



STORMWATER MANAGEMENT COMMISSION

MEMORANDUM

TO: Stormwater Management Commission

FROM: Kelcey Traynoff, Regulatory Supervisor

DATE: June 23, 2020

SUBJECT: Watershed Development Ordinance (WDO) Amendments

Action Requested: Open 60-day Public Comment Period

Staff has previously briefed the Commission on the WDO amendments. The purpose of the amendments is to clarify and update existing WDO provisions for a more efficient permitting process. The proposed amendments were initially created by staff and brought to the Technical Advisory Committee (TAC) for discussion. These amendments have been deliberated and refined by the TAC over the past year. TAC membership is comprised of the following sector representatives: County (2); Development (3); Environmental (3); Municipal (5).

There are 28 amendments to the Watershed Development Ordinance that are being proposed. We are requesting the Commission to open the 60-day public comment period for the amendments. This is another step in the public review and discussion process. The public comment period will run concurrently with the WDO legal review and approval process. A draft ordinance schedule is attached. All comments received, staff responses and presentation material will be brought back to the Commission at the end of the comment period.

The WDO amendments have been divided into the following categories:

1. Rainfall – There are two (2) amendments in this category. These amendments will incorporate new rainfall data as published in the updated Bulletin 70 study.
2. Detention – There are five (5) amendments in this category. These amendments incorporate the FIL50 program and reduce the top of detention basin impoundment from 1 foot to 6 inches
3. Administration – There are five (5) amendments in this category. These amendments allow for exemptions to be requested up to six months after the effective WDO adoption date, replace all references to the Technical Reference Manual (TRM) with references to the Technical Guidance Memo (TGM), and clarify that Community ordinances may be more restrictive.
4. Soil – There are three (3) amendments in this category. These amendments provide clarification on how hydrologic soil groups (HSG) are changed for hydrologically disturbed areas, clarify the incentive for native planting, and update section 401.15 with new hydric soil types per the 2005 soil survey.
5. Sediment and Erosion Control – There is one (1) amendment in this category. This amendment clarifies and codifies the 90% vegetative cover requirement for permanent stabilization.

6. Definitions – There is one (1) amendment in this category. This amendment updates the continuing education requirement for a Designated Erosion Control Inspector (DECI).
7. Wetland – There are eleven (11) amendments in this category to enhance, clarify and update wetland provisions.

Encl: Draft Ordinance Schedule

Comments can be e-mailed to ktraynoff@lakecountyil.gov or mailed to:

Kelcey Traynoff

Lake County Stormwater Management Commission

500 W. Winchester Road, Libertyville, IL 60048

Lake County
WDO Amendments **DRAFT** Anticipated Schedule

DRAFT Schedule	Date	Comment
Updated Bulletin 70 Rainfall Report	3/13/2019	Report issued by the Illinois State Water Survey.
Municipal Advisory Committee (MAC) Meeting	4/10/2019	Staff presentation and discussion of increased rainfall.
SMC Meeting	5/2/2019	Policy discussion to use best available data.
Technical Advisory Committee (TAC) Meeting	5/16/2019	Unanimous approval of Interim Guidance Memo #1. Issued same day.
SMC Meeting	6/6/2019	Open 30-day public comment period for increased rainfall.
Public Information Meeting #1	7/16/2019	Presentations, online resources/tools, discussion, Q&A.
Public Information Meeting #2	7/24/2019	Same agenda and information as first meeting.
Public Information Meeting #3	8/8/2019	Same agenda and information as first meeting.
Public Information Meeting #4	9/17/2019	Same agenda and information as first meeting.
TAC Meetings	June '19 - June '20	Additional WDO amendment approvals. Meetings as needed.
SMC Meeting and Legal Review	5/7/2020	Introduction of WDO amendments.
SMC Meeting and Legal Review	6/4/2020	Approval of WDO amendments.
SMC Meeting and Legal Review	7/9/2020	Approval of WDO amendments and opening of 60-day public comment period.
Public Hearing for WDO Amendments	September	Date TBD
PWPT and E&E Meetings	September	Introduction of WDO amendments.
PWPT and E&E Meetings	October	Approval of WDO amendments.
County Board - Committee of the Whole	10/9/2020	Discussion of pertinent items/issues.
County Board WDO 2020 Adoption	10/13/2020	Final approval of WDO amendments.
Final Ordinance Packet Mailout by SMC	10/16/2020	Community adoption procedures in progress October 2020 through January 2021