

# CITY OF COLTON ORDINANCE NO. 2-2026

## AN ORDINANCE REGULATING GRADING, EXCAVATION, FILLING, AND LAND DISTURBANCE

### SECTION 1 – PURPOSE

To protect public health, safety, drainage patterns, streets, utilities, and stormwater systems; to prevent erosion and sedimentation; and to ensure orderly development within the City of Colton.

### SECTION 2 – PERMIT REQUIRED

A grading permit is required for: • Movement exceeding 100 cubic yards • Disturbance over 1,000 square feet • Any alteration of drainage patterns • Any work in City right-of-way

### SECTION 3 – STORMWATER & MS4 COMPLIANCE

All projects shall comply with applicable State of South Dakota stormwater regulations and EPA MS4 (Municipal Separate Storm Sewer System) requirements where applicable.

Commercial projects disturbing one (1) acre or more must obtain coverage under the South Dakota General Construction Stormwater Permit and submit a Stormwater Pollution Prevention Plan (SWPPP) prior to permit issuance.

Temporary erosion controls must be installed prior to disturbance and maintained until final stabilization.

### SECTION 4 – RESIDENTIAL STANDARDS

Residential grading shall: • Maintain positive drainage away from structures (minimum 6 inches fall within first 10 feet) • Not discharge water onto neighboring property • Maintain maximum slope of 3:1 unless engineered • Restore disturbed areas within 14 days of completion

### SECTION 5 – COMMERCIAL STANDARDS

Commercial grading shall: • Include engineered drainage plans when required • Provide stabilized construction entrances • Protect adjacent sidewalks and streets from sediment tracking • Provide detention/retention if required by City Engineer • Install permanent stabilization within 7 days of final grading

### SECTION 6 – FEE SCHEDULE

Residential Grading Permit	\$50.00
Commercial Grading Permit (Under 1 Acre)	\$150.00
Commercial Grading Permit (1 Acre or More)	\$300.00
Re-Inspection Fee	\$50.00
After-Hours Inspection	\$75.00


**SECTION 7 – STOP WORK AUTHORITY**

The City may issue a Stop Work Order when work violates this ordinance, creates unsafe conditions, or lacks required permitting. Work shall not resume until compliance is achieved and written authorization is issued.

**SECTION 8 – PENALTIES**

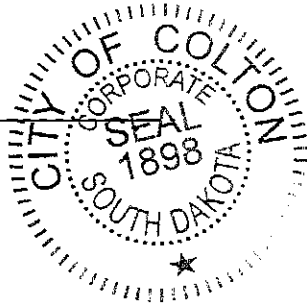
Violations are punishable by fine up to \$500 per day per violation. Each day constitutes a separate offense.

Adopted this 13 day of April, 2026.

  
\_\_\_\_\_  
Mayor

ATTEST:

  
\_\_\_\_\_  
Finance Officer



Seal

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