



## Legislation Details (With Text)

**File #:** 2137-2022      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 7/11/2022      **In control:** Public Utilities Committee

**On agenda:** 7/25/2022      **Final action:** 7/27/2022

**Title:** To authorize the Director of Public Utilities to amend the 2003 sewer service agreement with Franklin County to modify the service area boundary for the Franklin County Landfill, now the Solid Waste Authority of Central Ohio (SWACO) and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Franklin County second sewer mod 7 7 22, 2. Columbus-Franklin County Sewer Agreement - Revised Exhibit 11

Date	Ver.	Action By	Action	Result
7/27/2022	1	CITY CLERK	Attest	
7/26/2022	1	ACTING MAYOR	Signed	
7/25/2022	1	COUNCIL PRESIDENT	Signed	
7/25/2022	1	Columbus City Council	Approved	Pass

**BACKGROUND:** The City of Columbus and Franklin County entered in to a contract for sewer services on August 25, 2003, pursuant to City Ordinance No. 0997-2003 and County Resolution No. 772-03. That agreement included a service area designated for the Franklin County Landfill, which is now the Solid Waste Authority of Central Ohio (SWACO). This service area covered a portion, but not all of SWACO’s primary area. SWACO is undertaking key facility improvements necessary to maintain efficient operations. This legislation allows the Director of Public Utilities to amend the 2003 sewer agreement with Franklin County in order to expand the SWACO service area to facilitate pending improvements and incorporate their administrative center. This territory is already covered by an existing water service agreement between Columbus and SWACO. Emergency action is requested in order to keep the facility improvements on schedule.

**FISCAL IMPACT:** Not applicable

To authorize the Director of Public Utilities to amend the 2003 sewer service agreement with Franklin County to modify the service area boundary for the Franklin County Landfill, now the Solid Waste Authority of Central Ohio (SWACO) and to declare an emergency.

**WHEREAS,** the City of Columbus and Franklin County entered in to a contract for sewer services on August 25, 2003, pursuant to City Ordinance No. 0997-2003 and County Resolution No. 772-03, and

**WHEREAS,** that agreement included a service area designated for the Franklin County Landfill, which is now the Solid Waste Authority of Central Ohio (SWACO), and

**WHEREAS,** this service area covered a portion, but not all of SWACO’s primary area, and

**WHEREAS,** an amendment to the sewer service agreement is necessary to modify the service area to allow key facility improvements necessary to maintain efficient operations, and

**WHEREAS,** all other existing covenants, provisions, terms and conditions thereof shall be binding, and the only purpose

of this modification is to modify the service area boundary, and

**WHEREAS**, an emergency exists in the usual daily operation of the Division of Sewerage and Drainage, Department of Public Utilities, in that it is necessary to immediately authorize the Director of Public Utilities to amend the sewer service agreement with Franklin County to modify the SWACO service area in order to facilitate pending improvements and incorporate their administrative center and to allow these improvements to proceed without delay for the preservation of the public peace, property, health safety and welfare; now, therefore,

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

**SECTION 1.** That the Director of Public Utilities is authorized to amend the 2003 sewer service agreement with Franklin County to modify the service area boundaries associated with the Franklin County Landfill, now the Solid Waste Authority of Central Ohio. All other existing covenants, provisions, terms and conditions thereof shall be binding, and the only purpose of this modification is to modify the service area boundaries.

**SECTION 2.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor or ten days after passage if the Mayor neither approves nor vetoes the same.