

WATER QUALITY ORDINANCE
Town of Goffstown
ORDINANCE OF THE SELECT BOARD

The Select Board of Goffstown New Hampshire, ordain as follows:

I. TITLE: This ordinance shall be known and may be cited as the WATER QUALITY ORDINANCE of the Town of Goffstown.

II. AUTHORITY: RSA 41:14-b Adoption and Amendment of Town Codes and Ordinances; RSA 149-I:6; EPA Municipal Separate Storm Sewer Systems (MS4) Permit Section 2.3; RSA 676:15, 17, 17-a and 17-b.

III. DECLARATION OF PURPOSE: The purpose of this ordinance and the Water Quality Standards is to provide reasonable guidance for the regulation of stormwater runoff during planning, design, construction, and post-construction phases in order to protect local natural resources from degradation and prevent adverse impacts to adjacent and downstream land, property, facilities, and infrastructure.

These standards regulate discharges from stormwater and runoff from land development projects and other construction activities to control and minimize increases in stormwater runoff rates and volumes, soil erosion, stream channel erosion, and nonpoint source pollution associated with stormwater runoff; as well as prohibit illicit discharges that often contain pathogens, nutrients, surfactants, and various toxic pollutants by establishing and enforcing an Illicit Discharge and Detection Elimination program.

The goal of this ordinance and these standards is to establish minimum stormwater management requirements and controls to protect and safeguard the general health, safety, and welfare of the public in the Town of Goffstown. This regulation seeks to meet that goal through the following objectives:

- A. Minimize increases in stormwater runoff from any development to reduce flooding, siltation, streambank erosion, and maintain the integrity of stream channels.
- B. Minimize increases in nonpoint source pollution caused by stormwater runoff from development which would otherwise degrade local water quality.
- C. Manage total volume of surface water runoff to ensure flows from any specific site during and following development do not exceed the pre-development hydrologic condition.
- D. Reduce stormwater runoff rates and volumes, soil erosion, and nonpoint source pollution through stormwater management controls, and to ensure that these management controls are properly maintained and pose no threat to public safety or cause excessive municipal expenditures.
- E. Protect the quality of groundwater resources, surface water bodies, and wetlands.
The Water Quality Standards will be developed based on compliance with applicable RSA, current engineering principles and best practices, and compliance with the EPA MS4 permit. The standards shall apply to all parcels located within the Town of Goffstown.

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IV. ENFORCING AUTHORITY:

- A. This ordinance shall give the Town adequate legal authority to:
 - 1. Prohibit illicit discharges;
 - 2. Investigate suspected illicit discharges;
 - 3. Eliminate illicit discharges, including discharges from properties not owned by or controlled by the MS4 that discharge into the MS4 system; and
 - 4. Implement appropriate enforcement procedures and actions.
- B. The Department of Public Works, with the approval of the Select Board, shall develop and maintain Water Quality Standards which will specify the applicability, requirements, and fees associated with stormwater control and illicit discharge detection and elimination within the Town of Goffstown.
- C. The ordinance and the corresponding Water Quality Standards, once adopted, shall be enforced by the Goffstown Department of Public Works and the Police Department.

V. NOTIFICATION: As soon as any person responsible for a facility, site activity, or operation has information of any known or suspected release of pollutants or non-stormwater discharges which are resulting or may result in illicit discharges or pollutants discharging into the Town of Goffstown municipal storm system, state waters or waters of the United States, said person shall take all necessary steps to ensure the discovery, containment and cleanup of such release so as to minimize the effects of the discharge.

If the substance poses an immediate health or safety concern the Town of Goffstown and the State of New Hampshire, Emergency Services shall be immediately notified.

If the substance does not pose an immediate health or safety concern, the Town of Goffstown Code Enforcement Officer and Department of Public Works should be notified as soon as possible, however no later than twenty-four (24) hours post event.

VI. PENALTIES: Unless otherwise stated, any person or unnatural person within the meaning of the Criminal Code, who violates an ordinance shall be guilty of a violation. Pursuant to RSA 502-A:11-a, RSA 676, the District Court shall have jurisdiction of the prosecution of any violation of the Town of Goffstown Ordinances. All fines collected shall be for the use of the Town. The Town may enforce to the maximum penalty allowed by law. The enforcement authority may issue a summons and complaint along with a notice of fine pursuant to the procedures for pleas by mail in RSA 502-A:19-b.

VII. PROCEDURE:

- a. Public Hearing Dates: 6:45 p.m. on 06/28/2021 and 07/12/2021
- b. Date Posted: 06/18/2021
- c. Locations posted: Goffstown Town Hall, Goffstown Library, and website
- d. Date Published: 06/18/2021
- e. Publication(s): Published in the Union Leader pg. B6 on 06/18/2021
- f. Adoption Date: 07/26/2021
- g. Effective Date: 07/27/2021

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VIII. SIGNATURES:



Peter Georgantas, Chairman



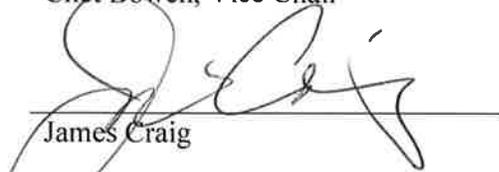
Collis Adams



Chet Bowen, Vice Chair



Mark T. Lemay



James Craig



Cathleen Ball, Town Clerk

Date: 7/26/2021