

ORDINANCE NO. 2003-23

**ADOPTING THE STORM WATER MANAGEMENT PROGRAM AS
REQUIRED BY THE OHIO EPA PHASE II NATIONAL POLLUTANT
DISCHARGE ELIMINATION SYSTEM GENERAL PERMIT FOR THE
CITY OF MASON, OHIO**

WHEREAS, the U.S. EPA issued its phase II Storm Water Regulations on December 8, 1999 requiring Small Municipal Separate Storm Sewer Systems (MS4) within urbanized areas, as defined by the U.S. Bureau of the Census, to apply for National Pollutant Discharge Elimination System (NPDES) permit coverage by March 10, 2003; and

WHEREAS, an MS4 under U.S. EPA's Phase II regulations means a conveyance operated by a city, township, county or other public entity that discharges storm water to surface waters of the state; and

WHEREAS, as a delegated NPDES permitting authority, Ohio EPA is responsible for implementing the Storm Water Phase II regulations; and

WHEREAS, the Ohio EPA issued on December 27, 2002 the final NPDES general permit which authorizes discharges from regulated small MS4s; and

WHEREAS, as an MS4 operator within an urbanized area, based on the 2000 census, the City of Mason is required to apply for NPDES permit coverage by March 10, 2003.

WHEREAS, the City of Mason must develop, implement and enforce a Storm Water Management Program as part of the permit requirements.

WHEREAS, the permit's signatory requirements state all Notice of Intent (NOIs), Storm Water Management Program (SWMPs), reports, certifications or information submitted to the director of Ohio EPA shall be signed by either a principal executive officer or ranking elected official for a municipality.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Mason, Ohio, seven members elected thereto concurring:

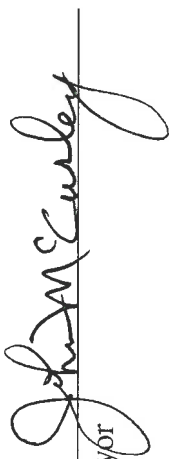
Section 1. That the Storm Water Management Program (SWMP) of the City of Mason, Ohio is hereby adopted, as set forth on Exhibit "A", attached hereto and incorporated herein by reference.

Section 2. That the City Manager of the City of Mason, Ohio is hereby authorized to approve modifications and sign all NOIs, SWMPs, reports, certifications or information

submitted to the director of Ohio EPA.

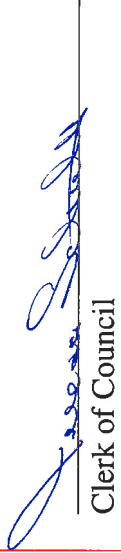
Section 3. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 10th day of March, 2003.



Mayor

Attest:



Clerk of Council

2/24/2003\