

42-03

RESOLUTION NO 44-03

A RESOLUTION EXPRESSING SUPPORT OF LANCASTER CITY COUNCIL FOR OBTAINING AN URBAN SETTING DESIGNATION FOR GROUND WATER AS PROVIDED UNDER OHIO'S VOLUNTARY ACTION PROGRAM

WHEREAS, the City of Lancaster recognizes the importance of developing its unutilized and underutilized properties to help restore economic vitality to certain areas of the City; and

WHEREAS, the Ohio Voluntary Action Program provides for an Urban Setting Designation for ground water that is located in urban areas, but which is not used for potable sources, and will not likely be used in the future as a potable source. The designation, which was established by Ohio EPA for cities and urban townships, minimizes unnecessary investigation of groundwater in these areas, and thus facilitates the redevelopment of these properties; and

WHEREAS, the City of Lancaster is requesting an Urban Setting Designation for the Lancaster East Side Development Area shown in Exhibit A; and

WHEREAS, a successful Urban Setting Designation does not allow ground water to be contaminated in the future by requiring the public and business community to continue to follow strict environmental regulations for protecting ground water sources; and

WHEREAS, limiting permits for use of wells as a source of drinking water greatly facilitates these environmental considerations;

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

SECTION 1. That the Council of the City of Lancaster recognizes the importance of Ohio's Voluntary Action Program and the Urban Setting Designation to the region, as currently proposed by the City of Lancaster, to enhance development of the proposed Lancaster East Side Development Area shown in Exhibit A.

SECTION 2. That the Council of the City of Lancaster finds that approval of the application requesting an Urban Setting Designation for urban ground water, to be submitted to Ohio EPA, will maintain standards protective of public health and the environment while minimizing unnecessary investigation activities and costs.

SECTION 3. That the approval of an Urban Setting Designation, does not, under any authority, release property owners from current environmental laws and regulations designed to protect ground water and other environmental resources.

SECTION 3. That this resolution shall take effect and be in force from and after the earliest period allowed by law.

Passed: 4/28/03 after 3RD reading. Vote: Yeas 8 Nays 0

Approved: 4/30/03

Attest: [Signature]

[Signature]
President of Council

[Signature]
Mayor

Offered by: [Signature] Walter J. Christensen

Second by: [Signature] Xcel Jewelers

Requested by Planning, Zoning and Economic Development Committee