

BOARD OF ALDERMEN

ITEM NO.: (3)

AGENDA ITEM ABSTRACT MEETING DATE: JANUARY 27, 2009

TITLE: Public Hearing on a Town Code Amendment to Regulate the Application of Fertilizer to Two Acres or More of Land Area

DEPARTMENT: PLANNING	PUBLIC HEARING: Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>
ATTACHMENTS: A: Draft Town Code Amendment	FOR INFORMATION CONTACT: RANDY DODD, 918-7326

PURPOSE: The purpose of this agenda item is to receive public input on a draft Town Code amendment requiring that application of nutrients to turf area of 2 acres or greater within the municipal limits be completed by a State-certified person, or follow a nutrient management plan that follows State adopted guidelines.

INFORMATION: The Town's NPDES requirements include management of fertilizer application. To fulfill this requirement, at the June 10, 2008 meeting the Board of Aldermen received a staff report on the requirements for Year 3 of the Town's NPDES stormwater permit recommending a Town Code provision requiring that all turf areas five acres or greater follow fertilizer application guidelines. At this meeting, the BOA requested that staff report back regarding who the existing fertilizer permit requirements apply to as well as how it might be applied to smaller parcels. At the October 2008 meeting, staff presented a report, and the Board of Aldermen recommended a 2 acre threshold. Staff has notified property owners of properties that could potentially be affected regarding the draft amendment via letter.

FISCAL AND STAFF IMPACT: There is no immediate fiscal or staff impact associated with the proposed amendment. There is a potential future staff impact associated with further outreach, monitoring, and enforcement.

RECOMMENDATION: Staff recommends that the BOA receive public input and adopt the draft Town Code amendment.