

SENATE BILL 113

By Gardenhire

AN ACT to amend Tennessee Code Annotated, Title 68,
Chapter 221, relative to storm water management.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-221-1107, is amended by adding the following new subsection:

(c)

(1) Notwithstanding this section to the contrary, a property owner is entitled to an abatement of fees levied under this section in an amount equal to the cost to the property owner of constructing each holding or retention pond for the purpose of capturing or retaining storm water on the owner's property pursuant to the Clean Water Act, compiled in 33 U.S.C. § 1251 et seq.

(2) A property owner shall provide notice of the cost of construction to the municipality or its agent, as applicable, upon completion of construction. After receiving notice, the municipality or its agent, as applicable, shall not charge the property owner the fee otherwise owed under this section until the abated fees equal the cost to the property owner of the construction of each holding or retention pond on the owner's property.

SECTION 2. This act takes effect July 1, 2021, the public welfare requiring it.