1E) as described and depicted in the district's conceptual design  
30 document of February 15, 1994, and any modifications thereto.

31 (hh) *Turf, Sod, or Lawn*: an area of grass-covered soil held together by the  
32 roots of the grass.

33 (ii) *Urban Landscape*: pervious areas on residential, commercial, industrial,  
34 institutional, highway rights-of-way, or other nonagricultural lands that are  
35 planted with turf or horticultural plants. For the purposes of this section,  
36 agriculture has the same meaning as provided in Section 570.02 of the Florida  
37 Statutes.

38  
39 **SECTION 2:** Section 30-151 "Purpose" of Article V, "Stormwater Quality

Management", of Chapter 30, "Environment" of Wellington's Code of Ordinances is hereby amended as follows:

#### **Section 30-151. - Purpose**

The purpose of these Best Management Practices (BMPs) for livestock waste and fertilizer management is to comply with Policy 1.2.121 and 13 of the Conservation Element of the Village Wellington's Comprehensive Plan and to comply with the conditions of the Joint Cooperation Agreement between the village Wellington and the South Florida Water Management District which requires the village Wellington to implement a compliance-based pollution prevention program designed to reduce nutrient discharges, specifically phosphorus, from its surface water system into the Everglades Protection Area. ~~The village Wellington~~ is therefore implementing a ~~best management practices (BMPs)~~ program designed to reduce, abate, and prevent, directly and indirectly, phosphorus discharges to the surface water system within the Village of Wellington.

**SECTION 3:** Section 30-152 "Applicability" of Article V, "Stormwater Quality Management", of Chapter 30, "Environment" of Wellington's Code of Ordinances is hereby amended as follows:

#### **Sec. 30-152. - Applicability.**

These standards shall apply to all property within the boundaries of the Village of Wellington.

**SECTION 4:** Section 30-153 "Best Management Practices for Livestock Waste" of Article V, "Stormwater Quality Management", of Chapter 30, "Environment" of Wellington's Code of Ordinances is hereby amended as follows:

#### **Sec. 30-153. - Best management practices for livestock waste.**

Livestock waste shall be placed, or stored in a livestock waste storage area or water tight container such as a roll-off or dumpster container which is associated with a permit issued by the Village of Wellington. Livestock waste shall not be placed, accepted, stored, or allowed to accumulate on any property in Wellington ~~the village~~, except as provided herein.

##### **(a) Management of Livestock Waste.**

- (1) Each livestock facility shall provide a storage area for livestock waste.
- (2) Livestock waste shall be placed, or stored in a livestock waste storage area that meets the following requirements:
  - a. A livestock waste storage area shall be constructed with an impermeable floor with sidewalls constructed of concrete block, concrete or molded resin based plastic, ~~or other approved impermeable material~~, on three sides. The storage area shall be

1 designed and constructed to be water-tight with a cover which will not  
2 allow storm water discharge. The impermeable floor shall be  
3 impermeable and have a curb or rolled lip of asphalt or concrete not  
4 less than one inch in height or a slab pitched downward toward the  
5 rear wall of the storage area. (Minimum fall from front to rear of two  
6 inches); and

7 b. The livestock waste storage area shall be elevated to a minimum of  
8 six inches above the crown of road/access easement; or 12 inches  
9 below the residential finish floor whichever is greater; or and

10 c. A building "permit" or a zoning compliance determination shall be  
11 obtained from the Village of Wellington planning, zoning and building  
12 department prior to constructing or altering a livestock waste storage  
13 area within ~~village~~ Wellington boundaries; ~~or and~~

14 d. The determination of the size of the livestock waste storage area is  
15 the responsibility of the property owner based upon the number of  
16 horses on the property and their daily generation of manure, urine  
17 and bedding material as well as intended frequency of removal for  
18 disposal. At no time shall livestock waste be allowed to accumulate  
19 beyond the threshold of the livestock waste storage area, outside of  
20 the confine of the livestock waste storage area; or and

21 e. Roll-off and dumpster containers may be used as livestock waste  
22 storage areas subject to the following requirements:

23 i. Roll-off and dumpster containers used as livestock waste storage  
24 areas shall be placed on a concrete or asphalt pad with at least a  
25 two inch curb around the entire storage area; and

26 ii. Roll-off and dumpster containers used as livestock waste storage  
27 areas shall meet the same elevation requirements as in [(2) b].

28 iii. Roll-off and dumpster containers must be water tight at all times.

29 (3) ~~Those facilities~~ All equestrian facilities shall ~~with improperly stored~~  
30 livestock waste and in existence as of September 26, 2000, shall have  
31 livestock waste removed from the facility as provided in this section.

32 (b) *Location of Waste Storage Facilities.*

33 (1) Livestock waste storage and roll-off and dumpster containers shall be  
34 located:

35 a. At least five feet away from any adjacent structure roof overhang;

36 b. At least 50 feet away from any (public) grassed drainage swale  
37 conveyance or drainage inlet;

1 c. At least 100 feet away from any drainage port of entry, body of water,  
2 public or private storm drainage conveyance system which has direct  
3 discharge into any body of water not separated from the public  
4 conveyance);

5 d. At least ~~150~~ 100 feet away from a potable water supply well.

6 e. Within reasonable proximity to the stable/ barn structure and in  
7 accordance with the minimum accessory use set back requirements.

8 (2) Extenuating circumstances; if compliance with the setback regulations is  
9 not possible because of properties unusual circumstances, the property  
10 owner may submit an alternate method of compliance. Any alternate  
11 method of compliance must;

12 a. Meet the intent of these provisions.

13 b. Demonstrate the ability to mitigate water quality impacts

14 c. Provide a secondary method of containment and

15 d. Be supported by an engineering study.

16 Mitigation measures such as berms, grading changes or secondary  
17 containment systems can be considered in addressing unique and  
18 unusual circumstances. If alternative measures are approved they must  
19 be installed and maintained in accordance with the approved  
20 specifications.

21 ~~Compliance with the setback shall be determined by the village planning,~~  
22 ~~zoning and building department.~~

23 (c) *Livestock Waste Storage Area Maintenance.*

24 (1) The removal and transportation of livestock waste on commercial and  
25 private properties within village Wellington boundaries shall be done  
26 exclusively by either a registered commercial livestock waste hauler or a  
27 registered livestock waste self-hauler.

28 (2) The commercial livestock waste hauler and livestock waste self-hauler  
29 shall be registered, as required annually with ~~the village~~ Wellington  
30 ~~(environmental engineering/public works department).~~

31 (3) Livestock waste shall be confined within the waste storage structure.

32 (4) Livestock waste storage area(s) shall be continuously maintained so that  
33 no stormwater runoff rainfall or any types of liquids/materials are  
34 allowed to be released.

35 (5) All Livestock waste storage areas, containers and pads shall be ~~checked~~  
36 and inspected by a BMP Code Compliance Officer or Building Inspector

1 annually periodically for cracks, crevices, and holes, and other damages.  
2 Repair shall be made as warranted to prevent spillage or discharge.  
3 done in a timely manner. Inspections will be done by a BMP Code  
4 Compliance Officer or Building Inspector.

5 ~~(6) Roll-off and dumpster containers that are used for storage of livestock~~  
6 ~~waste shall be checked annually for cracks, crevices, holes and/or leaks.~~  
7 ~~Any containers with holes, broken welds or improperly fitting lids shall be~~  
8 ~~repaired or replaced immediately.~~

9 ~~(7) Concrete and asphalt pads used for storing roll-off and dumpster~~  
10 ~~containers which store livestock waste shall be inspected annually for~~  
11 ~~cracks, crevices, holes and/or leaks to prevent soil contamination. The~~  
12 ~~two-inch curb and/or rolled lip around the storage area shall be inspected~~  
13 ~~annually. Inspections will be done by a BMP code compliance officer.~~

14 (ed) Composting of Livestock Waste

15 (1) The disposal of livestock waste on properties within Wellington must be  
16 accomplished by composting the waste or otherwise in accordance with  
17 a DEP permit. Composting of livestock waste is permitted under the  
18 following conditions within shall be prohibited within the village  
19 Wellington's boundaries, except as provided herein:

20 a. Where the composter has received a an approved permit from the  
21 Florida Department of Environmental Protection (DEP) pursuant to  
22 F.S. § 403.707, and in accordance with Rule Chapter 62-709, Florida  
23 Administrative Code. The approved DEP Form #62-701.900(10) shall  
24 be submitted to the village Wellington environmental services  
25 coordinator. A copy of any and all annual reports required to be filed  
26 with DEP shall be filed with Wellington annually.

27 b. Where the composter proposes to spread compost within their  
28 property and is not required to obtain a permit from the DEP pursuant  
29 to F.S. § 403.707, and in accordance with Chapter 62-709, Florida  
30 Administrative Code, the composter shall prepare and submit a  
31 permit application to Wellington's Engineer as described in this  
32 section. This application entitled: Registration and Annual Reporting  
33 for Composting shall be completed and reviewed based on the  
34 following standards.

35 1. Property Information:

36 a) The number of horses kept within the owner's properties.

37 b) The amount of livestock waste being generated monthly.

38 c) The amount of composted waste being generated monthly.

- 1 d) Site plan denoting area calculation of available lands i.e.  
2 landscape areas, pastures, etc. in which to apply composted  
3 manure.
- 4 e) Setbacks from wells, drainage inlets and water bodies as  
5 referenced in Section 30-135 (b) 1.
- 6 f) Soil and composted manure test sample results (UF-IFAS soil  
7 testing laboratories).

8  
9 2. Site plan of property to include:

- 10 a) A description of all structures located on property including  
11 proposed size, location, use and setbacks (Section 6.10.6 -  
12 Development standards, (A) - minimum setbacks).
- 13 b) Composting pad location and construction materials.
- 14 c) Livestock waste storage facility location and construction  
15 materials section 30-135 (a) 2a.

16  
17 3. Narrative to include: (see Composting Frequently Asked  
18 Questions)

- 19 a) A brief description of what the projects are designed to do.
- 20 b) A description of how odor and vectors will be controlled.
- 21 c) A description of the methods used to disinfect the solid waste  
22 processed, and the option that will be used to demonstrate  
23 that disinfection has been achieved.
- 24 d) A description of how stormwater intrusion will be controlled  
25 and the type of cover to be provided in the storage structure.
- 26 e) The operating parameters to be followed for managing the  
27 process.
- 28 f) A description of how the facility will be closed.

29  
30 4. Application:

- 31 a) Completed Application for Registration and Annual  
32 Composting.
- 33 b) \$25.00 non-refundable application fee made payable to  
34 Wellington.
- 35 c) Completed Annual Report for a Solid Waste Management  
36 Facility Producing Compost Made from Solid Waste (Part C).



1           ~~(de)~~ Stable waste Compost Spreading Plan

2           (1) The spreading of livestock waste shall be prohibited within ~~the village~~  
3           Wellington's boundaries, except as provided herein:

4           a. ~~A Village of Wellington~~ The property owner must prepare a Best  
5           Management Practice Livestock Waste Management Plan  
6           (BMPLWMP) shall be prepared in accordance with village Wellington  
7           requirements and submitted to the village Wellington's Engineer or  
8           designee, who will coordinate with all other departments  
9           environmental services coordinator for review and approval.  
10          Spreading of composted livestock waste is prohibited without an  
11          approved plan. All existing spreading plans shall be required to  
12          submit a new BMPLWMP by October 1, 2013 and all BMPLWMP's  
13          shall be subject to an annual renewal at which time the property  
14          owner shall submit to Wellington an annual report on spreading  
15          activities.

16          b. Livestock waste shall be composted before any spreading occurs.

17          ~~b. Best management practices program livestock waste management~~  
18          ~~plans are available at the public works department.~~

19          c. ~~Best Management Practices program Livestock Waste Management~~  
20          ~~Plans applications, which that have been approved by the village~~  
21          ~~Wellington, shall be inspected by the environmental services~~  
22          ~~coordinator reviewed annually to ensure practices are being followed~~  
23          ~~as originally submitted and in accordance with the annual report.~~

24          (f) Livestock Waste Hauling.

25          (1) All commercial livestock waste haulers and/or livestock waste self-  
26          haulers shall be permitted ~~or~~ and registered, as required, annually ~~by the~~  
27          village by Wellington environmental engineering department.

28          (2) Livestock waste may be moved from one livestock facility to another in  
29          ~~the village Wellington~~ only for:

30                  a. The purpose of composting in an approved composting area; or

31                  b. Storage in a common livestock waste storage area.

32          (3) All livestock facilities within ~~the village Wellington~~ boundaries shall  
33          remove livestock waste by either a commercial livestock waste hauler or  
34          a livestock waste self-hauler that is registered by ~~the village Wellington~~.

35          (4) Disposal of livestock waste must be within an approved disposal site  
36          which is registered to operate under Florida Administrative Code  
37          Chapter 62-709.320, additionally the disposal facility must provide  
38          copies of all current valid permits annually to Wellington and must agree

1                   to periodic audits and provide copies of all load tickets to Wellington  
2                   which were obtained from the haulers.

3                   (5) Commercial livestock waste haulers will pay a permit fee to ~~the village~~  
4                   Wellington in the amount of \$500.00 or as may be adjusted from time to  
5                   time. Livestock waste self-haulers will not pay a fee.

6                   (6) Commercial livestock waste haulers and livestock waste self-haulers  
7                   permits and registrations shall be subject to revocation for failure to  
8                   abide by the terms of this article ~~and the provisions set forth in Florida~~  
9                   Administrative Code Chapter 62-709.320

10                  (7) Hauling reports shall be provided by commercial livestock waste haulers  
11                  and livestock self-haulers to Wellington quarterly. Hauling records shall  
12                  identify the waste source, quantity in cubic yards, and the waste disposal  
13                  site with quantity deposited in cubic yards within an approved site.  
14                  Hauling records shall include signed load tickets or affidavits certifying  
15                  the loads from both the source and disposal site owners. Failure to  
16                  provide quarterly hauling records may result in the loss of the haulers  
17                  permit in Wellington. Wellington reserves the right to audit the hauling  
18                  record and load tickets from the generating properties and disposal sites  
19                  which have been approved as a disposal site as defined herein.

