

# RECORD OF ORDINANCE

Date Presented 01/14/2020

Sponsor Mayor Sandine Ordinance No. 05-20 Date Passed 02, 11, 2020

## An Ordinance establishing the necessary rates and fees associated with the Stormwater utility, repeals ordinance 17-18 and declaring and emergency;

**Whereas**, Council created a Stormwater Utility through Ordinance 05-06; and,

**Whereas**, stream bank erosion in the Community is a significant threat to public health and safety and public and private property, and riparian areas and wetlands control runoff and reduces its erosive force; and,

**Whereas**, insufficient control of storm water runoff, riparian areas and wetlands can result in significant damage to receiving water resources, impairing the capacity of these resources to sustain aquatic systems and their associated aquatic life use designations; and,

**Whereas**, there is a regional effort to reduce the flooding and erosion and to protect water quality, riparian areas and wetlands and to protect and enhance the water resources of the Community, and the Community recognizes its obligation as a part of a watershed to reduce flooding and erosion and to protect water quality by controlling runoff within its borders; and,

**Whereas**, new regulations promulgated by the Ohio Environmental Protection Agency (OEPA) require the village to be a permitted MS4 provider; and,

**Whereas**, these new regulations force the village to hire outside assistance to comply with the law; and,

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF LITHOPOLIS, FAIRFIELD COUNTY, STATE OF OHIO;**

**Section 1.** The Village of Lithopolis continues the public utility to manage storm water in the village.

**Section 2.** Council modifies the stormwater rents set forth in the ordinance 05-06 for a monthly charge of

	1/1/2020	1/1/2021	1/1/2022	1/1/2023
	\$5.00	\$5.30	\$5.62	\$5.96

**Section 3.** Council directs the Village Administrator to collect a Stormwater New Connection Charge of \$100.00 (one hundred dollars) per new equivalent dwelling unit (EDU) for residential developments or \$100 per acre for business developments at the time the final plat is applied for.

**Section 4.** The Village Administrator shall adopt such rules and regulations as to manage such utility that are not contrary to Village, State or Federal rules, regulations, ordinances or laws.

**Section 5.** This ordinance is hereby declared an emergency measure in that the public peace, safety, health and welfare of the inhabitants of the Village of Lithopolis are involved and specifically that increased revenue is required to meet new OEPA regulations and ensure village compliance with them.

Attest/Date: Amanda Wolin  
Clerk

Signed/Date: [Signature]  
Mayor

Approved as to form: [Signature]  
Jon M. Browning

First Reading 1/14 Second Reading 1/28

Revised Second Reading \_\_\_\_\_ Third Reading 2/11

VOTE FOR 6 AGAINST 0