

**CITY OF WESTWOOD HILLS, KANSAS
ORDINANCE NO. 291**

AN ORDINANCE ESTABLISHING REQUIREMENTS RELATING TO STORMWATER MANAGEMENT FOR THE CITY OF WESTWOOD HILLS, KANSAS; BY INCORPORATING BY REFERENCE THE “KANSAS CITY METROPOLITAN CHAPTER OF THE AMERICAN PUBLIC WORKS ASSOCIATION STANDARD SPECIFICATIONS & DESIGN CRITERIA, SECTION 5600 STORM DRAINAGE SYSTEMS & FACILITIES” PUBLISHED FEBRUARY 16, 2011, AND THE MID-AMERICA REGIONAL COUNCIL AND AMERICAN PUBLIC WORKS ASSOCIATION (KANSAS CITY METRO CHAPTER) “MANUAL OF BEST MANAGEMENT PRACTICES FOR STORMWATER QUALITY” PUBLISHED IN OCTOBER 2012.

WHEREAS, the Governing Body of Westwood Hills, Kansas has determined that it is advisable to amend the Municipal Code of the City to adopt stormwater management requirements by adopting and incorporating by reference the “Kansas City Metropolitan Chapter of the American Public Works Association Standard Specifications & Design Criteria, Section 5600 Storm Drainage Systems & Facilities” published February 16, 2011, and the Mid-America Regional Council and American Public Works Association (Kansas City Metro Chapter) “Manual of Best Management Practices for Stormwater Quality” published in October 2012.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WESTWOOD HILLS, KANSAS, as follows:

Section 1. INCORPORATING APWA STORMWATER STANDARDS MANUAL. Section 5-1001 of Chapter 5 of the Code of the City of Westwood Hills is hereby adopted and shall read as follows:

“5-1001. INCORPORATING THE “KANSAS CITY METROPOLITAN CHAPTER OF THE AMERICAN PUBLIC WORKS ASSOCIATION STANDARD SPECIFICATIONS & DESIGN CRITERIA, SECTION 5600 STORM DRAINAGE SYSTEMS & FACILITIES” PUBLISHED FEBRUARY 16, 2011. There is hereby incorporated by reference for the purpose of regulating and managing stormwater within the corporate limits of the City of Westwood Hills, Kansas, that certain publication known as the “Kansas City Metropolitan Chapter of the American Public Works Association Standard Specifications & Design Criteria, Section 5600 Storm Drainage Systems & Facilities” published February 16, 2011, by APWA and Mid-America Regional Council, (the “APWA Stormwater Standards Manual”), such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. One copy of said APWA Stormwater Standards Manual shall be marked or stamped “Official Copy as Adopted by Ordinance No. 291” of the City of Westwood Hills, Kansas”, to which shall be attached a copy of this Ordinance No. 291, and shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.”

Section 2. ADOPTING AND INCORPORATING APWA/MARC BMP MANUAL. Section 5-1002 of Chapter 5 of the Code of the City of Westwood Hills is hereby adopted and shall read as follows:

“5-1002. INCORPORATING THE MID-AMERICA REGIONAL COUNCIL AND AMERICAN PUBLIC WORKS ASSOCIATION (KANSAS CITY METRO CHAPTER) “MANUAL OF BEST MANAGEMENT PRACTICES FOR STORMWATER QUALITY”, PUBLISHED IN OCTOBER 2012. There is hereby adopted and incorporated by reference for the purpose of regulating and managing stormwater within the corporate limits of the City of Westwood Hills, Kansas, that certain publication known as the Mid-America Regional Council and American Public Works Association (Kansas City Metro Chapter) “Manual of Best Management Practices for Stormwater Quality” published in October 2012, (the

“APWA/MARC BMP Manual”), such incorporation being authorized by K.S.A. 12-3009 through 12-3012, inclusive, as amended. One copy of said APWA/MARC BMP Manual shall be marked or stamped “Official Copy as Adopted by Ordinance No. 291” of the City of Westwood Hills, Kansas”, to which shall be attached a copy of this Ordinance No. 291, and shall be filed with the City Clerk to be open to inspection and available to the public at all reasonable hours.”

Section 3. INTERPRETATION. The provisions of this Ordinance shall be liberally construed to carry out effectively their purposes, which are hereby found and declared to be in furtherance of the public health, safety, welfare, and convenience.

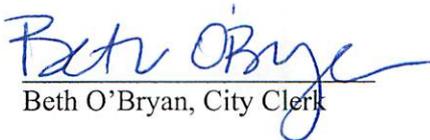
Section 4. REPEAL AND SAVINGS CLAUSE. All other ordinances inconsistent herewith are repealed; however, the repeal of said ordinances does not affect any right which has accrued, any duty imposed, any penalty incurred, nor any proceeding commenced, under or by virtue of the ordinance repealed. The provisions of any ordinance, so far as they are the same as those of any prior ordinance, shall be construed as a continuation of such provisions, and not as a new enactment.

Section 5. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after its passage, approval by the Mayor, and publication once in the official City newspaper.

PASSED by the Governing Body, and APPROVED by the Mayor this 8th day of November, 2021.


Paula Schwach, Mayor

Attest:


Beth O'Bryan, City Clerk

Approved as to Form:


James R. Orr, City Attorney

