

## Resolution 2008065

# TOWN OF LEWISVILLE

## STORMWATER DRAINAGE MANAGEMENT POLICY

### Purpose:

It is the policy of the Town of Lewisville that all stormwater drainage facilities within the public right-of-way must be properly maintained to ensure adequate efficiency of municipal stormwater systems. In order to accomplish this goal, under the direction of the Lewisville Public Works Department and the Lewisville Stormwater Management Program, the guidelines for such maintenance will be as follows:

### General Regulations:

1. The Town of Lewisville shall maintain only the stormwater drainage facilities which are in the Town maintained street rights-of-way with exception to culverts and head walls under driveways within the rights-of-way; stormwater drainage facilities which are in permanent stormwater drainage easements conveyed to and accepted for maintenance by the Town; and stormwater drainage facilities which are on Town property. All other stormwater drainage facilities shall be the responsibility of the property owner(s).
2. When stormwater drainage facilities have been placed or will be placed by others within Town maintained rights-of-way or within other Town maintained stormwater drainage areas, the Town has the right to require such drainage facilities be removed or brought up to Town standards and specifications under the following conditions: 1) the facilities do not meet Town standards; 2) where it is determined that these facilities are a detriment to Town roads or other Town property; 3) that they endanger the public; and 4) where the stormwater drainage facilities result in the need for frequent maintenance work or repairs. The removed or upgrading of such facilities is the responsibility of the individual in terms of actual work and cost.
3. The North Carolina Department of Transportation (NCDOT) is responsible for stormwater drainage facilities on NCDOT rights-of-way, easements, or property.
4. The prioritization of corrective measures for the stormwater problems which are the responsibility of the Town will be based upon the following criteria:
  - a. Loss of Life, Reduction in Public Safety or Damage to Town Property
  - b. Major Property Damage
  - c. Potential for Major Property Damage
  - d. Minor Property Damage
  - e. Potential for Minor Property Damage
  - f. Minor Nuisance Flooding

5. Where there exists a storm water drainage problem which needs to be corrected, as determined by the Lewisville Public Works Director and the Lewisville Stormwater Administrator, on public rights-of-way or on other Town maintained stormwater drainage facilities, and the adjacent property owner(s) requests improvements over and above the minimum improvements which would be necessary to mitigate said problem as determined by the Public Works Director and the Stormwater Administrator, then the Town may have the discretion to allow the additional improvements be made with an agreement from the property owner(s) to be responsible for all additional costs associated with the improvements over and above the minimum necessary improvements.
  
6. The Town's acquisition of Town maintained stormwater drainage easements and/or the cleaning, construction, or repair by the Town of stormwater drainage facilities does not constitute a warranty against stormwater hazards, including, but not limited to, flooding, erosion, or standing water.