



Stormwater Drainage System Maintenance Policy

ADOPTED by FARRAGUT BOARD of MAYOR and ALDERMEN on October 27th, 2011

The purpose of this policy is to define the maintenance responsibilities for Stormwater and Drainage features within the Town of Farragut.¹

Town of Farragut's Responsibilities

The Town of Farragut Department of Engineering and Department of Public Works have the following responsibilities:

- Administration and enforcement of Stormwater and Drainage management regulations and associated inspections.
- Maintenance of the Stormwater and Drainage system located in public rights-of-way along public streets and on other public lands. Within right-of-way areas the Town of Farragut's level of service may include periodic inspection, cleaning and emergency response.
- Administration and enforcement of floodplain management regulations and associated inspections, in accordance with the requirements of the National Flood Insurance Program (NFIP) and in order to secure the Town of Farragut's participation in the Community Rating System (CRS) program.

The Town of Farragut is not responsible for the maintenance of Stormwater and Drainage features located on private property nor within easements on private property.

Private Property Owner's Responsibilities

The property owner is solely responsible for:

- the maintenance and upkeep of Stormwater and Drainage features located on their property (including easements, platted and implied) in accordance with the adopted Property Maintenance Code (*International Code Council, International Property Maintenance Code, 2006, Fourth Printing*) and Stormwater ordinance (*Farragut Codes and Ordinances, Title 14 - Land use Controls, Chapter 5 – Stormwater Ordinance*).

Said Stormwater and Drainage features include (nonexclusively): a good surface cover such as grass to minimize erosion, drainage easements, pipes, open grass swales, detention/retention/sediment basins,

oil/water separators, rainwater harvesting systems, pervious paving systems, rain gardens, proprietary water treatment devices etc.

**THE TOWN OF FARRAGUT RESERVES THE RIGHT TO DEVIATE FROM THIS POLICY
FOR THE HEALTH, WELFARE, AND SAFETY OF THE COMMUNITY**

ⁱ The law of easements in the State of Tennessee is governed primarily by the common law. For statutory provisions concerning special types of easements, see T.C.A. §§ 66-9-101 et seq. (preservation restrictions); T.C.A. §§ 66-9-201 et seq. (solar easements); and T.C.A. §§ 66-9-301 et seq. (conservation easements).

Miller v. City of Brentwood, 548 S.W.2d 878 (Tenn. Ct. App. Midd. Tenn. 1977)
Yates v. Metropolitan Government of Nashville, 60 Tenn. App. 719 (Tenn. Ct. App. 1969)