20  
21                  **SECTION 5**       Section 30-154 "Best Management Practices for the Application  
22                  and Storage of Fertilizer" of Article V, "Stormwater Quality Management", of Chapter 30,  
23                  "Environment" of Wellington's Code of Ordinances is hereby amended as follows:

24                  **Sec. 30-154. - Best management practices for the application and storage**  
25                  **of fertilizer.**

26                  (a) All fertilizers shall be stored in a dry storage area protected from rainfall and  
27                  ponding.

28                  (b) No fertilizer containing in excess of two percent phosphate/phosphorus  
29                  (P<sup>2</sup>O<sup>5</sup>) per guaranteed analysis label (as defined by F.S. Ch. 576) shall be  
30                  applied to turf grass, pastures, paddocks, or used in nurseries unless  
31                  justified by a soil test.

32                  (c) Fertilizer containing in excess of two percent phosphate/phosphorus (P<sup>2</sup>O<sup>5</sup>)  
33                  per guaranteed analysis label shall not be applied within ten (10) ~~five~~ feet of  
34                  the edge of water or within ten (10) ~~five~~ feet of a drainage facility.

35                  (d) All fertilizer shall be applied such that spreading of fertilizer on all  
36                  impervious surfaces is minimized.

37                  (e) Liquid fertilizers containing in excess of two (2) percent  
38                  phosphate/phosphorus (P<sup>2</sup>O<sup>5</sup>) per guaranteed analysis label shall not be  
39                  applied through an irrigation system within ten (10) feet of the edge of water  
40                  or within ten (10) feet of a drainage facility.

1 (f) Liquid fertilizers containing in excess of two percent phosphate/phosphorus  
2 ( $P^{2}O^{5}$ ) per guaranteed analysis label shall not be applied through high or  
3 medium mist application or directed spray application within ten (10) feet of  
4 the edge of water or within ten (10) feet of a drainage facility.

5 (g) ~~The village Wellington~~ shall establish a public education program that is  
6 focused on the following: proper irrigation of landscaped areas; application  
7 rates of fertilizer; appropriate types of fertilizer for different plants; and  
8 proper use of organic fertilizers and soil amendments.

9 (h) Timing of fertilizer applications.

10 (1) No applicator shall apply fertilizers containing nitrogen and/or  
11 phosphorus to turf and/or landscape during the prohibited application  
12 period and within the fertilizer free zones as identified in Section 30-  
13 154(i) (1) below or to saturated soils.

14 (2) Fertilizer containing nitrogen and/or phosphorus shall not be applied  
15 before seeding or sodding a site, and shall not be applied for the first  
16 thirty (30) days after seeding or sodding, except when hydro-seeding for  
17 temporary or permanent erosion control in an emergency situation  
18 (wildlife, etc.), or in accordance with the Stormwater Pollution Plan for  
19 that site.

20 (i) Fertilizer free zones.

21 (1) Fertilizer shall not be applied within ten (10) feet of any pond, stream,  
22 lake, canal, water body or wetland as defined by the Florida Department  
23 of Environmental Protection (Chapter 62-340), Florida Administrative  
24 Code or from the top of a headwall or lake bulkhead. Newly planted turf  
25 or landscape plants may be fertilized in its zone only for a sixty (60) day  
26 period beginning no sooner than thirty (30) days after planting if needed  
27 to allow the plants to become well established. Caution shall be used to  
28 prevent direct deposition of nutrients into the water.

29 (j) Fertilizer content and application rates.

30 (1) Fertilizers applied to turf within Wellington shall be formulated and  
31 applied in accordance with requirements and directions provided by Rule  
32 5E-1.003(2), Florida Administrative Code, Labeling Requirements for  
33 Urban Turf Fertilizers. Under Rule 5E-1.003(2), Florida Administrative  
34 Code, required application rate and frequency maximums, which vary by  
35 plant and turf types, are found on the labeled fertilizer bag or container.

36 (2) Unless a soil or tissue deficiency has been verified by an approved test,  
37 nitrogen or phosphorus fertilizer shall not be applied to turf or landscape  
38 plants except as provided in section (1) above for turf, or in UF/IFAS  
39 recommendations for landscape plants, vegetable gardens, and fruit  
40 trees and shrubs.

- 1 (3) Fertilizer used for sports turf at golf courses shall be applied in  
2 accordance with the recommendations in "Best Management Practice for  
3 the Enhancement of Environmental Quality of Florida Golf Courses",  
4 published by the Florida Department of Environmental Protection, dated  
5 January 2007. Fertilizer used at parks or athletic fields shall be applied in  
6 accordance with Rule 5E-1.003(2), Florida Administrative Code.

7 (k) Fertilizer Application Practices.

- 8 (1) Spreader deflector shields shall be used when fertilizing via rotary  
9 (broadcast) spreaders. Deflectors must be positioned such that fertilizer  
10 granules are deflected away from all impervious surfaces, fertilizer-free  
11 zones and water bodies, including wetlands. Any fertilizer applied,  
12 spilled, or deposited, either intentionally or accidentally, on any  
13 impervious surface shall be immediately and completely removed to the  
14 greatest extent practicable.
- 15 (2) Fertilizer released on an impervious surface must be immediately  
16 contained and either legally applied to turf or any other legal site, or  
17 returned to the original or other appropriate container
- 18 (3) In no case shall fertilizer be washed, swept, or blown off impervious  
19 surfaces into stormwater drains, ditches, conveyances, or water bodies.  
20 Property owners and managers are encouraged to use an Integrated  
21 Pest Management (IPM) strategy as currently recommended by the  
22 University of Florida Cooperative Extension Service publications.

23 (l) Management of grass clippings, vegetative matter.

- 24 (1) In no case shall grass clippings, vegetative material and/or vegetative  
25 debris intentionally be washed, swept, or blown on to or into storm water  
26 drains, ditches, conveyances, water bodies, wetlands, sidewalks or  
27 roadways. Any material that is inadvertently deposited shall be  
28 immediately removed to the maximum extent practicable.

29 (m) Exemptions.

30 The provisions set forth above in this ordinance shall not apply to:

- 31 (1) Bona fide farm operations as defined in the Florida Right-to-Farm Act,  
32 Section 823.14, Florida Statutes (F.S.).
- 33 (2) Other properties not subject to or covered under the Florida Right-to-  
34 Farm Act that have pastures used for grazing livestock.
- 35 (3) Any lands used for bona fide scientific research, including, but not limited  
36 to, research on the effects of fertilizer use on urban stormwater, water  
37 quality, agronomics, or horticulture.

38 (n) Training

1           (1) All Commercial and Institutional Applicators of Fertilizer within Wellington  
2           shall abide by and successfully complete the six hour training program in  
3           the "Florida-Friendly Best Management Practices for Protection of Water  
4           Resources by the Green Industries" offered by the Florida Department of  
5           Environmental Protection through the University of Florida/Palm Beach  
6           County Cooperative Extension Service "Florida Friendly Landscapes"  
7           program or approved equivalent program.

8           (2) Non-commercial and non-institutional applicators not otherwise required  
9           to be certified, such as private citizens on their own residential property,  
10           are encouraged to follow the recommendations of the University of  
11           Florida/IFAS "Florida Friendly Landscape Program" and label  
12           instructions when applying fertilizer.

13           (o) Licensing of commercial applicators.

14           (1) All businesses applying fertilizer to turf of landscape plants (including,  
15           but not limited to, residential lawns, golf courses, commercial properties,  
16           multi-family, equestrian and condominium properties) must ensure that  
17           the business owner or his/her designee holds the appropriate "Florida-  
18           Friendly Best Management Practices for Protection of Water Resources  
19           by the Green Industries" training certificate prior to the business owner  
20           obtaining a Local Business Tax Certificate. Owners for any category of  
21           occupation which may apply any fertilizer to Turf and/or Landscape  
22           Plants shall provide proof of completion of the program to the Wellington.  
23           It is the responsibility of the business owner to maintain the "Florida-  
24           Friendly Best Management Practices for Protection of Water Resources  
25           by the Green Industries" certificate to receive their Business Tax Receipt  
26           annually.

27           (2) After December 31, 2013, all commercial applicators of fertilizer within  
28           Wellington, shall have and carry in their possession at all times when  
29           applying fertilizer, evidence of certification by the Florida Department of  
30           Agriculture and Consumer Services as a Commercial Fertilizer  
31           Applicator per Rule 5E-14.117(18) Florida Administrative Code.

32           (3) All businesses applying fertilizer to turf and/or landscape plants  
33           (including, but not limited to, residential lawns, golf courses, commercial  
34           properties multi-family, equestrian and condominium properties) must  
35           ensure that at least one (1) employee has an appropriate "Florida-  
36           friendly Best Management Practices for Protection of Water Resources  
37           by the Green Industries" training certificate prior to the business owner  
38           obtaining a Business Tax Receipt. Standard Business Tax Receipt  
39           (BTR) and transaction fees shall apply.

40  
41           **SECTION 6** Section 30-155 "Commercial Fertilizer Applicators" of Article V,  
42 "Stormwater Quality Management", of Chapter 30, "Environment" of Wellington's Code  
43 of Ordinances is hereby amended as follows:

1  
2  
3     **Sec. 30-155. - Commercial fertilizer applicators.**

4         (a) Any person, firm, corporation, or other legal entity which provides  
5             fertilization services for a fee with a physical address within the village  
6             Wellington shall register with ~~the village Wellington on the registration forms~~  
7             ~~provided by the village.~~

8         (b) Any person, firm, corporation, or other legal entity which provides  
9             fertilization services for a fee ~~within the village~~ and whose physical address  
10            is outside Wellington shall pay such an annual registration fee of \$25.00 or  
11            as may be adjusted from time to time. This registration fee may, from time to  
12            time, be adjusted by resolution of ~~the village Wellington~~ Council.

13         (c) Commercial fertilizer registrations shall be subject to revocation for failure to  
14             abide by the terms and conditions established in this and other regulations  
15             of ~~the village~~ Wellington.

16     **Sec. 30-156. - Enforcement.**

17     Any owner, owner's representative, tenant or person violating any provision of  
18     this part may be subject to enforcement as provided in Chapter 2 Article IV,  
19     Division 1 and 2 of the Wellington Codes of Ordinances.  
20

21     **SECTION 7:** Should any section paragraph, sentence, clause, or phrase of this  
22     Ordinance be declared by a court of competent jurisdiction to be invalid, such decision  
23     shall not affect the validity of this Ordinance as a whole or any portion or part thereof,  
24     other than the part to be declared invalid.  
25

26     **SECTION 8:**     Should any section, paragraph, sentence, clause, or phrase of  
27     any prior Wellington ordinance, resolution, or municipal code provision, then in that  
28     event the provisions of this Ordinance shall prevail to the extent of such conflict.  
29

30     **SECTION 9:**     This Ordinance shall take effect 90 days from date adopted by  
31     Wellington's Council.  
32  
33

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**PASSED AND ADOPTED** this \_\_\_\_\_ day of \_\_\_\_\_ 2012, on second and final reading.

WELLINGTON

**FOR**

## AGAINST

BY: \_\_\_\_\_

Bob Margolis, Mayor

Howard K. Coates, Jr., Vice Mayor

Howard K. Coates, Jr., Vice Mayor

**Matt Willhite, Councilman**

**Matt Willhite, Councilman**

Anne Gerwig, Councilwoman

Anne Gerwig, Councilwoman

John Greene, Councilman

John Greene, Councilman

**ATTEST:**

BY: \_\_\_\_\_

Awilda Rodriguez, Clerk

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY**

BY: \_\_\_\_\_

Jeffrey S. Kurtz, Esq., Attorney

# Attachment 4

## ***Stormwater Management Program (SWMP)***

FDEP is requiring that a copy of your written Stormwater Management Program (SWMP) be submitted with your 2nd Annual Report (to help FDEP respond to EPA requests and to avoid MS4 permittees from receiving Section 308 letters). At the Steering Committee meeting in June, Eric Livingston(FDEP) reminded everyone of the importance of having an up-to-date written SWMP that is consistent with the requirements set forth in 40 CFR 122.26.(d)(2)(iv), on pages 175-177 of the Federal Register. Your SWMP should include:

- A copy of each written SOP, including relevant inspection checklists, documentation methods, and tracking methods
- Reference or copies of your supporting legal authority (your relevant ordinances)
- An outfall map with contributing areas
- MS4 inventory
- A copy of any inter-local agreements, if other entities perform activities on your behalf
- Other pertinent information on how each component of the permit is being implemented, including how activities are documented and tracked.





## Drainage System Maintenance Standard Operating Procedures

The Surface Water Management Division is responsible for the operation and maintenance of the Village of Wellington's Stormwater Drainage System. This Public Works Department division services the Village's drainage system, which consists of over 100 miles of man-made drainage canals, two (2) main lake areas, eight (8) storm water pumping stations, roadside swales and drainage catch basins. This system collects and transports runoff throughout the Village and ultimately discharges into the South Florida Water Management District's C-51 Canal. The Surface Water Management Division places a high priority on keeping the drainage system clear of debris.

This drainage system is maintained on a regularly scheduled basis to reduce pollutants, prevent clogging, restore sediment trapping capacity and ensure the system is functioning properly to minimize potential of flooding. Inspections are conducted on a continuous rotating basis with field observations performed by Village personnel as part of a daily inspection routine. Procedures have been created on how these inspections are performed and documented (Exhibit # Inspection Worksheet).

The Village procured a weed harvesting machine to remove floating vegetation, aquatic weeds and debris from the canals. This specialized equipment is unique in its design as it works in the waterways removing vegetation from the water's surface as well as 5-feet below the surface. Some of the maintenance activities performed on the drainage system are contracted out, such as aquatic weed control, which treats Village canals daily for the undesirable aquatic vegetation growth. A permitted program is also in place to introduce Grass Carp into the drainage system on a yearly schedule, as a natural way to control certain varieties of exotic/invasive aquatic weed growth, which in turn assists with stormwater conveyance.

