

**GREENWOOD COMMON COUNCIL**

**ORDINANCE NO. 25-15**

**AN ORDINANCE TO AMEND THE STORMWATER MANAGEMENT ORDINANCE  
REGARDING EROSION AND SEDIMENT CONTROL PERMITS FOR LAND  
DISTURBANCE ON INDIVIDUAL LOTS OF LESS THAN ONE (1) ACRE**

WHEREAS, the Greenwood Board of Directors of the Department of Stormwater Management (“Board”) adopted Resolution 2025-XX on June 11, 2025 recommending that the current Greenwood Stormwater Management Ordinance regulations regarding erosion and sediment control permits for land disturbance activities on individual lots of less than one acre be amended to address changes necessitated by the state’s recent adoption of House Enrolled Act 1037 limiting such permits;

WHEREAS, Indiana Department of Environmental Management Construction Stormwater General Permit, Appendix A, (a)(1)(C) 1), provides that site characteristics may dictate the need for separate permit coverage regardless of size of the land-disturbing activities;

WHEREAS, there exist soil characteristics within the limits of the City of Greenwood that make it prudent and advisable to regulate by permit land disturbances in the interest of the public health, safety and welfare, and it is recommended that the Stormwater Management Ordinance be amended to clarify the need to regulate disturbances of these soils;

WHEREAS, the Greenwood Common Council has considered the recommendation of the Board,

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF GREENWOOD, INDIANA, THAT:

Section 1. The text of Greenwood Municipal Code (1993), as amended, Chapter 9, Article 4. Stormwater Management, Division II. Stormwater Drainage and Sediment Control Standards, Section 9-161 Permit Requirements and Procedures, subsection d. Erosion and Sediment Control Permits for Individual Lots, 3., is hereby amended to add an additional subsection, subsection “d.”, to read as follows:

“d. The majority of soils within the city limits of Greenwood have been identified as highly erodible and may carry other specific characteristics - such as low infiltration rates, or proximity to sensitive environmental areas - that may warrant additional erosion and sediment control measures regardless of the disturbed area.

Section 2. The text of Greenwood Municipal Code (1993), as amended, Chapter 9, Article 4. Stormwater Management, Division II. Stormwater Drainage and Sediment Control Standards, Section 9-161 Permit Requirements and Procedures, subsection d. Erosion and Sediment Control Permits for Individual Lots, is hereby amended to add an additional subsection, subsection 4., to read as follows:

“4. An applicant may avoid the requirement for an erosion and sediment control permit by submitting a site-specific soils report, prepared and stamped by a certified environmental engineer, that demonstrates the proposed land disturbance will not pose a risk of erosion or sedimentation under typical rainfall and runoff conditions.”

Section 3. Ordinances not directly contradicted by the provisions of this ordinance and all provisions of the Municipal Code not specifically mentioned herein shall remain in full force and effect.

Section 4. The sections, paragraphs, sentences, clauses, phrases and words of this ordinance are separable, and if any word, phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional, invalid or unenforceable by the valid judgment or decree of a Court of competent jurisdiction, such unconstitutionality, invalidity or unenforceability

shall not affect any of the remaining words, phrases, clauses, sentences, paragraphs and sections of this ordinance.

Section 5. This ordinance shall be in full force and effect from and after its passage, approval and publication according to law.

Passed by the Common Council of the City of Greenwood, Indiana, this \_\_\_\_\_ day of \_\_\_\_\_, 2025.

\_\_\_\_\_  
Michael Campbell, President  
Greenwood Common Council

ATTEST:

I hereby certify that the foregoing within and attached ordinance was duly passed by the Common Council of the City of Greenwood, Indiana, at a meeting thereof held on the \_\_\_\_\_ day of \_\_\_\_\_, 2025, by the following vote:

AYE:   NAY:

Michael Campbell	<input type="checkbox"/>	<input type="checkbox"/>
Linda S. Gibson	<input type="checkbox"/>	<input type="checkbox"/>
Ezra J. Hill	<input type="checkbox"/>	<input type="checkbox"/>
J. David Hopper	<input type="checkbox"/>	<input type="checkbox"/>
Erin Kasch	<input type="checkbox"/>	<input type="checkbox"/>
David Lekse	<input type="checkbox"/>	<input type="checkbox"/>
Teri Manship	<input type="checkbox"/>	<input type="checkbox"/>
Steve Moan	<input type="checkbox"/>	<input type="checkbox"/>
Michael Williams	<input type="checkbox"/>	<input type="checkbox"/>

The foregoing within and attached ordinance passed by the Common Council of the City of Greenwood, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 2025, is presented by me this \_\_\_\_\_ day of \_\_\_\_\_, 2025, at \_\_\_\_\_ o'clock \_\_\_\_\_.m., to the Mayor of the City of Greenwood, Indiana.

\_\_\_\_\_  
Jeannine Myers, Clerk

The foregoing within and attached ordinance passed by the Common Council of the City of Greenwood, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 2025, is approved by me this \_\_\_\_\_ day of \_\_\_\_\_, 2025, at \_\_\_\_\_ o'clock \_\_\_\_\_.m.

\_\_\_\_\_  
MARK W. MYERS, Mayor of  
the City of Greenwood, Indiana