

STATE OF WISCONSIN

WAUKESHA COUNTY

VILLAGE OF ELM GROVE

**CHAPTER 325-8
OF THE VILLAGE OF ELM GROVE CODE OF ORDINANCES
WATER CONTROL, ARTICLE I CONSTRUCTION SITE EROSION CONTROL**

THE VILLAGE BOARD OF THE VILLAGE OF ELM GROVE DO ORDAIN AS FOLLOWS:

Section 1: §325-8 Control of erosion and pollutants during land disturbance and development of the Village of Elm Grove Code of Ordinances is hereby amended by the ~~deletion~~ of text and the addition of underlined text.

ARTICLE I, Construction Site Erosion Control

§ 325-8. Control of erosion and pollutants during land disturbance and development.

A. Applicability. This article applies to the following sites of land development or land disturbing activities:

- (1) Those requiring a subdivision plat approval or the construction or demolition, as that term is defined in Chapter 106, Building Construction, § 106-12A of the Village Code, of any house or commercial, industrial or institutional buildings.
- (2) Those requiring a certified survey approval or the construction of houses or commercial, industrial or institutional buildings on lots of approved certified surveys.
- (3) Those involving grading, removal of protective ground cover or vegetation, excavation, land filling or other land disturbing activity affecting a surface area of 4,000 square feet or more.
- (4) Those involving excavation or filling or a combination of excavation and filling affecting 400 forty (40) cubic yards or more of dirt, sand or other excavation or fill material.

Section 2: If any section, sentence, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remainder of such ordinance.

Section 3: This ordinance shall take effect and be in full force upon passage.

Passed and approved this 24th day of February 2009.

VILLAGE OF ELM GROVE

Neil H. Palmer, Village President

Mary S. Stredni, Village Clerk