

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 25-29,
STORMWATER CONTROL, SUBSECTION 25-29.1c APPLICABILITY, SUBSECTION
25-29.2 DEFINITION, AND SUBSECTION 25-29.3 DESIGN AND PERFORMANCE
STANDARDS FOR STORMWATER MANAGEMENT MEASURES OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE**

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey, as follows:

Section 1. Subsection 25-29.1c Applicability of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows: (*italic type denotes deletion, bold type denotes addition*):

3. This section shall also be applicable to all minor developments.

Section 2. Subsection 25-29.2 Definition of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows: (*italic type denotes deletion, bold type denotes addition*):

“Minor development” means any “development” that results in a new dwelling and/or the construction of site amenities that result in an increase in stormwater runoff, but does not meet the definition of a Major Development.

Section 3. Subsection 25-29.3 Design and Performance Standards for Stormwater Management Measures of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows: (*italic type denotes deletion, bold type denotes addition*):

- c. Stormwater management measures for minor development shall be designed to provide erosion control, groundwater recharge and stormwater runoff quantity control through the utilization of green infrastructure techniques as follows:**
 - 1. Stormwater management facilities shall be designed to manage 3 inches of rainfall on all new impervious surfaces and meet the standards for groundwater recharge, runoff quantity and green infrastructure.**
 - 2. Soil testing shall be performed in accordance with the current rules at N.J.A.C. 7:8.**

3. **The minimum standards for erosion control established under the Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 et seq., and implementing rules at N.J.A.C. 2:90 shall be met.**
4. **Regular and effective maintenance shall be performed for all stormwater management facilities and shall be protected by owner.**

Section 4. If any provisions of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any of the provisions or applications of this Ordinance that can be given effect without the valid provision(s) or application and to this end, the provisions of the Ordinance are severable.

Section 5. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 6. This Ordinance will take effect upon final passage and publication in accordance with law.

Karen J. Carnevale, R.M.C.

Susan McCartney, Mayor

Introduced: May 2, 2023

Tammy Williams, Council President

Adopted: , 2023

LEGISLATIVE HISTORY

The Ordinance, amends the Stormwater Control section of the Land Use Regulations, Chapter 25, to clarify the Applicability standard, defines a Minor Development under the Chapter, and lists additional measures to the Design and Performance Management section of the Ordinance as it pertains to Minor Developments.