



CITY OF PATASKALA

RESOLUTION 2022-044

**A RESOLUTION AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR TO EXECUTE AN AGREEMENT, FOR STORM WATER MANAGEMENT PROGRAM IMPLEMENTATION AND ANNUAL REPORTING SERVICES, WITH THE LICKING COUNTY SOIL AND WATER CONSERVATION DISTRICT**

**WHEREAS**, the United States Environmental Protection Agency (USEPA) promulgated the National Pollution Discharge Elimination System (NPDES) Phase II storm water regulations on December 9, 1999, mandated by the 1987 amendments to the Clean Water Act, and

**WHEREAS**, as part of the NPDES Phase II storm water rules, USEPA defined municipal separate storm sewer systems (MS4) as "a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains): (i) owned or operated by a State, city, town, borough, county, parish, district, association or other public body...or a designated and approved management agency under section 208 of the Clean Water Act; (ii) designed or used for collecting or conveying storm water; (iii) which is not a combined sewer; and (iv) which is not part of a publicly owned treatment works as defined at 40 CFR 122"; and

**WHEREAS**, the City of Pataskala is an entity that owns or operates a MS4 that requires it to submit an annual report no later than April 1 of each year; and

**WHEREAS**, NPDES Phase II Storm Water Rules also require the development, implementation, and enforcement of a Storm Water Management Program. In years past, the City's contract engineers have provided this service; and

**WHEREAS**, in recent conversations with the Licking County Soil and Water Conservation District, the administration learned the District could perform these services timely and at a reduced rate than that of the City's contract engineers; and

**WHEREAS**, Council for the City of Pataskala now wants to enter into an Agreement with the Licking County Soil and Water Conservation District.

**NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PATASKALA, COUNTY OF LICKING, STATE OF OHIO, A MAJORITY OF MEMBERS PRESENT CONCURRING THAT:**

Section 1: The City Administrator is hereby authorized and directed to execute an agreement, in substantially the same form and content as the agreement attached hereto as Exhibit A and incorporated herein by reference, with Licking County Soil and Water Conservation District.

Section 2: It is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of Council and that all deliberations of the Council and any of the decision-making bodies of the City of Pataskala which resulted in such formal actions were in meetings open to the public in compliance with all legal requirements of the State of Ohio.

Section 3: This Resolution shall take effect at the earliest time allowed by the Charter of the City of Pataskala.

ATTEST:

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Kathy M. Hoskinson, Clerk

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Michael W. Compton, Mayor

APPROVED AS TO FORM:

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Brian M. Zets, Law Director