The importance of reporting illegal dumping into our waterways is emphasized to the residents. By preventing waste from ending up in the canal system, we are also potentially preventing damage to a control structure or storm water pumping station and preventing flooding.

Rain event inspections of the drainage system are done continually throughout storm events and, if conditions allow, debris is removed immediately.

Stormwater pumping stations can be monitored during a rain event by telemetry. Recent improvements made to the Village's pumping stations include installing new pumps and back-up generators, and the addition of telemetry in order to monitor pump discharge and water elevations. Automatic controllers were installed to allow the pumps to be turned on once the water level reaches a particular elevation. These controllers work around the clock and will activate as soon as water levels change.

The Wellington Environmental Preserve is a 600 acre (approx.) public access that is used to assist with stormwater management and water quality. This area is in the third year of operation and is maintained by Wellington Surface Water division. This area was reclaimed from abandoned farm fields and was built to replicate Wetlands, Uplands, and Marsh areas. With over one million trees and shrubs planted in this area it is one of the only areas of this type in Florida.

Customer requests/complaints are logged by administrative personnel into the Naviline Work Request System. This creates a Job Order for the inspection and assigns a Work Request Job Order Number (WR#). This Job Order is immediately distributed to supervisor to schedule an inspection within 24-hours. Once the inspection is performed, the findings and method of resolution are documented in the Naviline System under the corresponding WR#.

### **Daily Inspections**

All American Aquatics: Treatment of aquatics in canals/lakes

Channel Control Structures

Customer-prompted requests

Catch Basins

Stormwater Pump Stations are visited daily with problems reported as they occur and repairs are made as soon as possible.

### **Weekly Inspections**

Major thoroughfare roads:

Aero Club Drive

Big Blue Trace

Binks Forest Drive

Birkdale Drive

Forest Hill Boulevard

Greenview

Shores

Boulevard

Lake Worth Road

Pierson Road

South Shore Boulevard

Wellington Trace

### **Monthly Inspections**

Control Structures

### **Semi-Annual Inspections**

Invasive aquatic plants  
Canal and land banks  
Sediment build-up around outfall pipes & control structures

### **Annual Inspections**

Intake Structures  
Basin Outfall Pipes

### **Regularly Scheduled Ongoing Inspections**

Stormwater Pump Stations

### **Debris Removal Procedures**

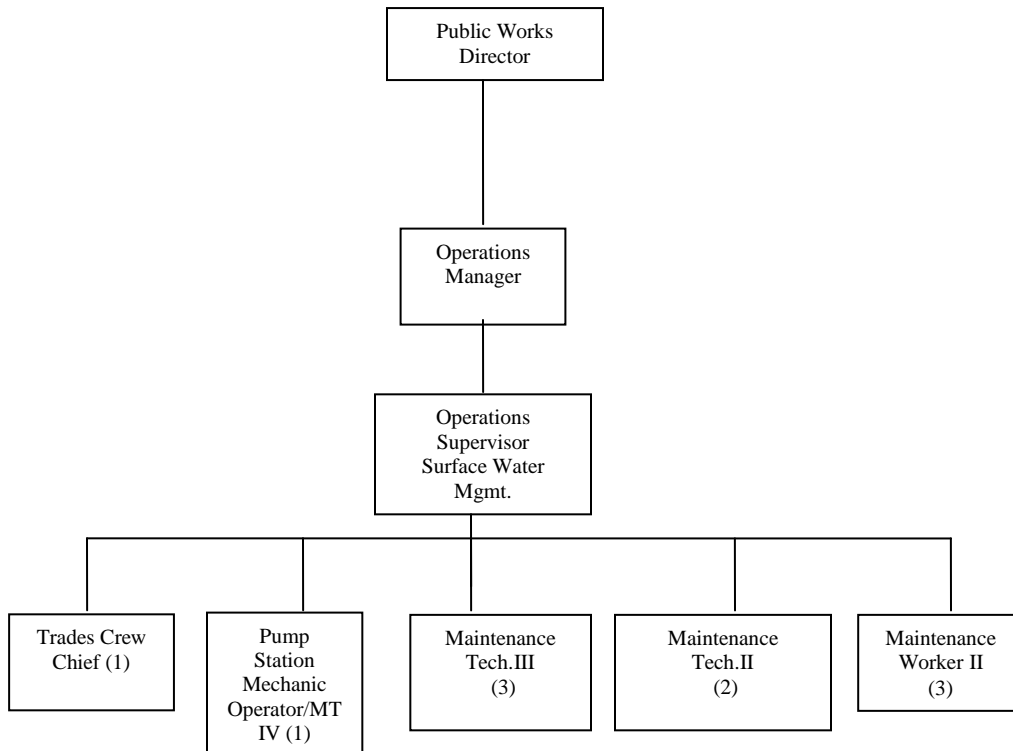
Debris, litter and trash (i.e.; wood, paper, vegetation, etc.) is removed and disposed of by Village personnel manually, as needed.

Silt and sand are scheduled to be mechanically removed by Village personnel using the Village's vacuum truck, as needed usually within two (2) weeks of inspection.

The Surface Water Management Division inspects and maintains the Village's major thoroughfares more frequently as they are considered priority sites for drainage maintenance and public safety. These sites are checked and inspected on a weekly basis for removal of debris.

Surface Water Management is a division of the Public Works Department and consists of eleven (11) employees including the Surface Water Management supervisor.

## ORGANIZATION CHART





## Dry Detention System – Structural Control Inspection Form

Facility ID: \_\_\_\_\_ Dry Detention # \_\_\_\_\_

Date: \_\_\_\_\_

Inspection conducted \_\_\_\_\_ days/hours after significant rainfall event.

### FUNCTION:

Wet bottom?    YES    NO

Dead or dying vegetation on bottom?    YES    NO

Any signs of accumulated sediment?    YES    NO

If YES, report to supervisor for further investigation or schedule for maintenance.

---

### EROSION:

Vegetation on bottom and side slopes failing?    YES    NO

Any signs of erosion?    YES    NO

If YES, describe and schedule for maintenance: \_\_\_\_\_

---

### INFLOW STRUCTURE:

Any signs of erosion?    YES    NO

Any signs of structure settling?    YES    NO

Any signs of physical damage?    YES    NO

Any signs of accumulated sediment?    YES    NO

If YES to any of the above, schedule the structure for maintenance.

Any debris present?    YES    NO

If YES, remove debris or schedule for maintenance.

---

### OUTFLOW STRUCTURE (for Dry Detention systems only):

Any signs of erosion?    YES    NO

Any signs of structure settling?    YES    NO

Any signs of physical damage?    YES    NO

Any signs of accumulated sediment?    YES    NO

If YES to any of the above, schedule the structure for maintenance.

Any debris present?    YES    NO

If YES, remove debris or schedule for maintenance.

---

### GENERAL:

Any signs of “excessive petroleum hydrocarbon contamination”?    YES    NO

Any indications of illicit discharge or illegal dumping?    YES    NO

If YES, address issue as required.

**Dry Detention  
11/12**

Maintenance performed by	Dry Detention	Locations	Comments	Cuts per Year
Austin Outdoors	#1#7,#16	PBSO Complex, Town Center	Mowing - Total of 36 cuts per year	36
Wellington Pro Lawn	#2	Lake Worth Rd. & South Shore Blvd.	Mowing - Total of 42 cuts per year	42
Gardenscapes	#3	12th Fairway	Mowing - Total of 36 cuts per year	36
Wellington Pro Lawn	#4,#8,#9	Stribling Way & Fairlane Farms Rd	Mowing - Total of 42 cuts per year	42
Gardenscapes	#5	Hurricane Debris Site	Mowing - Total 4 cuts per year	4
Austin Outdoors	#6	Scott's Place	Mowing - Total of 36 cuts per year	36
Gardenscapes	#10	Village Park	Mowing - Total of 42 cuts per year	42
In House by Wellington	#11,#12, #13 & #14	Section 24	Mowing - Total of 25 cuts per year	25
In House by Wellington	#15	50th & 120	Mowing - Total of 25 cuts per year	25
In House by Wellington	#17	Tiger Shark Cove Park	Mowing - Total of 25 cuts per year	25
			<b>Total Cuts</b>	<b>313</b>



## Dry Detention System – Structural Control Inspection Standard Operational/Maintenance/Documentation Protocol

There are 17 dry detention systems that are part of our MS4; they are located as shown on the following map. [DryDetentionMap.pdf](#)

### **Inspections:**

Established dry detention systems are inspected once every three years, in which a work request/job order is generated automatically through the city's Sungard/Naviline Facility Maintenance application for inspection completion with the following criteria:

Inspection conducted \_\_\_\_\_ days/hours after significant rainfall event.

Function:

Wet Bottom? Yes No

Dead or dying veg on bottom? Yes No

Any signs of accumulated sediment? Yes No

If yes, report to supervisor for further investigation or schedule for maintenance.

Erosion:

Vegetation on bottom and side slopes failing?

Yes No

Any signs of erosion? Yes No

If yes, describe and schedule for maintenance: \_\_\_\_\_

Inflow Structure:

Any signs of erosion? Yes No

Any signs of structure settling? Yes No

Any signs of physical damage? Yes No

Any signs of accumulated sediment? Yes No

If yes to any of the above, schedule the structure for maintenance.

Any debris present? Yes No

If yes, remove debris or schedule for maintenance.

General:

Any signs of "excessive petroleum hydrocarbon contamination? Yes No

Any indications of illicit discharge or illegal dumping? Yes No

If yes, complete Illicit Discharge/Dumping form and return to Office Manager and address issue as required.

In addition, they are observed and visually inspected for problems that may impact their functionality whenever they are mowed and documented by signing and approving payment of invoice.

New dry detention/retention systems are inspected annually for the first two years of operation.

If chronic problems are identified with a dry detention system, it is inspected annually until the problem is resolved (two consecutive annual inspections without an issue).

Inspections are conducted close to the storage recovery time of that dry detention system (generally 72 hours after a significant rainfall event) to verify that the system still functions as intended.

The anticipated inspection schedule follows.

<i>Dry Detention #1-17</i>	<i>April 2012</i>	<i>April 2015</i>	<i>April 2018</i>
----------------------------	-------------------	-------------------	-------------------

### **Maintenance:**

There are several maintenance activities that may be associated with a dry detention/retention system. The appropriate activity is chosen to correspond to the reported condition. The following activities may be required:

1. Mow grass.
2. Remove trash and debris from system and dispose of properly.
3. Remove accumulated sediment from the inflow pipe and dispose of properly.
4. Eliminate any mosquito breeding habitats.
5. Repair any undercutting or piping around inflow structure.
6. Repair and re-establish any eroded areas on the bottom, side slopes, and/or near inflow structure.
7. Scrape, disc, or otherwise aerate the bottom of the detention/retention area to restore the infiltration capacity. Include soil testing, as needed, to verify that the infiltration capacity has been restored. Re-established the surface to its final condition (seed, sod, etc...)

### **Documentation:**

The documentation for the inspection and maintenance activities related to the dry detention systems are recorded in the Sungard/Naviline Work Request System.

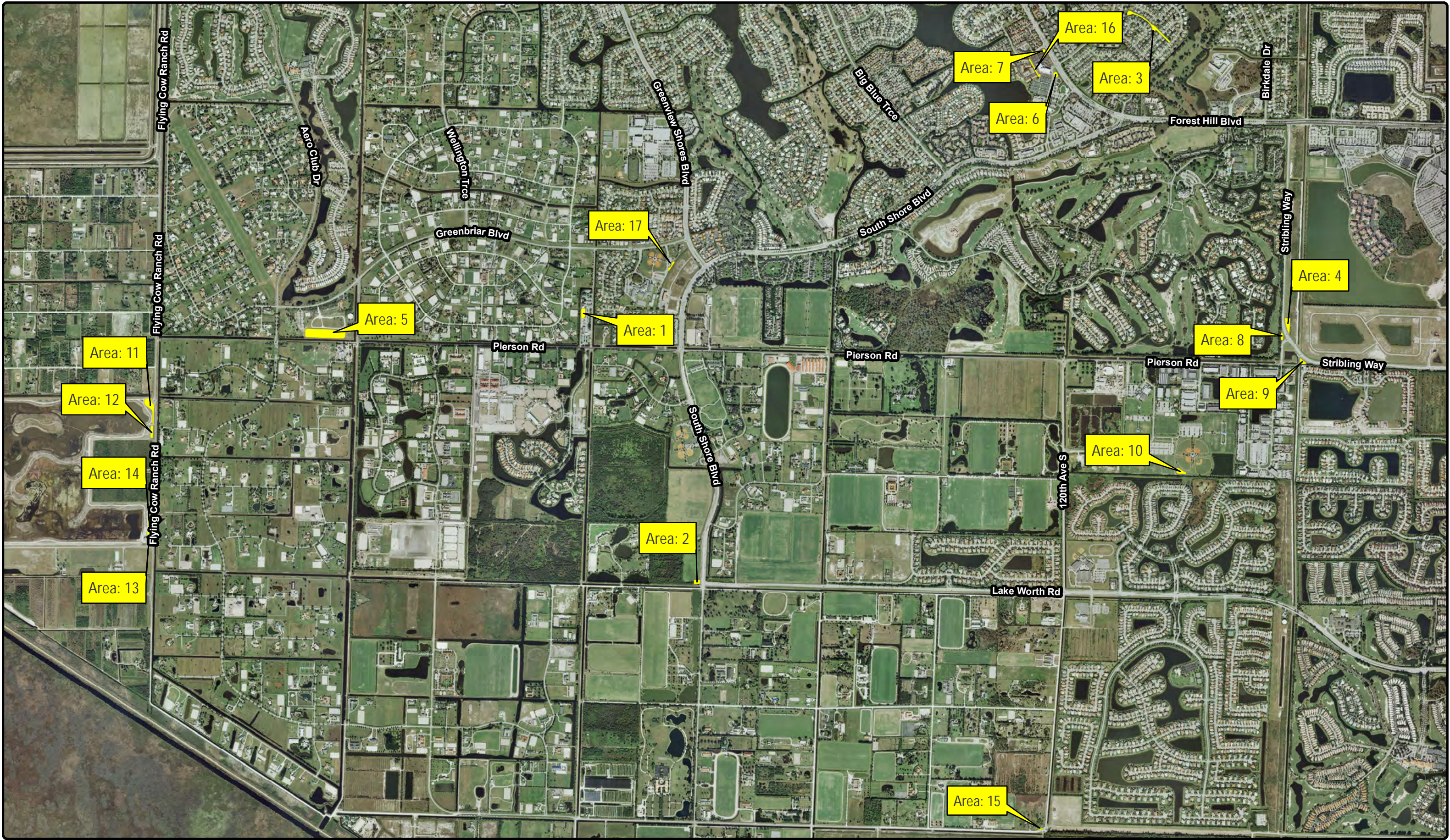
Inspections completed in addition to the every third year inspection schedule are documented on the following inspection form and then entered in the Sungard/Naviline Work Request System:

[Dry Det Manual Insp form.doc](#)

General maintenance:

- mowing is performed as documented on the attached excel spreadsheet.





