



1 construction of new stormwater management facilities and systems provided  
2 that such replacement, repair, reconstruction, modification, and/or  
3 construction:

4 (a) Does not increase the off-site rate of discharge in the stormwater  
5 facility or system beyond its current rate (on-site increases that do not  
6 cause adverse flooding are acceptable);

7 (b) Does not cause adverse flooding to on-site or off-site property;

8 (c) Does not increase pollutant loading beyond current levels; or

9 (d) Does not change the points of discharge in a manner that would  
10 adversely affect downstream surface waters.

11 (3) City Stormwater Retrofit Projects shall comply with the following  
12 provisions of this chapter:

13 (a) Section 5-54. Natural features inventory;

14 (b) Section 5-55. Environmental impact analysis;

15 (c) Section 5-81. Conservation and preservation area development  
16 standards; and

17 (d) Section 5-83. Tree protection and removal standards, except that

18 ~~City Stormwater~~City Stormwater Retrofit Projects shall be exempt from  
19 the following subsections of Section 5-83: (f) *Reforestation requirements,*

20 (j) *Tree replanting requirements,* and (o) *Tree debits and credits in*  
21 *proposed residential subdivisions.*

1 **Sec. 5-~~115~~116. Other stipulations.**

2 ...

3 **Secs. 5-~~116~~117 - 5-125. Reserved.**

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4 **Section 3.** Conflicts. All ordinances and parts of ordinances of the  
5 Tallahassee Land Development Code in conflict with the provisions of this  
6 ordinance are hereby repealed to the extent of such conflict.

7 **Section 4.** Severability. If any provision or portion of this ordinance is  
8 declared by any court of competent jurisdiction to be void, unconstitutional, or  
9 unenforceable, then all remaining provisions and portions of this ordinance  
10 shall remain in full force and effect.

11 **Section 5.** Effective Date. This ordinance shall be effective immediately  
12 upon adoption.

13 INTRODUCED in the City Commission on the \_\_\_ day of \_\_\_, 2009.

14 PASSED by the City Commission on the \_\_\_ day of \_\_\_\_\_, 2009.

15 CITY OF TALLAHASSEE

16  
17 By: \_\_\_\_\_  
18 John R. Marks, III  
19 Mayor  
20  
21

22 ATTEST:

APPROVED AS TO FORM:

23  
24  
25  
26 By: \_\_\_\_\_  
27 Gary Herndon  
28 Treasurer-Clerk

By: \_\_\_\_\_  
James R. English  
City Attorney