

Draft Storm Water Ordinance Amendment

San Diego Municipal Code
(9-2001)**Chapter 4: Health and Sanitation****Article 3: Environmental Health Quality Controls**
(Retitled from "Water Quality Controls" on 3-8-1994 by O-18047 N.S.)**Division 3: Stormwater Management
and Discharge Control***("Stormwater Management and Discharge Control"
added 9-27-1993 by O-17988 N.S.)***§43.0301 Purpose and Intent**

The purposes of this Division are to further ensure the health, safety and general welfare of the citizens of the City of San Diego by controlling Non-Storm Water Discharges to the Storm Water Conveyance System; by eliminating discharges to the Storm Water Conveyance System from spills, dumping, or disposal of materials other than Storm Water; and by reducing Pollutants in urban Storm Water discharges to the maximum extent practicable.

The intent of this Division is to protect and enhance the water quality of our watercourses, water bodies, and wetlands in a manner pursuant to and consistent with the Federal Water Pollution Control Act [Clean Water Act, 33 U.S.C. section 1251 et seq.] and National Pollutant Discharge Elimination System [NPDES] Permit No. ~~CA0108758, as amended~~ CAS0108758.
(Amended 9-10-2001 by O-18975 N.S.)

§43.0305 Exemptions from Discharge Prohibition

The following discharges are exempt from the prohibition set forth in Section 43.0304:

- (a) Any discharge or connection regulated under a NPDES permit issued to the discharger and administered by the State of California pursuant to Division 7 of the California Water Code, provided that the discharger is in compliance with all requirements of the permit and other applicable laws and regulations.
- (b) Discharges from the following activities which do not cause or contribute to the violation of any Plan Water Quality Objective and are not a significant source of pollutants into or from the Storm Water Conveyance System:
 - (1) ~~water line flushing and other discharges from potable water sources and raw water supply sources,~~
 - (2) ~~landscape irrigation and lawn watering,~~
 - (3) ~~rising ground waters or springs,~~
 - (4) ~~uncontaminated pumped ground water not subject to any applicable NPDES Permit,~~
 - (5) ~~passive foundation and footing drains,~~
 - (6) ~~water from crawl space pumps,~~
 - (7) ~~air conditioning condensation,~~

- ~~(8) non-commercial and residential washing of vehicles,~~
- ~~(9) flows from riparian habitats and wetlands,~~
- ~~(10) dechlorinated swimming pool discharges,~~
- ~~(11) flows from fire fighting,~~

1. Diverted stream flows;
2. Rising ground waters;
3. Uncontaminated ground water infiltration [as defined at 40 CFR 35.2005(20)] to MS4s;
4. Uncontaminated pumped ground water;
5. Foundation drains;
6. Springs;
7. Water from crawl space pumps;
8. Footing drains;
9. Air conditioning condensation;
10. Flows from riparian habitats and wetlands;
11. Water line flushing;
12. Landscape irrigation;
13. Discharges from potable water sources not subject to NPDES Permit No. CAG679001, other than water main breaks;
14. Irrigation water;
15. Lawn watering;
16. Individual residential car washing; and
17. Dechlorinated swimming pool discharges.
18. Emergency fire fighting flows (i.e., flows necessary for the protection of life or property)
19. Non-emergency fire fighting flows (i.e., flows from controlled or practice blazes and maintenance activities), provided that the Enforcement Official has authorized the discharge, individually or as a class. Such authorization shall be based on an evaluation of the potential (or actual) pollutants in the flows and shall not be granted if the flows, individually and in the context of other discharges, have the potential to be a significant source of pollution to waters of the United States. The Enforcement Official has the authorization and duty to ensure that implementation by the discharger of appropriate BMPs is made part of the authorization, if necessary.