Wellington GIS • 12300 Forest Hill Blvd • Wellington, FL 33414 • 561.791.4000 • [gis@wellingtonfl.gov](mailto:gis@wellingtonfl.gov) • [www.wellingtonfl.gov](http://www.wellingtonfl.gov)

SHEET NO.	1
	1
	1
	1
	1
DATE	12/20/2011
DRAWN	Nicole McPherson
SCALE	Not To Scale
REQUESTED	Susan Trzepacz
FILENAME	DryDetention



Dry  
Detention  
Areas

 Dry Detention Areas







## **Exfiltration Trench – Structural Control Inspection Standard Operational/Maintenance/Documentation Protocol**

There are 1,776 linear feet of exfiltration trench that are part of our MS4; the systems are located as shown on the following map: [Exfiltration location 1.pdf](#) and [Exfiltration location 2.pdf](#)

### **Inspections:**

Established exfiltration trench is inspected once every three years, using the following Structural Control Inspection Form.

New exfiltration trench is inspected annually for the first two years of operation.

If chronic problems are identified with a run of exfiltration trench, it is inspected annually until the problem is resolved (two consecutive annual inspections without an issue).

The inspection to check for proper function is conducted close to the recovery time of that exfiltration trench system (generally 72 hours after a significant rainfall event) to verify that the system still functions as intended. The inspection for sediment accumulation in the system is conducted in dry weather.

The anticipated inspection schedule is as follows:

1<sup>st</sup> Year: April 2011

2<sup>nd</sup> Year: April 2012

3 Year: Inspection April 2015, April 2018, April 2021 and every three years thereafter.

### **Maintenance:**

There are several maintenance activities that may be associated with exfiltration trench. The appropriate activity is chosen to correspond to the reported condition. The following activities may be required:

1. Remove sediment in pipe(s) and/or upstream and downstream structures. This may be done by flushing or vacuuming.
2. Remove trash and debris from the system and dispose of properly.
3. Total rehabilitation (removal and replacement) of the exfiltration trench system may be required when the system fails to function at the design capacity.

### **Documentation:**



The documentation for the inspection and maintenance activities related to exfiltration trenches are through the Sungard/Naviline Work Request/Job Order system (Exfiltration Inspections) or by using the following manual form: [ExTrench Form.doc](#)

Inspection(s) to check for proper function is conducted close to the recovery time of that exfiltration trench system (generally 72 hours after a significant rainfall event) to verify that the system still functions and for are recorded on the following form: [ExTrench Form.doc](#)



## **`Exfiltration Trench – Structural Control Inspection**

Inspection to check for proper function is conducted close to the recovery time of that exfiltration trench system (generally 72 hours after a significant rainfall event) to verify that the system still functions as intended.

Facility/Segment ID: \_\_\_\_\_

Date: \_\_\_\_\_

Inspection conducted \_\_\_\_\_ days/hours after significant rainfall event.

### **FUNCTION:**

Standing water in observation well, inspection port, or inlet? *YES NO*

Standing water above inlet grates? *YES NO*

If *YES*, report to supervisor for further investigation or schedule for maintenance.

---

### **GENERAL:**

Sediment amount less than one foot below pipe invert in up or downstream structure? *YES NO*

Sediment visible in pipe? *YES NO*

Debris accumulation at weir? *YES NO*

If *YES*, describe and schedule for maintenance:

---

Any indications of illicit discharge or illegal dumping? *YES NO*

If *YES*, describe and report to supervisor for proper response:

---

### **COMMENTS:**

---

---

---

---

Inspection completed by: \_\_\_\_\_

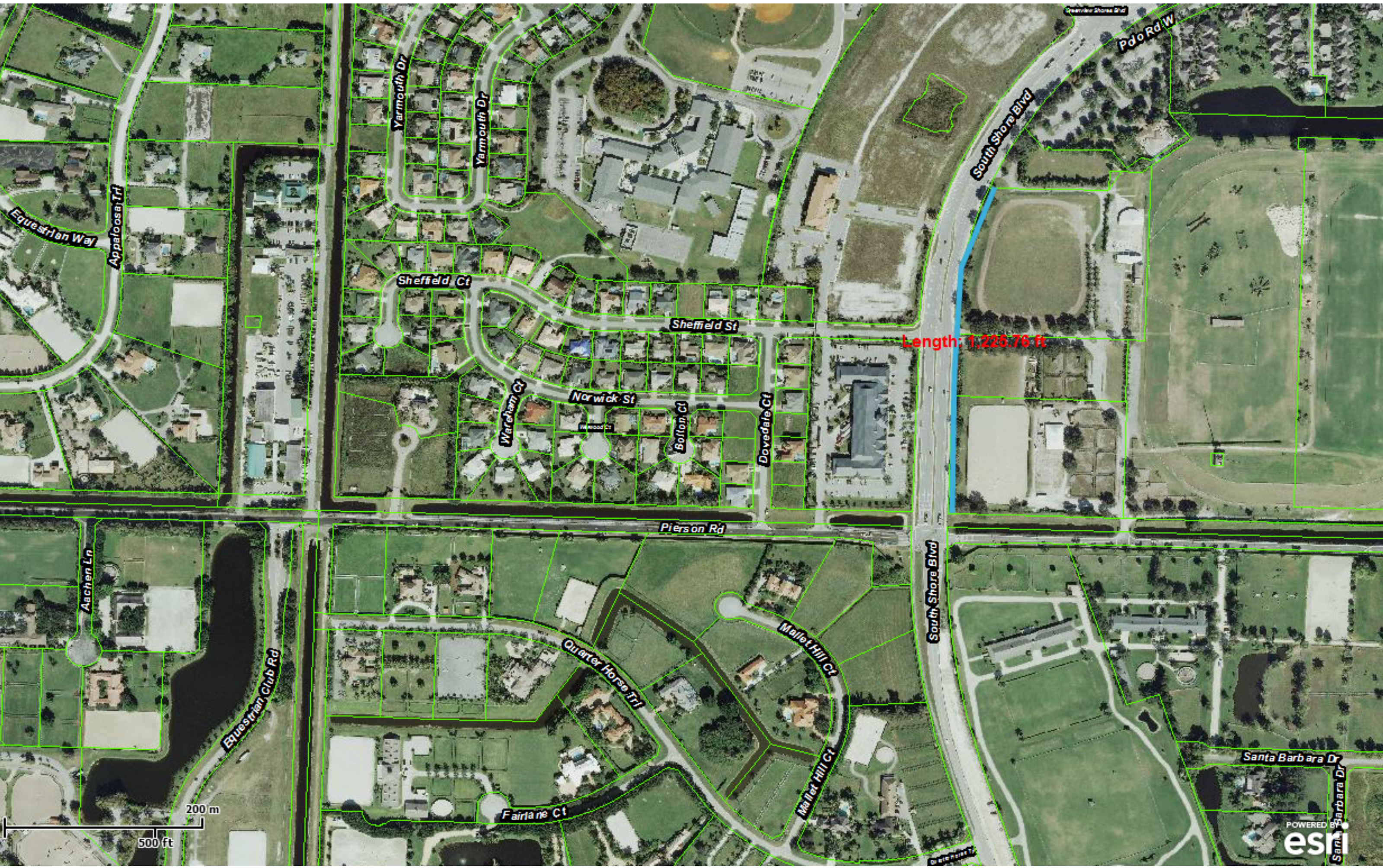
Print Name

Signature: \_\_\_\_\_ Date: \_\_\_\_\_













## **Major Stormwater Outfalls – Structural Control Inspection Standard Operational/Maintenance/Documentation Protocol**

There are 6 (six) major stormwater outfalls (MSWOs) that are part of our MS4. A MSWO is defined as:

- an outfall pipe larger than 36-inch inside diameter (or its equivalent), OR
- discharge from a single conveyance other than a pipe that serves a drainage area of 50 acres or more, OR
- an outfall pipe larger than 12-inches inside diameter (or its equivalent) that serves a drainage area containing industrial land uses, OR
- discharge from a single conveyance other than a pipe that serves a drainage area of 2 acres or more than include industrial land uses.

The MSOWs within our MS4 are located as shown on the following map:

<W:\Programs\NON-CIP\NPDES\NPDES\2011-2012\11-12 Annual Report & Backup\MSO\MSO Map.pdf>

### **Inspections:**

MSWOs are inspected annually or more frequently if historic operations indicate that it's needed for a particular MSWO. Inspections are conducted in accordance with the following Structural Control Inspection Form.

The scheduled inspections of all 6 (six) outfall structures are performed annually in April and scheduled through the Sungard/Naviline Work Request/Facility Maintenance system with the Pump Station Inspections.

General inspections of all MSWOs are completed on a weekly basis and documented on the Pumpstation Attendance Log.

### **Maintenance:**

General maintenance is completed as needed and as determined by the weekly inspection and also documented on the Pumpstation Attendance Log.

There are several maintenance activities that may be associated with MSWOs and the appropriate activity is chosen to correspond to the reported condition. The following activities may be required:

1. Remove trash and debris and dispose of properly.
2. Remove accumulated vegetative matter and dispose of properly.
3. Remove accumulated sediment and dispose of properly.



4. Maintain earthen bank adjacent to the discharge pipe or headwall.
5. Maintain the headwall at the outfall, if applicable.
6. Repair/replace pipe if needed.

**Documentation:**

The documentation for the inspection and maintenance activities related to major stormwater outfalls are recorded through the Annual Inspection Form : [W:\Programs\NON-CIP\NPDES\NPDES\2011-2012\11-12 Annual Report & Backup\MSO\Manual Inspection Forms](#), SunGard/Naviline Work Request/Facility Maintenance and/or the Pump Station Attendance Logs.

Inspections are scheduled annually through the Facility Maintenance/Preventive Maintenance System and generated automatically (See Scheduled Maintenance Forecast Report-Naviline (i.e.: [..\11-12 Annual Report & Backup\MSO\Scheduled Maint Forecast report.pdf](#)).



**Major Stormwater Outfall – Structure Control**  
**Annual Inspection Form (Manual Form)**

Facility ID: **PS #2 MSO**  
(6090-140th Avenue South)

Date: \_\_\_\_\_

**FUNCTION:** *To convey stormwater from Basin B to the Loxahatchee Wildlife Preserve/L40 for emergency discharge to maintain water levels and restrict flooding.*

---

**GENERAL:**

Any indications of illicit discharge or illegal dumping? ☐ YES ☐ NO

If YES, describe and report to supervisor for proper response:

---

Debris or sediment accumulation in pipe? ☐ YES ☐ NO

Barnacle accumulation in pipe? ☐ YES ☐ NO

Sediment accumulation in receiving water? ☐ YES ☐ NO

Pipe in need of repair/replacement? ☐ YES ☐ NO

Signs of erosion on back near outfall? ☐ YES ☐ NO

Rip-rap in need of maintenance? ☐ YES ☐ NO

Headwall in need of repair/replacement? ☐ YES ☐ NO

If YES, report to supervisor for further investigation or schedule for maintenance.

---

**Additional Comments:**


**Major Stormwater Outfall – Structure Control**  
**Annual Inspection Form (Manual Form)**

Facility ID: **PS #3 MSO**  
(C-7 and the C-51 Canals Intersect)

Date: \_\_\_\_\_

**FUNCTION:** *To convey stormwater from Basin A to the C-51 Canal and to convey water from the C-51 to Basin A to maintain water levels in periods of drought or low water levels.*

---

**GENERAL:**

Any indications of illicit discharge or illegal dumping? ☐ YES ☐ NO

If YES, describe and report to supervisor for proper response:

---

Debris or sediment accumulation in pipe?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Barnacle accumulation in pipe?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Sediment accumulation in receiving water?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Pipe in need of repair/replacement?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Signs of erosion on bank near outfall?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Rip-rap in need of maintenance?	<input type="checkbox"/> YES	<input type="checkbox"/> NO
Headwall in need of repair/replacement?	<input type="checkbox"/> YES	<input type="checkbox"/> NO

If YES, report to supervisor for further investigation or schedule for maintenance.

---

**Additional Comments:**


Proactive Inspection Program

Submitted FY 2010/2011 and Approved by DEP

## **Proactive Inspection Program (Written Procedures)**

### **1. Procedure and Criteria for identifying priority areas/facilities**

According to the MS4 NPDES permit, priority areas for inspection should include:

- Areas with older infrastructure
- Industrial, commercial, or mixed use areas
- Areas with history of past illicit discharges and/or illegal dumping
- Areas with on-site sewage disposal systems
- Areas upstream of sensitive or impaired water bodies

Wellington already has identified priority areas/ facilities based upon risk for potential contamination and historical knowledge of illicit discharges and/or improper disposal. A complete list is provided below. General areas of concern are shown on the attached map.

### **2. List of identified priority areas/facilities**

A list (or, an attached map) of the priority proactive inspection area/facilities follows.

Priority facilities are checked against the list of facility types associated with the FDEP MSGP Sectors (see attached list) to determine their need to be covered by a MSGP.

