

TEMPORARY RESOLUTION NO. 106-14

PERMANENT RESOLUTION NO. 101-14

A RESOLUTION TO REQUEST AN EXTENDED COMPLIANCE SCHEDULE FOR THE COMPLETION OF PROJECTS IDENTIFIED IN THE LONG TERM CONTROL PLAN

WHEREAS, the City of Lancaster is a Combined Sewer Community; and

WHEREAS, the City of Lancaster is under a schedule from the Ohio Environmental Protection Agency to comply with the Combined Sewer Overflow Policy by 2025; and

WHEREAS, the City of Lancaster has completed a Long Term Control Plan Phase II to identify work necessary to comply with the Ohio Environmental Protection Agency requirements;

BE IT RESOLVED BY COUNCIL OF THE CITY OF LANCASTER, STATE OF OHIO

SECTION 1. We recognize that the City of Lancaster has shown good faith in reducing combined sewer overflows by complying with scheduled projects identified by the Ohio Environmental Protection Agency in the City's National Pollutant Discharge Elimination System Permit. The City has undertaken additional projects to reduce or eliminate combined sewer overflows within the City. These projects have reduced the number of overflow occurrences by 48% and the overflow volumes by 46%. These projects have cost the ratepayer \$67 million.

SECTION 2. We recognize that the City of Lancaster has identified additional projects in the amount of \$23 million of ratepayer funds to reach compliance with the Ohio Environmental Protection Agency requirements of two to four overflow events citywide in a "typical year".

SECTION 3. We recognize that economic development is important to the growth of the community. Economic development results in increased income for the residents and to the City revenues, reducing the impacts of the costs of these projects. Management of utility rates is an important economic development tool.

SECTION 4. We agree with the Long Term Control Plan findings that the cost of the additional projects result in a "High Burden" under the U.S. Environmental Protection Agency Financial Capability Determination. The cost of the project will have a disproportionate impact on low income and elderly customers. Under the Financial Capability guidance, High Burden plans may have twenty years for compliance.

SECTION 5. We request that the Ohio Environmental Protection Agency provide twenty years for completion of the projects identified in the Long Term Control Plan Phase II and extend the current compliance schedule until 2035. The City will negotiate interim dates on a project by project basis to ensure that progress continues to be made toward compliance.

SECTION 6. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: 8/25/14 after 2nd reading. Vote: Yeas 8 Nays 0

Approved: 8/25/14

Clerk: Teresa Lee Sandy

Cathy G. Miller
Council President

Offered by: Pat B. Heat

[Signature]
Mayor

Second by: Mary R. Tenen

Requested by Water/Water Pollution Control Committee