

RILEY TOWNSHIP - ST. CLAIR COUNTY

ARTICLE IX  
GENERAL PROVISIONS

SECTION 902. FLOODPLAIN AND WETLANDS PROTECTION:

The Township of Riley finds that flood plain protection is important in order to reduce the flood risk to Township residents and other communities upstream. Likewise, wetlands conservation is a matter of Township concern since loss of wetlands may deprive people in the Township of: flood and storm control by hydrologic absorption and storage capacity of the wetland; wildlife habitat through loss of breeding, nesting and feeding grounds; protection of subsurface water resources and provision of valuable watersheds and groundwater recharge areas; pollution treatment by serving as a biological and chemical oxidation basin; and erosion control by serving as a sedimentation area and filtering basin, absorbing silt and organic matter.

For the above reasons it shall be unlawful to construct any building or otherwise fill any area that causes a reduction in the floodway of a river or stream in the Township. Likewise, it shall be unlawful to deposit or permit the placing of fill material in a wetland; dredge, remove, or permit the removal of soil or minerals from a wetland; construct, operate, or maintain any use or development in a wetland; or drain surface water from a wetland. A wetland shall be defined as any area shown as a marsh, wooded marsh or submerged marsh on United States Geological Survey data or any other are characterized by the presence of water at a frequency and duration sufficient to support and that under normal circumstances does support wetland vegetation or aquatic life and is commonly referred to as a bog, swamp, or marsh.

All proposed development on property with identified wetlands shall require site plan review and approval by the governing government agency (P.H. 6/13/2011; Adopted 10/4/2011; Published 10/13/2011) prior to beginning construction. Where there is an identified flood plain, no development shall occur within the flood plain or an area 30 feet beyond the established 100-year flood plain level. Where no official flood plain level has been established, there shall be no development within an area 30 feet beyond the water's edge.