

Sec. 5-128. - Sensitive area protection.

Sensitive areas within the city that require enhanced environmental protection are listed below:

- (1) *Priority construction site:* Any priority construction site that is less than an acre with continued compliance issues and/or offsite impacts may be issued a stop work order; ceasing all activity except BMP maintenance. At that time, the permittee may be required to submit an updated CBMP plan prepared by a qualified credentialed professional.
- (2) *Streams and shorelines:* During CBMP plan review, if it is determined that the site may impact state waters or shore lines, the city may require that the permittee have the site evaluated by the state and federal permitting agency to determine whether a state or federal permit will be required to complete site work. If it is determined that a permit will be required, then the permit must be acquired by the prior to issuance of any city permit.
- (3) *Wetlands:* During CBMP plan review, if it is determined that the site may impact potential wetlands, the city may require that the permittee have a wetland delineation performed at his or her cost. If a determination is made that the site will impact wetlands then all state and federal permits must be acquired by the prior to issuance of the city's permit.

(Ord. No. 2014-14, § IX, 4-21-14)