

O-16-26**Forest Conservation – Program Changes to Conform with State Law****AMENDMENT 2 – Alderman Savidge**

Amendment Summary:

Amendment 3 updates the definition of “stream buffer.”

MOTION:

On page 4, in line 12, after the following revised definition of “stream buffer” as follows:

~~"Stream buffer" means all lands lying up to one hundred feet and no less than fifty feet, measured from the top of each normal bank of a perennial or intermittent stream. The width of the buffer is to be determined by the Director to prevent activity from having a deleterious effect on the stream.~~

"Stream buffer" means all lands lying 100 feet from perennial streams and 50 feet from intermittent streams, measured from the top of each normal bank. The width of the buffer may be increased by the Director, up to a maximum of 50 additional feet, where the Director finds in writing that one or more of the following conditions exists within or contiguous to the buffer: (1) slopes of 15% or greater; (2) highly erodible soils with a soil K value greater than 0.35; (3) hydric soils, nontidal wetlands, or their buffers; or (4) habitat for forest interior dwelling species or for species listed as rare, threatened, or endangered under § 21.71.080(B)(2)(i).

Explanation Note:

~~Strikethrough~~ indicates matter stricken from existing law.

Underlining & black means copyediting or reformatting of the existing section

Underlining & red means a Code change in the original legislation

Underlining & blue means an amendment to legislation