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1 **RESOLUTION REAFFIRMING THE CITY'S COMMITMENT TO THE REGIONAL**
2 **STORMWATER QUALITY MANAGEMENT PROGRAM**

3 **WHEREAS**, in accordance with the federal Clean Water Act administered in Nevada by the Nevada
4 Division of Environmental Protection ("NDEP"), National Pollutant Discharge Elimination System
5 ("NPDES") permits are required to regulate and minimize discharge of pollutants from the municipal
6 separate storm sewer system ("MS4") and allow for the lawful discharge of stormwater into waters of the
7 United States; and

8 **WHEREAS**, the cities of Las Vegas, Henderson, and North Las Vegas ("Cities"); Clark County
9 ("County"); and the Clark County Regional Flood Control District ("District"); collectively the
10 "Permittees", were granted Permit No. NV0021911 ("Permit") by NDEP on December 31, 1990,
11 authorizing discharge of stormwater to the Las Vegas Wash from Las Vegas Valley MS4s; and

12 **WHEREAS**, NDEP renewed the Permit on June 16, 1997; June 19, 2003; and February 9, 2010; and

13 **WHEREAS**, the Cities and County are the owners and operators of those portions of the MS4 within
14 their respective jurisdictions which discharge directly or indirectly to the Las Vegas Wash; and

15 **WHEREAS**, on September 3, 2008, the City Council adopted Ordinance No. 6006, which, among
16 other things, established the Director of Public Works as the person responsible for administering,
17 implementing, and enforcing the provisions of Chapter 14.18, Stormwater and Stormwater Management;
18 and

19 **WHEREAS**, the Cities and County have legal authority to restrict and prohibit the discharge of
20 pollutants to their respective MS4s; and

21 **WHEREAS**, the Las Vegas Valley hydrographic basin receives approximately 4.2 inches of rainfall
22 during 6-11 storm events annually; and

23 **WHEREAS**, the Permittees have developed a regional, watershed-based approach to stormwater
24 management suitable for Southern Nevada's arid environment and infrequent and isolated rainfall; and

25 **WHEREAS**, the Permittees have invested in capital improvements that are designed not only to
26 protect residents from catastrophic flooding, but also to allow sediment and pollutants to settle out of

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1 stormwater and reduce erosion potential; and

2 **WHEREAS**, the Permittees, in cooperation with NDEP and other stakeholders, have continuously
3 improved the Program since 1990 to better address stormwater quality issues in the Las Vegas Valley
4 watershed; and

5 **WHEREAS**, dry and wet weather stormwater monitoring in the Las Vegas Valley indicates that there
6 has not been a measureable deterioration to the water quality in the major tributaries and receiving waters
7 from the MS4 system; and

8 **WHEREAS**, the District serves as the coordinating agency for the Stormwater Quality Management
9 Program (“Program”) on behalf of the Permittees, including chairing and coordinating monthly meetings of
10 the Stormwater Quality Management Committee (“SQMC”), implementing a comprehensive public
11 outreach and education program, facilitating regional planning and training, implementing the wet weather
12 water quality monitoring program, overseeing the development of capital improvement programs, annual
13 reports and the Stormwater Management Plan (SWMP); and

14 **WHEREAS**, the Cities and the County are responsible for the implementation of the Program
15 including establishing the legal authority of the Permittees to implement the Program and Permit, public
16 outreach and education, training, maintenance of the MS4, post-construction for new and significant
17 redevelopment, monitoring and inspection of new construction, illicit discharge and detection, industrial
18 facility monitoring and control, overall programmatic monitoring and budgets; and

19 **WHEREAS**, the Program incorporates existing, related programs developed for the Las Vegas
20 Valley, including pre-treatment, street sweeping and water conservation programs that make significant
21 contributions to the overall health of the watershed and minimize the discharge of pollutants into
22 stormwater; and

23 **WHEREAS**, the “Audit Report for the Las Vegas Valley MS4 Stormwater Program” (“Report”) was
24 provided to the Permittees by NDEP on August 24, 2015 and presents the results of the evaluation of the
25 Program; and

26 **WHEREAS**, the Report found no verified violations of the Program and Permit; and

1 **WHEREAS**, the Report identified potential permit violations and areas needing improvement; and

2 **WHEREAS**, the cover letter to the Report requested that the Permittees provide "clear evidence that
3 elected board members, city/county managers and department director-level executives are aware of and
4 committed to the program."

5 **NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LAS
6 VEGAS IN THE STATE OF NEVADA AS FOLLOWS:**

7 SECTION 1. The City Council has received and is aware of the Report.

8 SECTION 2. The City Council supports and is committed to effective implementation of and
9 compliance with the Permit and Program.

10 SECTION 3. Staff has coordinated with the Permittees to prepare a collective response to the
11 Report.


12 SECTION 4. Staff is authorized to coordinate with the other Permittees to negotiate a new Permit
13 with NDEP.

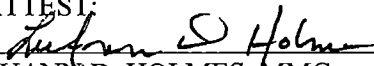
14 SECTION 5. The District General Manager is directed to prepare and transmit copies of this
15 resolution to NDEP and to the Director of the Department of Conservation and Natural Resources for the
16 State of Nevada.

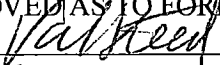
17 SECTION 6. The officers of the City are directed to take all action necessary to effectuate the
18 provisions of this resolution.

19 PASSED, ADOPTED AND APPROVED this 16th day of December, 2015.

CITY OF LAS VEGAS

21 BY 
22 CAROLYN G. GOODMAN, Mayor

22 ATTEST:

23 LUANN D. HOLMES, MMC
24 City Clerk

25 APPROVED AS TO FORM  11-30-15
26 Val Steed, Date
Deputy City Attorney