

THE CITY COUNCIL OF NORTH ROYALTON, OHIO

ORDINANCE 09-119

INTRODUCED BY: Petrusky, Willey, Kasaris

AN ORDINANCE AMENDING THE CODIFIED ORDINANCES OF THE CITY OF NORTH ROYALTON, PART TEN STREETS, UTILITIES AND PUBLIC SERVICES CODE, BY CREATING NEW CHAPTERS 1040, 1041, 1042, 1043, 1044, 1045, 1046, AND 1047 AND REPEALING EXISTING CHAPTERS 1040 AND 1045, AND RENUMBERING CHAPTER 1046 TO 1052, AND DECLARING AN EMERGENCY

WHEREAS: Recent changes introduced by the US EPA and Ohio EPA concerning storm water and sanitary sewer operations require the City to review and update its Codified Ordinances pertaining to these issues; and

WHEREAS: This Council deems it necessary to develop a new code for sanitary and storm sewers in order to: provide control of construction of sanitary sewers and use of the city wastewater system; prevent the introduction of pollutants into the municipal stormwater system, into receiving waters, the environment, or the atmosphere or otherwise be incompatible with the system; provide for equitable distribution of the cost of the municipal wastewater systems; protect the health of the city employees working in the collection system and at the wastewater treatment facilities; provide for separate sanitary and stormwater systems; eliminate combined sanitary and stormwater sewer systems.

WHEREAS: Council has determined that these code changes are necessary for the orderly operation of the City sanitary and storm sewer systems.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF NORTH ROYALTON, COUNTY OF CUYAHOGA AND STATE OF OHIO, THAT:

Section 1. Existing Chapters 1040 and 1045 of the Codified Ordinances of the City of North Royalton are hereby repealed.

Section 2. New Chapters 1040 General Provisions, 1041 Licenses and Permits, 1042 Construction Specifications for Sanitary and Storm Sewers, Chapter 1043 Infiltration and Inflow Regulations, Chapter 1044 Industrial Waste, FOG Requirements, Chapter 1045 Billing, Collection and Customer Service, Chapter 1046 Enforcement and Violations, and Chapter 1047 Storm Sewer Regulations of the Codified Ordinances of the City of North Royalton are hereby enacted to read as provided for in Exhibit A, a copy of which is attached hereto and incorporated herein as if fully rewritten.

Section 3. Existing Chapter 1046 entitled Water be renumbered in its entirety to Chapter 1052.

Section 4. It is found and determined that all formal actions of this Council concerning and relating to the adoption of this Ordinance were adopted in an open meeting of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the preservation of the public peace, health, safety and welfare of the city, and for the further reason that Council has determined that it is immediately necessary to amend Chapter 1040 in order to comply with the recent changes introduced by the US EPA and Ohio EPA concerning storm water and sanitary sewer operations requiring the City to review and update its Codified Ordinances pertaining to these issues.

THEREFORE, provided this Ordinance receives the affirmative vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise, from and after the earliest period allowed by law.

/s/ Vincent A. Gentile
PRESIDENT OF COUNCIL

APPROVED: /s/ Robert A. Stefanik
MAYOR

DATE PASSED: November 17, 2009

DATE APPROVED: November 18, 2009

ATTEST: /s/ Laura J. Haller
DIRECTOR OF LEGISLATIVE SERVICES

First reading suspended
Second reading suspended
Third reading November 17, 2009

YEAS: Gentile, Nickell, Petrusky, Willey,
Farrell, Antoskiewicz, Kasaris

NAYS: none