

**CERTIFICATION OF CLERK**

I, Brenda K. Wolf, the duly appointed, qualified, and City Clerk of Manhattan, Kansas, do hereby certify that the foregoing Resolution was duly adopted at a meeting of the City of Manhattan, Kansas, held on the 7<sup>th</sup> day of October, 2025, and that said Resolution has been compared by me with the original thereof on file and of record in my office, is a true copy of the whole of said original.

**IN WITNESS WHEREOF**, I have hereunto set my hand and the seal of the City of Manhattan, Kansas, 8<sup>th</sup> day of October, 2025.



*Brenda K. Wolf*

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Brenda K. Wolf, CMC, City Clerk

## RESOLUTION NO. 100725-A

### A RESOLUTION ESTABLISHING AN ALTERNATIVE OFFSITE STORMWATER TREATMENT PROGRAM FOR THE CITY OF MANHATTAN, KANSAS.

WHEREAS, Sec. 32-193 of the Code of Ordinances of the City of Manhattan authorizes, and the City's Infrastructure Design and Construction Standards require, Post-Construction Stormwater Best Management Practices (PCBMPs) for developments within the City, to ensure City compliance with state and federal regulations under the Clean Water Act to reduce or prevent the discharge of prohibited materials into the stormwater management system or to surface waters; and,

WHEREAS, state and federal regulations under the Clean Water Act allow, as an alternative to onsite PCBMPs, that the impacts of new development instead be offset by changes in activities on other urban and non-urban lands within watersheds shared by the City, through an Alternative Offsite Stormwater Treatment Program (Program); and,

WHEREAS, funds will be generated from fees paid by development projects to cover the costs associated with the Program and funds are to be held in a separate fund as created by the governing body and used solely for the purposes of the program; and,

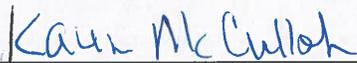
WHEREAS, the governing body desires to establish the Program.

### NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF MANHATTAN, KANSAS:

1. **Alternative Offsite Stormwater Treatment Program.** The Alternative Offsite Stormwater Treatment Program (Program) is hereby established, for the purpose of reducing pollutant loads generated from activities on urban and non-urban lands within watersheds shared by the City, in conformance with state and federal regulations and subject to the review and approval of the Kansas Department of Health and Environment. The director of public works is authorized and directed to develop Program Standards, which shall set forth all critical processes and procedures for the Program, consistent with this Resolution. The director of public works shall also develop a Program Strategy which shall set for the specific measures, goals and requirements associated with obtaining required pollutant reductions to offset urban development.
2. **Equivalent commercial acre defined.** Pollutant loads and corresponding pollutant removal efforts under this Program shall all be measured in units of "Equivalent Commercial Acre" (ECA) which is defined as the stormwater pollutant impact of a typical development, one-acre in size, of the type allowed within with Community Commercial Zoning District (CC) as described in the Manhattan Development Code, and consisting of 85 percent impervious surface and the remainder in maintained urban lawn grasses. All developments proposed for participation in the Program shall have an ECA calculated as set forth in the Program Standards.

3. **Establishment of fee.** Developments within the city limits of the City of Manhattan may opt to participate in the Program through payment of a lump-sum fee, as set forth in Sec. 32-193(b) of the Code of Ordinances of the City of Manhattan. The fee shall be established as a unit charge per each ECA associated with the development and is set initially at \$11,551 per ECA. The fee shall be paid as set forth in the Program Standards.
4. **Fund management.** All Program fees will be deposited into a Stormwater Treatment Alternative Fund (Fund), established for the City of Manhattan by separate ordinance. Any expenditure necessary to achieve the purposes of Alternative Offsite Stormwater Treatment Program may be paid from the Fund in accordance with the city's procurement policy.

**PASSED AND ADOPTED BY THE GOVERNING BODY OF THE CITY OF MANHATTAN, KANSAS, THIS 7<sup>TH</sup> DAY OF OCTOBER, 2025.**

  
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**Karen McCulloh, Mayor**

**ATTEST:**

  
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**Chelsea Johnson, Assistant City Clerk**

