


COUNCIL COMMUNICATION

	Number: 23-277	Meeting: June 12, 2023
	Agenda Item: 56	Roll Call: 23-0863
	Submitted by: Jonathan A. Gano, P.E., Public Works Director	

AGENDA HEADING:

Approving amendment to Chapter 118 of the Municipal Code relating to stormwater best management practices program.

SYNOPSIS:

Recommend approval of amendment to Sections 118-295, 118-296, and 118-297 of the Municipal Code of the City of Des Moines, Iowa, relating to stormwater best management practices program.

FISCAL IMPACT:

Amount: Amount approved annually by City Council during budget process. Fiscal Year (FY) 2023-24 includes \$100,000 for the stormwater best management practices program.

Funding Source: 2023-24 Operating Budget, Page 221, Public Works, National Pollutant Discharge Elimination System (NPDES), PW248424

ADDITIONAL INFORMATION:

- The primary changes associated with this ordinance update include extending the current program from June 30, 2023 to June 30, 2028, changing program language from rebate to subsidy, inclusion of native landscaping in the approved best management practices, and including a limitation on the maximum eligible costs.
- The City's Municipal Separate Storm Sewer System (MS4) permit issued by the Iowa Department of Natural Resources (IDNR) requires public education and outreach on storm water and also requires the City to encourage the use of storm water best management practices that consider both quality and quantity of storm water runoff. The goals of this subsidy program are to create a cost-effective incentive for the construction of storm water best management practices and to increase public awareness of the sustainable practices to control storm water runoff.
 - Subsidy program will typically provide a maximum of a \$2,000 subsidy as a reimbursement for 50% of the reasonable total out of pocket cost of materials and labor per property.
 - Qualifying practices which shall be considered eligible for subsidy include bio-retention cells, rain gardens, permeable paving systems, rain barrels, streambank stabilization, soil quality

restoration, native landscaping, or other similar practices which meet the criteria of the Iowa Stormwater Management Manual and approved by the Director.

- A subsidy application must be approved before work is begun in order to be eligible for reimbursement.
- The amount of funding for this program will be capped on an annual basis, at an amount recommended by the Director, in the Public Works Department operating budget as approved by the City Council.
- Program duration March 1, 2017 through June 30, 2028
- The City Manager shall make all procedural and administrative determinations necessary to implement this program not in conflict with the provisions and intent of this division.

PREVIOUS COUNCIL ACTION(S):

Date: February 20, 2017

Roll Call Number: [17-0307](#)

Action: [Amending](#) Chapter 118 of the Municipal Code regarding Stormwater Management Utility (Best Management Rebate Program). ([Council Communication No. 17-076](#)) Moved by Westergaard that this ordinance be considered and given first vote for passage. Motion Carried 7-0.

Date: July 12, 2010

Roll Call Number: [10-1148](#)

Action: [Amending](#) Chapter 118 of the Municipal Code establishing a Stormwater Innovative Practices Rebate Program. Moved by Hensley that this ordinance do now pass, [#14,949](#). Motion Carried 7-0.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS:

Evaluation of the program to better incentivize non-residential properties with a future ordinance update and renewal of the program in 2028 if determined to continue to be effective.

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