- 1) Areas with Older Infrastructure:
  - a. North/East of Forest Hill Blvd. between Birkdale and Wellington Trace (North)
- 2) Light Industrial, Commercial, or mixed Uses:
  - a. Wellington Commerce/Business Park – Pierson Road
  - b. Wellington Mall (Old)
  - c. Wellington Green Mall
  - d. Marketplace Shopping Center
  - e. Courtyard Shops Shopping Center
  - f. Town Center Area
  - g. Wellington Regional Medical Center
  - h. SR7 Commercial Corridor
  - i. Palm Beach International Equestrian Center
  - j. Equestrian Village
  - k. Nurseries
  - l. Equestrian Preserve Area
  - m. Wastewater Treatment Plant
  - n. Water Treatment Plant



- o. Public Works Facility
  - p. Parks and Recreation Maintenance
  - q. Golf Courses
- 3) Areas with History of Past Illicit Discharges and/or Illegal Dumping:
  - a. Shopping Centers
  - b. Equestrian Preserve Area
  - c. Wellington Commerce Park
- 4) Areas with On-Site Sewage Disposal Systems
  - a. Rustic Ranches
  - b. Little Ranches
  - c. Paddock Park
  - d. Saddle Trail
  - e. Equestrian Preserve Area
- 5) Areas Upstream of Sensitive or Impaired Water Bodies
  - a. None

**3. Annual schedule for inspections**

All areas/facilities will be inspected at least once within the current permit term. If a facility or area is discovered to have illicit discharges/connections/dumping, it will be monitored until compliance is achieved and then placed on the schedule for re-inspection the following year. In many instances where illicit activities are detected, these areas will be monitored more frequently. The schedule for inspecting the priority areas/facilities is:

All light industrial/commercial areas (Past/Historical Areas included in this subset) are inspected at least annually by Utility personnel as part of Wellington's Grease Trap inspection program.

All areas with older infrastructure are inspected annually by Utility personnel and Engineering personnel.

All areas with On-Site Sewage Disposal Systems are inspected annually by Code Enforcement personnel as part of Wellington's BMP program.

**4. Procedure for conducting site inspections (include checking for MSGP)**

Priority Facility inspections: For proactive facility inspections, the trained inspector conducts an unannounced visit to the facility. A standardized inspection form is used (see attached).

Priority Area inspections: For general areas that have been designated to have a reasonable potential of containing illicit discharges/connections/dumping, a drive-around procedure is followed. The trained inspector(s) patrols the prioritized area searching for indications of illicit discharges/connections/dumping. If any are identified, the inspector either stops to do a Facility Inspection, a reactive investigation, or completes a work order form for the appropriate personnel to complete the investigation.



**5. Procedure for tracing source of discovered illicit discharge**

Tracing the source of illicit discharges is achieved by a variety of techniques, including visual observation, odor detection, chemical testing and analytic and video equipment.

**6. Procedure for eliminating the discharge**

The procedures for eliminating illicit discharges are as follows:

- 1) Illicit Dumping/Discharges – Source of dumping is identified (directly or through investigation & monitoring) and the offender is cited and directed to cease illegal dumping. Continue to monitor for issues.
- 2) Illicit Connection to Pipe - Offender is notified and cited. Connection immediately is plugged or removed. Continue to monitor for issues.

**7. Procedure for documenting the inspections and enforcement activities**

Inspections documenting procedures include: 1) Completion of the attached inspection form; 2) Photographs as needed; 3) Entering inspection data/photos into a master database for monitoring/ management/ reporting.

Enforcement documenting procedures include: 1) Completion of Notice of Violation form; 2) Correspondence (letters and other Notices); 3) Photos; 4) Entering data into master data base for reporting/monitoring/management; 5) Entering location on map.

**8. Procedures for enforcement actions (or referrals to appropriate jurisdictional authority)**

Initial enforcement/compliance is assigned to the NPDES Inspector. If compliance is not achieved, cases within the jurisdiction of the Village of Wellington are given to Wellington's Code Enforcement Division. Enforcement is conducted pursuant to existing procedures. For cases outside Wellington's MS4, the appropriate entity is notified.

**9. Identification of staff /department/outside entity responsible for inspections and for enforcement**

The parties responsible for inspections and enforcement are:

- 1) Inspections
  - a. Engineering and Construction Services – Construction Manager
  - b. Utilities – Construction Coordinator
  - c. Public Works – Stormwater Manager
- 2) Enforcement
  - a. Initial enforcement handled by Inspectors (above)
  - b. Protracted enforcement conducted by Code Enforcement Officers

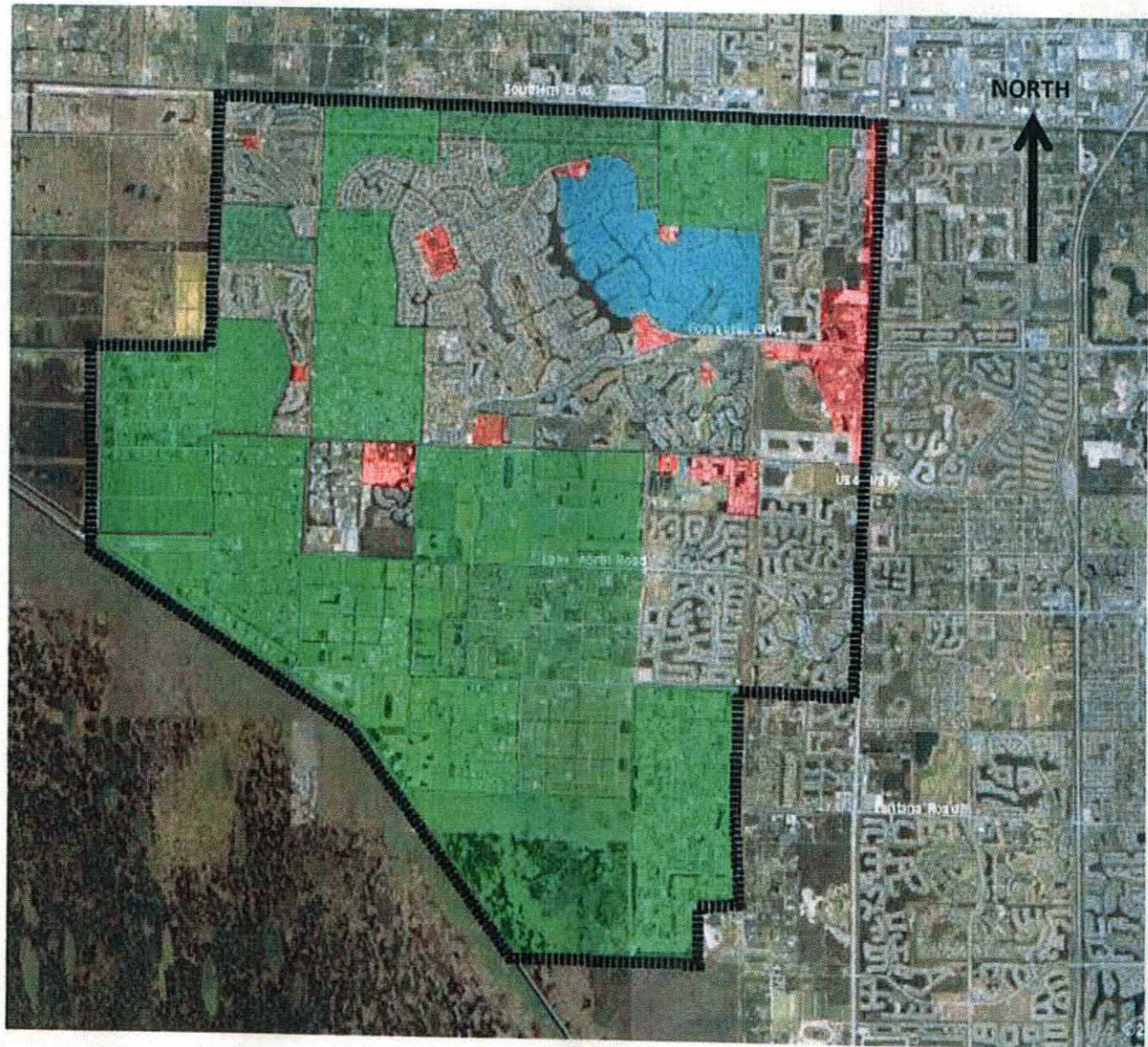
**10. Description of resources allocated to implement this permit element**

Each department responsible for the inspection and enforcement of illicit discharges and improper disposal has the necessary tools, including funding, vehicles, computers, equipment, inspection forms and training to implement the program.



# VILLAGE OF WELLINGTON MS4 MAP

## PRIORITY AREAS/FACILITIES



### LEGEND

Older Infrastructure



Commercial/Light Industrial/Mixed



On-Site Sewage Disposal





**Proactive Illicit Discharge/Illegal Connection Inspection Form**

Date of Inspection: \_\_\_\_\_

Address of Facility OR General Description of Area Inspected: \_\_\_\_\_

Identification of MS4 component that could receive discharge from this site/area: \_\_\_\_\_

If Facility inspection, does type of business require an MSGP? Yes\_\_\_ No\_\_\_

If yes, does this facility have one? Yes\_\_\_ No\_\_\_

**Findings:**

Evidence of illicit connections to storm sewer? Yes\_\_\_ No\_\_\_

Evidence of dumping/spills to storm sewer? Yes\_\_\_ No\_\_\_

Evidence of wash water going to storm sewer? Yes\_\_\_ No\_\_\_

Storage tanks leaking or improperly contained? Yes\_\_\_ No\_\_\_

Stockpiles/debris piles uncontained? Yes\_\_\_ No\_\_\_

If "yes," to any above, describe:

---

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Type of Enforcement Action Taken: \_\_\_\_\_

Date to verify elimination: \_\_\_\_\_

Date of Referral to FDEP of facility that may require MSGP: \_\_\_\_\_

# SWALE ORDINANCE

## ORDINANCE NO. 2003-11

AN ORDINANCE OF THE Village COUNCIL OF THE VILLAGE OF WELLINGTON, FLORIDA, AMENDING ARTICLE II, "PROPERTY MAINTENANCE" OF CHAPTER 36 "OFFENSES AND MISCELLANEOUS PROVISIONS" OF THE CODE OF ORDINANCES OF THE VILLAGE OF WELLINGTON BY AMENDING SECTION 36-22 "PROPERTY MAINTENANCE STANDARDS GENERAL" BY ENACTING A NEW SUBSECTION 36-22 E.(iii) TO PROVIDE ADJACENT PROPERTY OWNERS WITH RESPONSIBILITY FOR REGULATIONS PERTAINING TO THE MAINTENANCE OF SWALES, EASEMENTS AND LANDSCAPING PORTIONS OF RIGHTS-OF-WAY, PROVIDING A REPEALER CLAUSE, PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

**WHEREAS**, this Ordinance is enacted pursuant to Article VIII of the Florida Constitution, Chapter 166, Florida Statutes, the Charter of the Village of Wellington, and the police powers of the Village; and

**WHEREAS**, the Village of Wellington has determined that it is necessary to codify the maintenance responsibilities for easements, right-of-ways and swales; and

**WHEREAS**, the Village Council finds that the proposed regulations further the goals of the Comprehensive Plan; and

**WHEREAS**, the Village Council finds that the reasonable regulations contained herein will protect the health, safety, and welfare of the residents of the Village; and

**WHEREAS**, in accordance with the requirements of Chapter 163, Florida Statutes, the Village Planning, Zoning and Adjustment Board, acting as the Land Development Regulation Board, has reviewed the proposed regulations and has determined that the proposed regulations are consistent with the Village of Wellington Comprehensive Plan.

**NOW, THEREFORE, BE IT ORDAINED BY THE VILLAGE COUNCIL OF THE VILLAGE OF WELLINGTON, FLORIDA** that:

**SECTION 1.** Section 36-22 e.(iii), of the Code of Ordinance, is hereby added and states as follows:

(iii) The owner or tenant shall maintain all public easements, swales and sodded portions of right-of-ways on or adjacent to their developed property in a clean, orderly and healthy condition including but not limited to, replacing and mowing sod when

necessary, repairing bare areas, clearing weeds and removing litter. On double frontage lots, property owners are only required to maintain to their property line on the rear lot line.

**SECTION 2.** The provisions of this Ordinance shall become effective immediately upon adoption.

PASSED this 27th day of May, 2003, upon first reading.

PASSED AND ADOPTED this 10th day of June, 2003, on second and final reading.

