

**RESOLUTION NO. R 008 15**

**A RESOLUTION EXPRESSING SUSSEX COUNTY COUNCIL'S SUPPORT FOR THE REPEAL OF THE FEDERAL RULE DEFINING THE 'WATERS OF THE U.S.'**

**WHEREAS, the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers have promulgated a federal rule commonly known as the Waters of the U.S.; and**

**WHEREAS, the Waters of the U.S. (WOTUS) rule would expand federal oversight of collection and control systems, including ditches, many of which historically have been regulated by local governments; and**

**WHEREAS, the National Association of Counties (NACo) has formally taken a position in opposition to the Waters of the U.S. rule after repeatedly voicing concerns about the potential adverse effects to local governments across the United States, burdening those bodies with onerous and expensive requirements in order to remain compliant with federal law; and**

**WHEREAS, the rule would affect county-owned and maintained roadside ditches, flood control channels, drainage conveyances, stormwater management systems, green infrastructure construction and maintenance, among other systems; and**

**WHEREAS, a measure to repeal the Waters of the U.S. rule, House Resolution 1732, received bi-partisan support in the U.S. House of Representatives and was approved, and now awaits consideration in the U.S. Senate;**

**NOW, THEREFORE, BE IT RESOLVED that the Sussex County Council hereby joins the National Association of Counties in opposing the Waters of the U.S. rule, and urges Congress to support H.R. 1732 in repealing the final rule, and further urges Congress to compel the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers to work collaboratively with local governments in developing reasonable regulations that continue to protect and promote clean water across the United States; and**

**BE IT FURTHER RESOLVED that the County Administrator shall send an official copy of this resolution, upon its adoption, to Delaware's U.S. Senators Thomas R. Carper and Christopher A. Coons for consideration.**

**I DO HEREBY CERTIFY THAT THE FOREGOING IS A TRUE AND CORRECT COPY OF RESOLUTION NO. R 008 15 ADOPTED BY THE SUSSEX COUNTY COUNCIL ON THE 16TH DAY OF JUNE 2015.**

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**ROBIN A. GRIFFITH  
CLERK OF THE COUNCIL**