

## ARTICLE X

### SPECIAL STORMWATER MANAGEMENT PLANNING AND DESIGN REQUIREMENTS

#### 1001. Purpose

The purpose of this Article is to promote health, safety, and welfare within certain watersheds by minimizing the damages using planning and design requirements intended to:

- a. Manage accelerated runoff, erosion, and sedimentation problems at their source by regulating activities that cause these problems.
- b. Use and preserve the existing natural drainage systems.
- c. Encourage recharge of groundwater where appropriate and prevent degradation of groundwater quality.
- d. Maintain existing flows and quality of streams and watercourses in the Township and the Commonwealth.
- e. Preserve and restore the flood-carrying capacity of streams.
- f. Provide proper maintenance of all permanent storm water management facilities that are constructed in the Township.
- g. Provide performance standards and design criteria for storm water management and planning.

#### 1002. Statutory Authority

The Township is empowered to regulate land use activities that affect runoff by the authority of the Act of October 4, 1978, P.L. 864 (Act 167), the "Storm Water Management Act," and Article No. 12 of 1990, The South Middleton Township Subdivision and Land Development Article.

#### 1003. Applicability

- a. The requirements contained in this Article apply to the Special Stormwater Management District established as an overlay on zoning district(s) by Article XIV of the South Middleton Township

Zoning Ordinance No. 13 of 1999, as may be amended, enacted to regulate the use of land in South Middleton Township.

- b. General provisions relating to the Special Stormwater Management District are as follows:
  - (1) The authority for the administration and enforcement of this Article shall be with the Board of Supervisors of the Township.
  - (2) No area within the Special Stormwater Management District shall hereafter be used without full compliance with the terms of this Article and other applicable regulations.

#### 1004. Abrogation and Greater Restrictions

This Article supplements prior articles of this Subdivision and Land Development Article. To the extent that this Article imposes greater requirements or more complete disclosure in any respect, or to the extent that the provisions of this Article are more restrictive, it shall be deemed and interpreted to control such other provisions of the Subdivision and Land Development Article.

#### 1005. Special Stormwater Management Standards

The Special Stormwater Management Standards contained in this Article shall be specific to watersheds in which Stormwater Management Studies have been completed under PA Act 167, and adopted by the Township. In South Middleton Township, the following watersheds shall be subject to the specific performance standards as listed:

- a. Hogestown Run Watershed

The applicable design standards for the Special Stormwater Management District for the Hogestown Run Watershed as established in the Special Stormwater Management Ordinance No. 98-17 shall be incorporated herein and made part of by reference.

- b. Upper Yellow Breeches Creek Watershed

The applicable design standards for the Special Stormwater Management District for the Upper Yellow Breeches Creek Watershed as established in the Special Stormwater Management

Ordinance No. 02-04 shall be incorporated herein and made part of by reference.