



Legislation Text

File #: 0956-2015, **Version:** 1

The purpose of this legislation is to authorize the Director of Public Utilities to pay the State of Ohio, Ohio Environmental Protection Agency (OEPA) Annual Sewage Sludge Fees for the Jackson Pike and Southerly Wastewater Treatment Plants for the fiscal year 2014.

House Bill 152 became law in July 1993. This law created a series of fees which provides financial support of the Ohio Environmental Protection Agency. Included in these fees is an annual Sewage Sludge Fee, assessed to sewage sludge facilities, that needs to be paid by holders of NPDES permits.

Sewage Sludge is a solid, semi-solid, or liquid residue generated during the treatment of domestic sewage in a treatment works as defined in section 6111.01 of the Ohio Revised Code. Sewage Sludge is classified as either Exceptional Quality sludge (EQ) or Non-Exceptional Quality sludge (Non-EQ). The EQ sludge must meet a strict set of qualifications to achieve this classification. The Disposal process means the final use of sewage sludge, including, but not limited to, land application, land reclamation, surface disposal, or disposal in a landfill or an incinerator. The disposal fee, if the land application process is used, is determined based upon the classification of the sewage sludge.

Each sewage sludge facility shall pay a nonrefundable annual sludge fee per ton of sewage sludge, including the dry tons of sewage sludge in materials derived from sewage sludge; that the sewage sludge facility treats or disposes of in the State of Ohio. The annual volume of sewage sludge treated or disposed of by a sewage sludge facility shall be calculated using the first day of January through the thirty-first day of December of the calendar year preceding the date on which payment of the fee is due. Fees are charged based on the classification of the sludge and the disposal method used.

The Division of Sewerage and Drainage holds two such Wastewater Treatment Plant Sewage Sludge permits, Jackson Pike Permit Number 4PF00000, Southerly Permit Number 4PF00001. The Jackson Pike Wastewater Treatment Plant has Land Application Non-EQ fees totaling \$17,452.41. The Southerly Wastewater Treatment Plant has Land Application EQ fees totaling \$13,000.00, Land Application Non-EQ fees totaling \$7,636.46 and Incineration fees totaling \$5,000.00, for a total fee due of \$25,636.46. Payment is due on June 30, 2015. A 10 percent (10%) penalty is assessed if payment is not received on or before June 30, 2015, by the Ohio EPA.

SUPPLIER: State of Ohio, Ohio Environmental Protection Agency (31-6402047-082), Governmental Entity

FISCAL IMPACT: \$43,088.87 is needed and budgeted to pay these fees.

\$36,325.72 was spent in 2014

\$27,370.02 was spent in 2013

EMERGENCY DESIGNATION: This ordinance is being submitted as an emergency to provide for the timely payment of fees so as to avoid the potential for penalties to be assessed due to late payments.

To authorize the Director of Public Utilities to pay the annual Sewage Sludge Fees for Fiscal Year 2014 to the State of Ohio, Ohio Environmental Protection Agency for the Division of Sewerage and Drainage; to authorize the expenditure of \$43,088.87 from the Sewerage System Operating Fund, and to declare an emergency. (\$43,088.87)

WHEREAS, House Bill 152 became law in July 1993 and created a series of fees which provide financial support to the State of Ohio, Ohio Environmental Protection Agency, and

WHEREAS, included in these fees is an annual Sewage Sludge Fee assessed to sewage sludge facilities based on the type of treatment and/or dispose of sewage sludge, that needs to be paid by holders of NPDES permits, and

WHEREAS, the fees to be paid for in calendar year 2015 are based upon the volume, classification of the sewage sludge produced, and the method of disposal, by each facility, during the previous year (2014) between January 1 and December 31, and

WHEREAS, the Wastewater Treatment Plant annual Sewage Sludge Fees have been budgeted for the 2015 payments, and

WHEREAS, the payment is due on or before June 30, 2015 to prevent a ten percent (10%) penalty, and

WHEREAS, an emergency exists in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage in that it is immediately necessary to provide for the timely payment of fees so as to avoid the potential for penalties to be assessed as a result of any late payments, for the immediate preservation of the public health, peace, property and safety; now, therefore

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

SECTION 1. That the Director of Public Utilities be and is hereby authorized to pay the Ohio Environmental Protection Agency through the Treasurer, State of Ohio, ASF - Rev ID# 0001035264 and ASF - Rev ID# 0001035265, Dept. L-2711, Columbus, Ohio 43260-2711, for annual Sewage Sludge Fees for sewage sludge treated and/or disposed of during calendar year 2014, upon receipt of proper invoices.

SECTION 2. That the expenditure of \$43,088.87 or so much thereof as may be needed, be and the same hereby is authorized from the Sewerage System Operating Fund, Fund 650, Department 60-05, to pay the cost thereof as follows:

Jackson Pike Wastewater Treatment Plant

OCA: 605014

Object Level One: 03

Object Level Three: 3401

Amount: \$17,452.41

Southerly Wastewater Treatment Plant

OCA: 605048

Object Level One: 03

Object Level Three: 3401

Amount: \$25,636.46

SECTION 3. That the funds necessary to carry out the purpose of this ordinance are hereby deemed appropriated, and the City Auditor shall establish such accounting codes as necessary.

SECTION 4. That for the reasons stated in the preamble hereto, where 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.