

**2012 -- S 2445 SUBSTITUTE A**

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LC00465/SUB A  
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**STATE OF RHODE ISLAND**

**IN GENERAL ASSEMBLY**

**JANUARY SESSION, A.D. 2012**

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A N A C T

RELATING TO TOWNS AND CITIES - SOIL EROSION AND SEDIMENT CONTROL

Introduced By: Senators Miller, McCaffrey, Lynch, Gallo, and Sosnowski

Date Introduced: February 16, 2012

Referred To: Senate Environment & Agriculture

It is enacted by the General Assembly as follows:

1           SECTION 1. Section 45-61.2-2 of the General Laws in Chapter 45-61.2 entitled "The  
2 Smart Development for a Cleaner Bay Act of 2007" is hereby amended to read as follows:

3           **45-61.2-2. Implementation.** – (a) The department of environmental management  
4 (DEM), in conjunction with the coastal resources management council (CRMC) shall, by July 1,  
5 2008, amend the Rhode Island stormwater design & and installation standards manual. The  
6 changes shall include, but not be limited to, incorporation into existing regulatory programs that  
7 already include the review of stormwater impacts the following requirements:

8           (1) Maintain pre-development groundwater recharge and infiltration on site to the  
9 maximum extent practicable;

10           (2) Demonstrate that post-construction stormwater runoff is controlled, and that post-  
11 development peak discharge rates do not exceed pre-development peak discharge rates; and

12           (3) Use low impact-design techniques as the primary method of stormwater control to  
13 the maximum extent practicable.

14           **(b) City and town ordinances and regulations may require compliance with the Rhode**  
15 **Island stormwater design and installation standards manual, as amended, for any development,**  
16 **redevelopment, or land disturbance.**

1 SECTION 2. This act shall take effect upon passage.

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EXPLANATION  
BY THE LEGISLATIVE COUNCIL  
OF

A N A C T

RELATING TO TOWNS AND CITIES - SOIL EROSION AND SEDIMENT CONTROL

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1           This act would provide that city and town ordinances and regulations may require  
2 compliance with the Rhode Island stormwater design and installation standards manual for any  
3 development, redevelopment, or land disturbance.

4           This act would take effect upon passage.

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