**VILLAGE OF WELLINGTON**

BY: Thomas M. Wenham  
Thomas M. Wenham, Mayor

Mark B. Miles  
Mark B. Miles, Vice Mayor

Lizbeth Benacquisto  
Lizbeth Benacquisto, Councilwoman

Laurie S. Cohen  
Laurie S. Cohen, Councilwoman

Robert S. Margolis  
Robert S. Margolis, Councilman

FOR

AGAINST

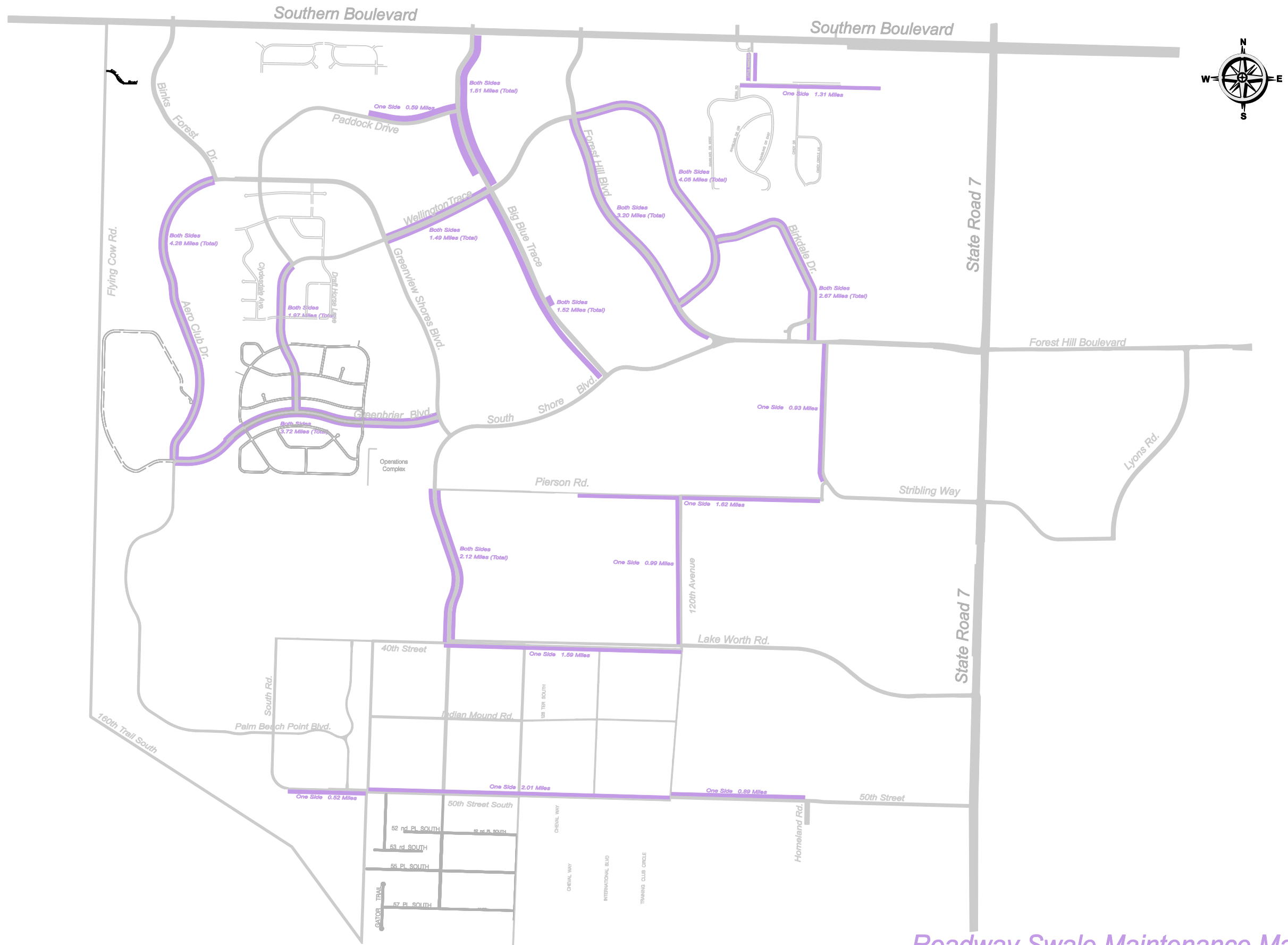
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**ATTEST:**

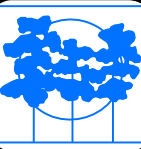
BY: Awilda Rodriguez  
Awilda Rodriguez, Village Clerk

**APPROVED AS TO FORM AND  
LEGAL SUFFICIENCY**

BY: Jeffrey S. Kurtz  
Jeffrey S. Kurtz, Village Attorney



**Roadway Swale Maintenance Map**  
36.92 Miles Total



DATE	DRAWN BY
June 2012	C. Stewart
DESIGNED BY	CHECKED BY
C. Stewart	M. Fleming

REVISIONS

**WELLINGTON**  
Public Works Department  
14001 Greenbriar Boulevard Wellington, Florida 33414

# Canal / Equestrian Trail Landscape Maintenance Areas

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intended scope of use.

PROJECT NUMBER  
100-12/ED

SHEET NUMBER  
1 OF 1



## Operable Control Structures Standard Operational Protocol (Inspection/Maintenance/Documentation)

Operable control structures that are associated with pipe networks and/or canals are inspected as stand-alone facilities. There are five (5) stand-alone control structures that are part of our MS4. They are located on the following map: [GISmap.pdf](#)

### **Inspections:**

Stand-alone (operable) control structures (as Major Stormwater Outfalls) are inspected semi-annually, or more frequently if historic operations indicate that it's needed for a particular control structure. Because these structures are each unique, their inspection protocol is specific to each structure.

*Inspections are scheduled through the city's Sungard/Naviline Facilities Maintenance Program where a work request is generated automatically per the following schedule:*

#### ***Operable Control Structure #40***

##### ***Inspection Dates***

<b><i>11-2011</i></b>	<b><i>5-2012</i></b>
-----------------------	----------------------

#### ***Operable Control Structure #42***

##### ***Inspection Dates***

<b><i>11-2011</i></b>	<b><i>5-2012</i></b>
-----------------------	----------------------

#### ***Operable Control Structure #43***

##### ***Inspection Dates***

<b><i>11-2011</i></b>	<b><i>5-2012</i></b>
-----------------------	----------------------

#### ***Operable Control Structure #44***

##### ***Inspection Dates***

<b><i>11-2011</i></b>	<b><i>5-2012</i></b>
-----------------------	----------------------

#### ***Operable Control Structure #45***

##### ***Inspection Dates***

<b><i>11-2011</i></b>	<b><i>5-2012</i></b>
-----------------------	----------------------

### **Maintenance:**

Maintenance activities are performed at minimum on a monthly basis and are determined by the monthly general inspection usually completed at the same time, but not necessarily. The following activities are performed, if needed and as directed in the Public Works Procedure Manual. The appropriate activity is performed to ensure the maintenance and care of the operable control structure is preserved. The following activities may be required:

1. Remove trash and debris and dispose of properly.



2. Remove accumulated vegetative matter and dispose of properly.
3. Remove accumulated sediment and dispose of properly.
4. Remove barnacles and/or other marine life and dispose of properly.
5. Repair/replace the mechanical parts, if applicable.
6. Repair/replace structure, if needed.

**Documentation:**

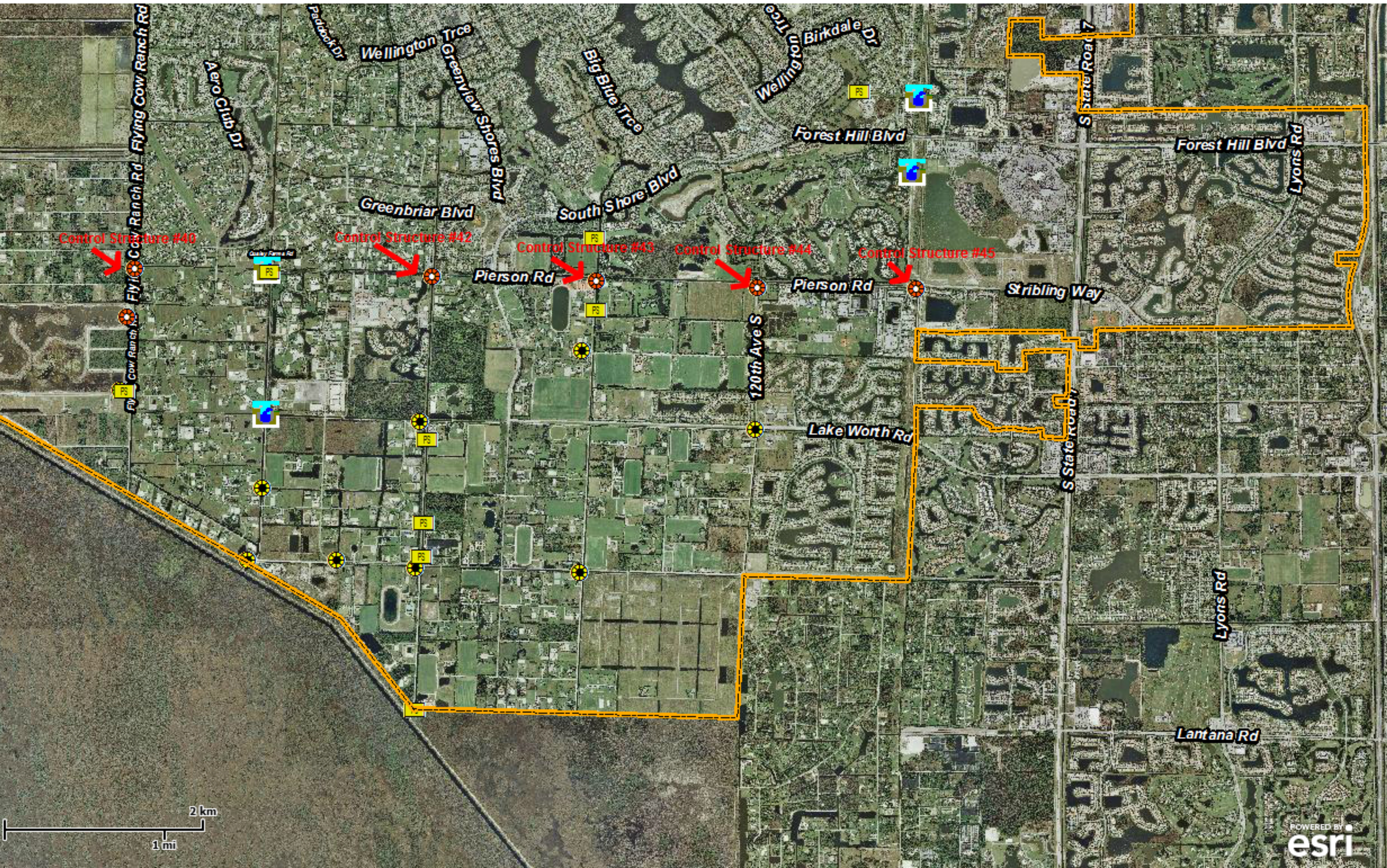
The documentation for the inspection and maintenance activities related to control structures are:

Operable Control Structure Semi-Annual Inspection – Work Request/Job Order Sungard/Naviline

General Control Structure Inspection Form: [Control Structure Inspection.xlsx](#)

General Control Structure Maintenance Form: [Control Structure Maintenance.xlsx](#)









## Wet Detention System – Structural Control Inspection Standard Operational/Maintenance/Documentation Protocol

There are four (6) wet detention systems that are part of our MS4; they are located as shown on the following maps:

[Wet Detention\Sec 24.pdf](#)

[Wet Detention\VP Detention Areas.pdf](#)

[Wet Detention\Lake Well & Grvw.pdf](#)

### **Inspections:**

Established wet detention systems are inspected once every three years, in which a work request/job order is generated automatically through the city's Sungard/Naviline Facility Maintenance application for inspection completion with the following criteria:

#### **FUNCTION:**

Pond/Lake level above control elevation longer than recovery time (see facility inventory)?      YES      NO

If YES, report to supervisor for further investigation or schedule for maintenance.

#### **EROSION:**

Vegetation on side slopes failing?      YES      NO

Any signs of erosion?      YES      NO

If YES, describe and schedule for maintenance: \_\_\_\_\_

#### **STRUCTURE:**

Any signs of erosion?      YES      NO

Any signs of structure settling?      YES      NO

Any signs of physical damage?      YES      NO

Any signs of accumulated sediment?      YES      NO

If YES to any of the above, schedule the structure for maintenance.

Any debris present?      YES      NO

If YES, remove debris or schedule for maintenance.

#### **OUTFLOW STRUCTURE:**

Any signs of erosion?      YES      NO

Any signs of structure settling?      YES      NO

Any signs of physical damage?      YES      NO

Any signs of accumulated sediment?      YES      NO

If YES to any of the above, schedule the structure for maintenance.

Any debris present?      YES      NO

If YES, remove debris or schedule for maintenance.

#### **GENERAL:**

Any indications of illicit discharge or illegal dumping?      YES      NO

If YES, describe and report to supervisor for proper response: \_\_\_\_\_

In addition, they are observed and visually inspected for problems that may impact their functionality whenever the side slopes are maintained (mowed, trimmed, etc.) and documented by signing and approving payment of invoice and if areas of concerns are found they are noted on the Wet Detention Inspection Form ([Wet Detention Inspection form.doc](#)).



New wet detention systems are inspected annually for the first two years of operation.

If chronic problems are identified with a wet detention system, it is inspected annually until the problem is resolved (two consecutive annual inspections without an issue).

Inspections are conducted close to the storage recovery time of that wet detention system (generally 72 hours after a significant rainfall event) to verify that the system still functions as intended.

The anticipated inspection schedule follows:

Detention Area	Inspection Date	Inspection Date	Inspection Date
The Wellington Environmental Preserve (Section 24)	6-14-11		
Village Park Area #1	6/14/11		
Village Park Area #2	6/14/11		
Village Park Area #3	6/14/11		
Lake Wellington	6-13-11		
Lake Greenview	6-15-11		

#### **Maintenance:**

There are several maintenance activities that may be associated with a wet detention system. The appropriate activity will be chosen to correspond to the reported condition. The following activities may be required:

1. Maintain and re-establish any eroded areas on side slopes.
2. Mow side slopes
3. Repair any undercutting or piping around inflow and/or outflow structure(s).
4. Remove trash and debris from system and dispose of properly.
5. Remove accumulated sediment from the inflow and/or outflow pipe and dispose of properly.
6. Remove any trees or shrubs that may have become established near the discharge structure/pipe.
7. Remove exotic vegetation from the littoral zone (if applicable) and replant as needed.



8. Remove accumulated sediment from basin to restore design storage volume.

**Documentation:**

The documentation for the inspection and maintenance activities related to the wet detention systems are:

Wet Detention Inspection (Every three (3) Years) – recorded in the Sungard/Naviline Work Request System.

Inspections completed in addition to the every third year inspection schedule are documented on the following inspection form and then entered in the Sungard/Naviline Work Request System:

Wet Detention Inspection Form: [Wet Detention Inspection form.doc](#)



## Wet Detention System – Structural Control Inspection

Facility ID: \_\_\_\_\_

Date: \_\_\_\_\_

Inspection conducted \_\_\_\_\_ days/hours after significant rainfall event.

Inspected by: \_\_\_\_\_

### FUNCTION:

Pond/Lake level above control elevation longer than recovery time (see facility inventory)?      YES      NO

If YES, report to supervisor for further investigation or schedule for maintenance.

