

**ORDINANCE NO. 2013 - 35**

**AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT, NOT TO EXCEED \$24,000, WITH WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT FOR THE EDUCATION, INSPECTION AND ASSOCIATED SERVICES NECESSARY TO MEET THE NATIONAL POLLUTANT DISCHARGE ELIMINATION (NPDES) PHASE II REQUIREMENTS**

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 to apply for National Pollutant Discharge Elimination System (NPDES) permit coverage; and

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

WHEREAS, the City of Mason must develop, implement and enforce the Six Minimum Control Measures including Educational Outreach, Public Participation, Illicit Discharge Detection, Construction Site Stormwater Management, Post Construction Stormwater Management and Municipal Good Housekeeping as part of the Storm Water Management Program; and

WHEREAS, the Warren County Soil and Water District currently has a working agreement with the Ohio EPA and the Ohio Department of Natural Resources to complete inspections and has the ability to aid the City of Mason in meeting requirements to develop, implement and enforce sections of the Six Minimum Control Measures as part of the Storm Water Management Program.

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

Section 1. That the City Manager is hereby authorized to enter into an agreement with Warren County Soil and Water Conservation District for education, inspection and services associated with the City of Mason's National Pollutant Discharge Elimination System permit, and that the terms and conditions of such Agreement shall be as set forth in Exhibit "A", attached hereto and incorporated herein by reference.

Section 2. The City Manager is hereby authorized and directed to secure the execution of the Agreement prepared by the Warren County Soil and Water Conservation District's Office.

Section 3. That the Finance Director is hereby authorized to pay said Warren County Soil and Water Conservation District's Office an amount not to exceed \$24,000 for said work.

Section 4. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed this 8<sup>th</sup> day of April, 2013.

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Mayor

Attest:

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Clerk of Council