



## Legislation Details (With Text)

**File #:** 1418-2012      **Version:** 1

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

**File created:** 6/19/2012      **In control:** Public Utilities Committee

**On agenda:** 7/9/2012      **Final action:** 7/11/2012

**Title:** To authorize the Director of Public Utilities to enter into a contract modification with the Board of County Commissioners of Delaware County, Ohio ("County"); and to declare an emergency.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Delaware Columbus Sewer Amendment FINAL

Date	Ver.	Action By	Action	Result
7/11/2012	1	CITY CLERK	Attest	
7/10/2012	1	MAYOR	Signed	
7/9/2012	1	COUNCIL PRESIDENT	Signed	
7/9/2012	1	Columbus City Council	Approved	Pass

**BACKGROUND:** This legislation authorizes the Director of Public Utilities to enter into a modification of the sewer contract it has with Delaware County for the Polaris Area. The modification alters the density allowances for certain areas to enhance development.

**FISCAL IMPACT:** There is no impact on the sewer service budget.

To authorize the Director of Public Utilities to enter into a contract modification with the Board of County Commissioners of Delaware County, Ohio ("County"); and to declare an emergency.

**WHEREAS,** the City of Columbus and the Delaware County Regional Sewer District, acting through the Board of County Commissioners of Delaware County, Ohio, entered into an agreement for sanitary sewer service on November 12, 1991 pursuant to Ordinance No. 2424-91, passed by the City of Columbus, and Resolution No. 91-827, adopted by the Board of County Commissioner of Delaware County; and

**WHEREAS,** the sewer service agreement describes four different tributary areas and the respective density standards under which sewer service will be provided to each area; and

**WHEREAS,** the City of Columbus and the Delaware County Regional Sewer District have agreed that it is in the best interests of both parties to modify the density standard for the tributary area designated in the sewer agreement as AREA #1; and

**WHEREAS,** the matter herein constitutes an emergency in that it is immediately necessary and in the interest of the City and County to address certain issues regarding a future wastewater treatment plant the County may need for the immediate preservation of the public health, peace, property, safety and welfare; now, therefore,

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

**SECTION 1.** That the Modification of Agreement for Sanitary Sewer Service between the City of Columbus and Delaware County substantially in the form attached hereto or on file with the Clerk, including exhibits thereto, are approved, and the Director of the Department of Public Utilities (the "Director") is hereby authorized to execute the Contract.

**SECTION 2.** That the Director is authorized to take all actions necessary to implement the above referenced contracts.

**SECTION 3.** That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is 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.