---

### EROSION:

Vegetation on side slopes failing?      YES      NO

Any signs of erosion?      YES      NO

If YES, describe and schedule for maintenance: \_\_\_\_\_

---

### INFLOW STRUCTURE:

Any signs of erosion?      YES      NO

Any signs of structure settling?      YES      NO

Any signs of physical damage?      YES      NO

Any signs of accumulated sediment?      YES      NO

If YES to any of the above, schedule the structure for maintenance.

Any debris present?      YES      NO

If YES, remove debris or schedule for maintenance.

---

### OUTFLOW STRUCTURE:

Any signs of erosion?      YES      NO

Any signs of structure settling?      YES      NO

Any signs of physical damage?      YES      NO

Any signs of accumulated sediment?      YES      NO

If YES to any of the above, schedule the structure for maintenance.

Any debris present?      YES      NO

If YES, remove debris or schedule for maintenance.

---

### GENERAL:

Any indications of illicit discharge or illegal dumping?      YES      NO

If YES, describe and report to supervisor for proper response: \_\_\_\_\_



Wet Detention  
11/12

Maintenance performed by	Wed Detention	Locations	Comments	Cuts per Year
Gardenscapes	Area #1,#2, & #3	Village Park	Mowing-total of 36 cuts this year	36
In House by Wellington	Section #24	The Wellington Env. Preserve @ Marjory Stoneman Douglas Everglades Habitat	Mowing - Total of 41 cuts per year	41



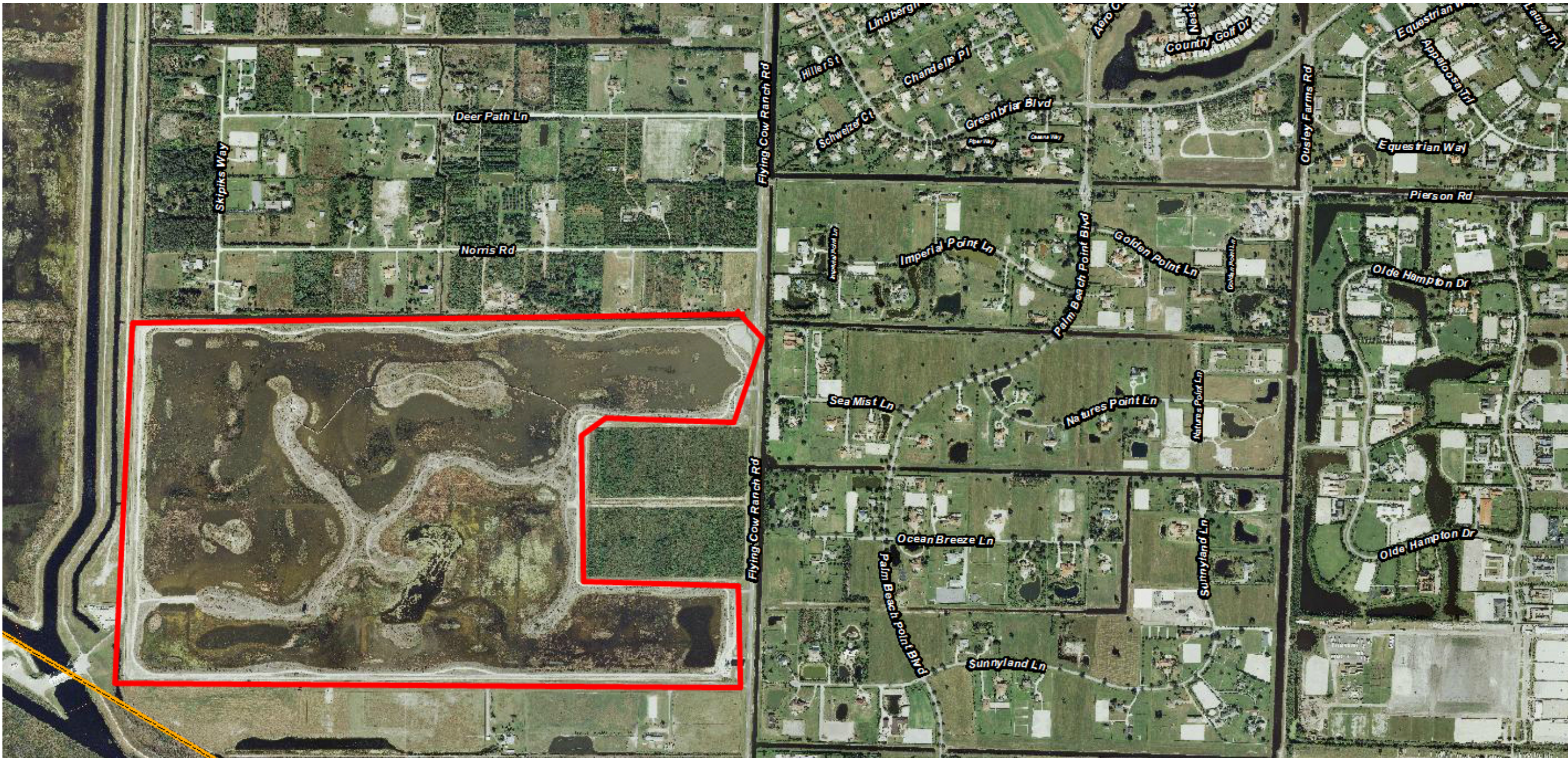
# Wellington GIS



Let Us Show You !

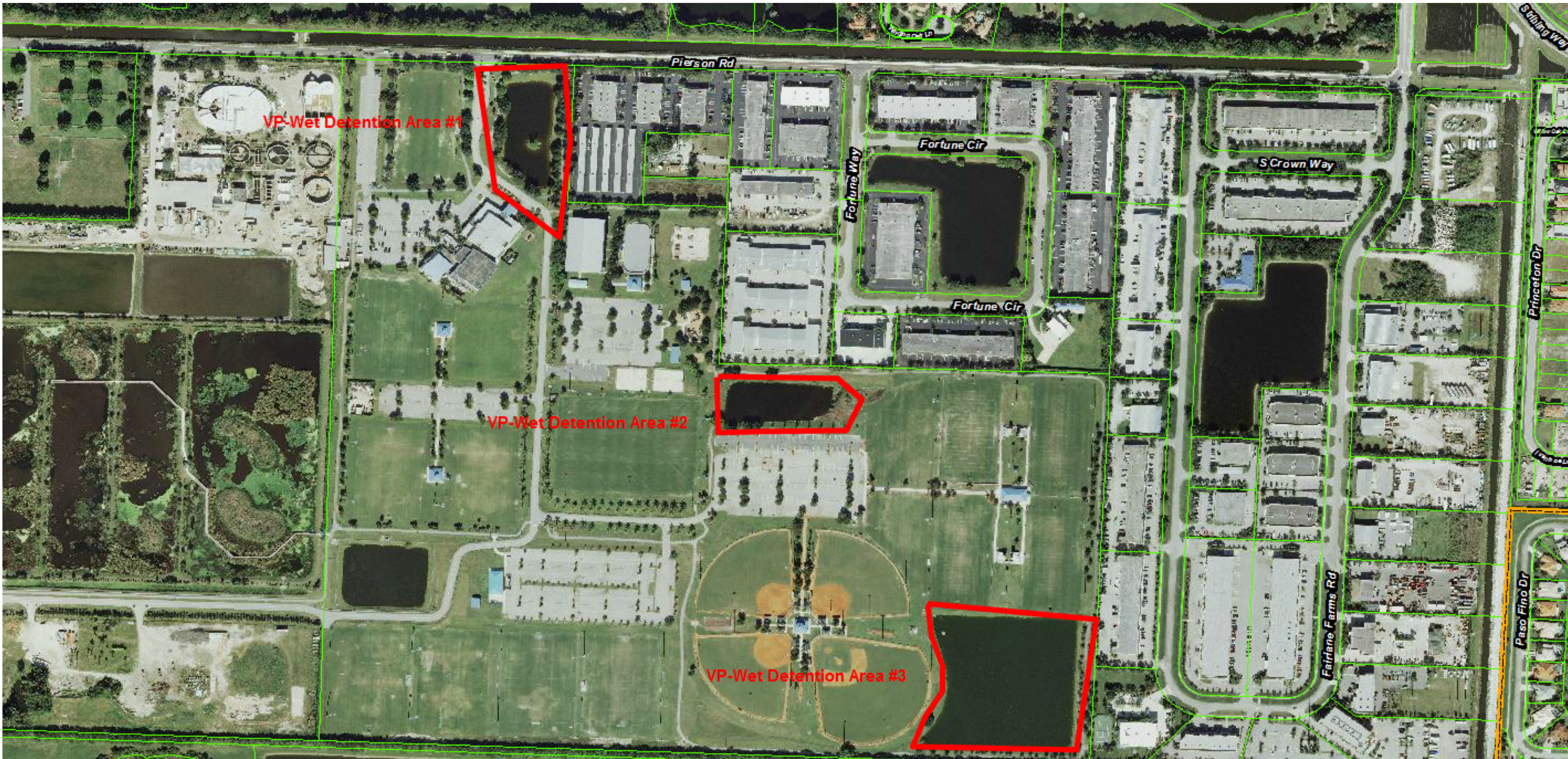


# Wellington GIS





# Wellington GIS



Let Us Show You !



Construction Site Plan and Inspection Form

Submitted FY 2010/2011 and Approved by DEP

## **Construction Site Plan and Inspection Form**

Construction site inspections are conducted for land disturbing-projects which have the potential to discharge stormwater runoff into our MS4.

### **TIMING**

Construction site inspections are conducted:

- Before the start of construction, after the placement of temporary BMP's
- During construction (one or more inspections, based on the project's potential for discharge to our MS4)
- At the end of construction

### **SITE PRIORITY**

All construction sites are considered priority if they have potential to discharge into water bodies or our MS4. Sites will be inspected with a frequency deemed appropriate during site plan review process and with consideration to rainfall events. In addition, any sites where compliance is a concern will be inspected more frequently.

### **INSPECTION PROCEDURE**

Inspections are the responsibility of the Engineering and Construction Services Department and are conducted using the attached construction site inspection form. The intent of the inspection is to verify that BMPs are performing and to document the inspections. All completed inspection forms are transmitted by the Engineering and Construction Services Department to the Public Works Department for filing and reporting.

### **ENFORCEMENT**

Instances of non-compliance will be handled with successively more rigorous enforcement measures.

1. Notice of Violation
2. Fines
3. Injunctive Relief as Necessary

The construction site inspector will issue notices of violation and refer non-compliant offenders the Code Enforcement Board for action as required.

## **Proactive Inspection Program**

### **Section III.A.7.c – Illicit Discharges and Improper Disposal – Inspection and Investigation of Suspected Illicit Discharges and/or Improper Disposal**

This permit element requires a written **proactive inspection program** for identifying and eliminating sources of illicit discharges, illicit connection or illegal dumping, to your MS4.

- You must inspect portions of your MS4 that have a reasonable potential of containing illicit discharges/connections/dumping. The FDEP has indicated that this should be considered to be the commercial and industrial zoned areas/properties within your MS4 contributing area.
- FDEP allows these inspections to be combined with other inspection programs, but the inspections must include specific inspection for potential stormwater contamination.

#### **Proactive Inspections Written Program Components**

1. Procedure and Criteria for identifying priority areas/facilities
2. List of identified priority areas/facilities
3. Annual schedule for inspections
4. Procedure for conducting site inspections (include checking for Multi Sector General Permit/MSGP)
5. Procedure for tracing source of discovered or suspected illicit discharge
6. Procedure for eliminating the discharge
7. Procedure for documenting the inspections and enforcement activities  
(See form)
8. Procedures for enforcement actions (or referrals to appropriate jurisdictional authority)
9. Identification of staff /department/outside entity responsible for inspections and for enforcement
10. Description of resources allocated to implement this permit element



**VILLAGE OF WELLINGTON**  
**CONSTRUCTION SITE INSPECTION FORM**

Project Number: \_\_\_\_\_

Inspection Date: \_\_\_\_\_

Site: \_\_\_\_\_

**Project Address:** \_\_\_\_\_

Day: \_\_\_\_\_

Weather Conditions: \_\_\_\_\_

**Project Owner:**    ☐ Private

**[ ] Village of Wellington Project**

YES NO N/A

☐ ☐ ☐ Erosion & Sedimentation Controls are Installed as Shown on Plan

☐ ☐ ☐ Erosion is being Controlled On Site

☐ ☐ ☐ Sedimentation is being Controlled On Site

☐ ☐ ☐ No indication of Sedimentation Leaving Site

☐ ☐ ☐ SWPP & Completed Inspection Forms are On Site & Available

☐ ☐ ☐ Prior Non-Compliance Issues have been Addressed

☐ ☐ ☐ All Other Sources of pollution are being Controlled

## COMMENTS

This image shows a blank, aged, cream-colored page, likely an endpaper or flyleaf of a book. The paper has a slightly textured appearance with some faint smudges and discoloration, particularly along the edges. The page is framed by a dark border.

**ORDINANCE NO. 97-24**

**AN ORDINANCE OF THE VILLAGE COUNCIL OF THE VILLAGE OF WELLINGTON, FLORIDA, ADOPTING PROVISIONS RELATING TO USE OF THE STORMWATER SYSTEM; PROVIDING FOR TITLE, PURPOSE AND DEFINITIONS; PROVIDING FOR SPILLS AND DUMPING; PROVIDING FOR PROHIBITION OF ILLICIT CONNECTIONS; PROVIDING FOR ENFORCEMENT AND PENALTIES; PROVIDING FOR INSPECTION AND MONITORING; PROVIDING FOR CODIFICATION; PROVIDING FOR REPEAL OF ORDINANCES IN CONFLICT OR INCONSISTENT HERewith; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

WHEREAS, the federal Clean Water Act (33 U.S.C. 1251 et seq.), as implemented by regulations of the U.S. Environmental Protection Agency adopted November 16, 1990 (40 CFR Part 122), make necessary the adoption of local ordinance provisions relating to the Stormwater System; and

WHEREAS, the Village of Wellington is seeking to comply with all provisions of federal and state law; and

WHEREAS, the Village Council has conducted legally noticed public hearings and has provided all interested parties an opportunity to be heard on these ordinance provisions;

NOW, THEREFORE, THE VILLAGE COUNCIL OF THE VILLAGE OF WELLINGTON DOES ORDAIN AS FOLLOWS:

**ARTICLE 1.0      TITLE, PURPOSE AND DEFINITIONS**

This ordinance shall be known as the "Village of Wellington Initial Stormwater Control Ordinance", and may be so cited.

**Section 1.1 Purpose and Intent**

The purpose of this ordinance is to promote the health, safety and general welfare of the inhabitants of the Village of Wellington. This ordinance is intended to comply with federal and state law and regulations regarding water quality.

**Section 1.2 Definitions**

- (a) Authorized Official: any employee or agent of the Village of Wellington authorized in writing by the Director to administer or enforce the provisions of this ordinance
- (b) Director: the Director of Public Works
- (c) Discharge: any direct or indirect entry of any solid, liquid or gaseous matter
- (d) Person: any natural individual, corporation, partnership, institution, or other entity

- (e) Site of Industrial Activity: any area or facility used for manufacturing, processing or storing of raw materials, as defined under 40 CFR Section 122.26(a)(14) of regulations of the U.S. Environmental Protection Agency, as amended
- (f) Stormwater: any stormwater runoff, and surface runoff and drainage
- (g) Stormwater System: the system of conveyances owned by the Village of Wellington used for collecting, storing, and transporting Stormwater but not including any facilities intended to be used in accordance with applicable law for collecting and transporting sanitary or other wastewater

## **ARTICLE 2.0 INDUSTRIAL ACTIVITY**

### **Section 2.1 General Prohibitions**

Any Discharge into the Stormwater System in violation of any federal, state, county, municipal or other law, rule, regulation or permit is prohibited.

### **Section 2.2 Specific Prohibitions**

By adoption of industrial activity stormwater regulations or by issuance of industrial activity stormwater permits, or both, the Director may impose reasonable limitations as to the quality of Stormwater (including without limitation the designation of maximum levels of pollutants) Discharged into the Stormwater System from Sites of Industrial Activity. Any promulgation of such regulations and issuance of permits by the Director shall be in accordance with applicable law.

### **Section 2.3 Administrative Orders**

The Director may issue an order to any Person to immediately cease any Discharge determined by the Director to be in violation of any provision of this ordinance, or in violation of any regulation or permit issued hereunder.

### **Section 2.4 NPDES Permits**

Any Person who holds a National Pollutant Discharge Elimination System (NPDES) permit shall provide a copy of such permit to the Director no later than the later of: sixty (60) calendar days after the effective date of this ordinance or sixty (60) calendar days after issuance.

## **ARTICLE 3.0 ILLICIT DISCHARGES**

### **Section 3.1 General Prohibitions**

Except as set forth under Section 3.3 of this ordinance or as in accordance with a valid NPDES permit, any Discharge to the Stormwater System that is not composed entirely of Stormwater is prohibited.

### Section 3.2 Specific Prohibitions

Any Discharge to the Stormwater System containing any sewage, industrial waste or other waste materials, or containing any materials in violation of federal, state, county, municipal, or other laws, rules, regulations, orders or permits, is prohibited.

### Section 3.3 Authorized Exceptions

Unless the Director determines that it is not properly managed or otherwise is not acceptable, the following Discharges are exempt from the general prohibition set forth under Section 3.1 of this ordinance: flows from fire fighting, water line flushing and other contributions from potable water sources, landscape irrigation and lawn watering, irrigation water, diverted stream flows, rising groundwaters, direct infiltration to the Stormwater System, uncontaminated pumped groundwater, foundation and footing drains, water from crawl space pumps, air conditioning condensation, springs, individual residential car washings, flows from riparian habitats and wetlands, and dechlorinated swimming pool contributions.

### Section 3.4 Illicit Connections

No Person may maintain, use or establish any direct or indirect connection to the Stormwater System that results in any Discharge in violation of this ordinance. This prohibition is retroactive and applies to connections made in the past, regardless of whether made under a permit, or other authorization, or whether permissible under laws or practices applicable or prevailing at the time the connection was made.

### Section 3.5 Administrative Order

The Director may issue an order to any Person to immediately cease any Discharge, or any connection to the Stormwater System, determined by the Director to be in violation of any provision of this ordinance, or in violation of any regulation or permit issued hereunder.

## **ARTICLE 4.0 SPILLS AND DUMPING**

### Section 4.1 General Prohibitions

Except as set forth under Section 3.3 of this ordinance or as in accordance with a valid NPDES permit, any Discharge to the Stormwater System that is not composed entirely of Stormwater is prohibited.

### Section 4.2 Specific Prohibitions

Any Discharge to the Stormwater System containing any sewage, industrial waste or other waste materials, or containing any materials in violation of federal, state, county, municipal, or other laws, rules, regulations, orders or permits, is prohibited.



### Section 4.3 Notification of Spills

As soon as any Person has knowledge of any Discharge to the Stormwater System in violation of this Ordinance, such Person shall immediately notify the Director by telephoning (561) 791-4000, and if such Person is directly or indirectly responsible for such Discharge, then such Person shall also take immediate action to ensure the containment and clean up of such Discharge and shall confirm such telephone notification in writing to the Director at Public Works Director, Village of Wellington, 14000 Greenbriar Boulevard, Wellington, FL 33414 within three calendar days.

### Section 4.4 Administrative Order

The Director may issue an order to any Person to immediately cease any Discharge, or connection to the Stormwater System, determined by the Director to be in violation of any provision of this Ordinance, or in violation of any regulation or permit issued hereunder.

## **ARTICLE 5.0      ENFORCEMENT**

### Section 5.1 Injunctive Relief

Any violation of any provision of this ordinance, or of any regulation or order issued hereunder, shall be subject to injunctive relief if necessary to protect the public health, safety or general welfare.

### Section 5.2 Continuing Violation

A Person shall be deemed guilty of a separate violation for each and every day during any continuing violation of any provision of this ordinance, or of any regulation or permit issued hereunder.

### Section 5.3 Enforcement Actions

The Director may take all actions necessary, including the issuance of notices of violation, the filing of court actions and/or referral of the matter to the local code enforcement Board to require and enforce compliance with the provisions of this ordinance and with any regulation or permit issued hereunder.

## **ARTICLE 6.0      INSPECTIONS AND MONITORING**

### Section 6.1 Authority For Inspections

Whenever necessary to make an inspection to enforce any of the provisions of this ordinance, or regulation or permit issued hereunder, or whenever an Authorized Official has reasonable cause to believe there exists any condition constituting a violation of any of the provisions of this ordinance, or regulation or permit issued hereunder, any Authorized

Official may enter any property, building or facility at any reasonable time to inspect the same or to perform any duty related to enforcement of the provisions of this ordinance or any regulations or permits issued hereunder; provided that (a) if such property, building or facility is occupied, such Authorized Official shall first present proper credentials and request permission to enter, and (b) if such property, building or facility is unoccupied, such Authorized Official shall make a reasonable effort to locate the owner or other person having charge or control of the property, building or facility, and shall request permission to enter. Any request for permission to enter made hereunder shall state that the owner or person in control has the right to refuse entry, and that in such event that entry is refused, the Authorized Official may enter to make inspection only upon issuance of a search warrant by a duly authorized magistrate. If the owner or person in control refuses permission to enter after such request has been made, the Authorized Official is hereby authorized to seek assistance from any court of competent jurisdiction in obtaining entry. Routine or area-wide inspections shall be based upon such reasonable selection processes as may be necessary to carry out the purposes of this ordinance, including but not limited to random sampling and sampling in areas with evidence of stormwater contamination, non-stormwater discharges, or similar factors.

#### Section 6.2 Authority For Monitoring and Sampling

Any Authorized Official may establish on any property such devices as are necessary to conduct sampling or metering of Discharges to the Stormwater System. During any inspections made to enforce the provisions of this ordinance, or regulations or permits issued hereunder, any Authorized Official may take any samples deemed necessary.

#### Section 6.3 Requirements For Monitoring

The Director may require any Person engaging in any activity or owning any property, building or facility (including but not limited to a Site of Industrial Activity) to undertake such reasonable monitoring of any Discharge(s) to the Stormwater System and to furnish periodic reports.

### **ARTICLE 7.0      CODIFICATION**

This ordinance shall be codified in the Code of Ordinances of the Village of Wellington, Florida.

### **ARTICLE 8.0      REPEAL OF CONFLICTING ORDINANCES**

All Ordinances, Resolutions or parts of ordinances and resolutions in conflict herewith are hereby repealed.

### **ARTICLE 9.0      SEVERABILITY**

If any word, clause, sentence, paragraph, section or part thereof contained in this Ordinance is declared to be unconstitutional, unenforceable, void or inoperative by a court of competent jurisdiction, such declaration shall not affect the validity of the remainder of this ordinance.

**ARTICLE 10.0 EFFECTIVE DATE**

The provisions of this ordinance shall become effective immediately upon adoption.

PASSED this 19<sup>th</sup> day of January, 1998, on first reading.

PUBLISHED this 20<sup>th</sup> day of January, 1998, in The Post.

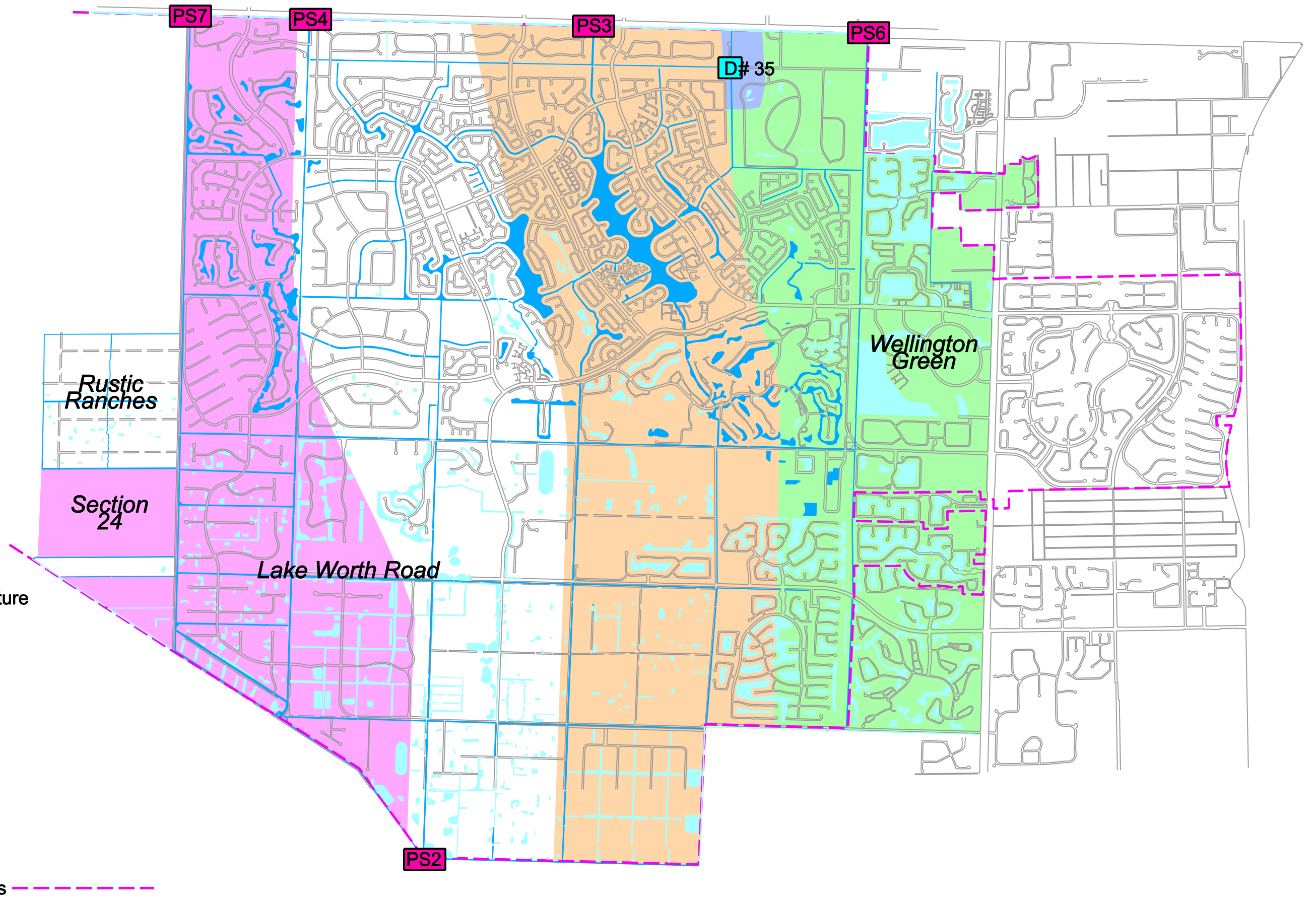
PASSED AND ADOPTED this 27<sup>th</sup> day of January, 1998, on second and final reading.

**VILLAGE OF WELLINGTON, FLORIDA**

	FOR	AGAINST
BY: <u>Mary K. Foster</u> Mary K. Foster, Mayor	<u>✓</u>	<u>      </u>
<u>Dr. Carmine A. Priore</u> Dr. Carmine A. Priore, Vice Mayor	<u>✓</u>	<u>      </u>
<u>Paul A. Adams</u> Paul A. Adams, Councilmember	<u>✓</u>	<u>      </u>
<u>Michael McDonough</u> Michael McDonough, Councilmember	<u>✓</u>	<u>      </u>
<u>Thomas M. Wenham</u> Thomas M. Wenham, Councilmember	<u>✓</u>	<u>      </u>

ATTEST:

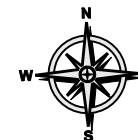
BY: Awilda Rodriguez  
Awilda Rodriguez, Village Clerk



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MSO

MS4 Outfalls and Associated Drainage Areas  
 Wellington MS4 NPDES



**WELLINGTON**

