



## Legislation Text

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**File #:** 2464-2017, **Version:** 1

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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 Discharge Fees for the Jackson Pike and Southerly Wastewater Treatment Plants, Municipal Storm Water Discharge fee and a Public Discharger fee for fiscal year 2017.

House Bill 152 became law in July 1993. This law created a series of fees which provide financial support of the Ohio Environmental Protection Agency. Included in these fees is an annual Wastewater Treatment Plant Discharge Fee, an annual Municipal Storm Water Discharge Fee and an annual Discharger Fee, assessed to public dischargers, that needs to be paid by holders of NPDES permits.

The Division of Sewerage and Drainage holds two such Wastewater Treatment Plant Discharge permits, Jackson Pike Permit Number 4PF00000, Southerly Permit Number 4PF00001. The Jackson Pike Wastewater Treatment Plant has discharge fees totaling \$41,400.00 and the Southerly Wastewater Treatment Plant has discharge fees totaling \$41,400.00, and payment is due on January 31, 2018. A ten percent (10%) penalty is accessed, if payment is not received on or before January 31, 2018, by the Ohio EPA.

The fees for calendar year 2017 are based upon the average volume of wastewater discharged by each facility during the previous year (2016) between May 1 and October 31. During this period, the Jackson Pike Wastewater Treatment Plant averaged 69.86 MGD and the Southerly Wastewater Treatment Plant averaged 83.17 MGD.

The Division of Sewerage and Drainage, Stormwater Section holds two such permits, Municipal Storm Water Discharge Permit Number 4PI00000\*CD, Public Discharger Permit Number 4PI00000\*CD. The Stormwater section has discharge fees totaling \$10,000.00 and public discharger fees totaling \$180.00, payment is due on January 31, 2018. A ten percent (10%) penalty is accessed if payment is not received on or before January 31, 2018 by the Ohio EPA.

The Municipal Storm Water Discharge fees for calendar year 2017 are based upon the Area Permitted (square miles) of 228.4 x \$100 (not to exceed \$10,000) for the previous year (2016). The annual Public Discharger fee is \$180.00.

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

**FISCAL IMPACT:** \$92,980.00 is needed and budgeted to pay these fees.

\$92,980.00 was paid in 2016

\$92,980.00 was paid in 2015

To authorize the Director of Public Utilities to pay the annual Discharge Fees for Fiscal Year 2017 to the State of Ohio, Ohio Environmental Protection Agency, for the Division of Sewerage and Drainage; and to authorize the expenditure of \$82,800.00 from the Sewerage System Operating Fund and \$10,180.00 from the Storm Sewer Operating Fund. (\$92,980.00)

**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 Wastewater Treatment Plant Discharge Fee, an annual Municipal Storm Water Discharge Fee and an annual Discharger Fee assessed to public dischargers, to be paid by holders of NPDES permits; and

**WHEREAS**, the Division of Sewerage and Drainage holds such permits for the Jackson Pike and Southerly Wastewater Treatment Plants, and the Stormwater Section; and

**WHEREAS**, the fees for calendar year 2017 are based upon the average volume of wastewater discharged by each facility during the previous year (2016), between May 1 and October 31. During this period, the Jackson Pike Wastewater Treatment Plant averaged 69.86 MGD and the Southerly Wastewater Treatment Plant averaged 83.17 MGD; and

**WHEREAS**, the Municipal Storm Water Discharge fees for calendar year 2017 are based upon the Area Permitted (square miles) of 228.4 x \$100 (not to exceed \$10,000) for the previous year (2016). The annual Public Discharger fee is a set rate fee, and

**WHEREAS**, the Wastewater Treatment Plant fees were first paid in January 1994, and the Municipal Storm Water Discharge fees and annual Public Discharger fees were first paid in January 2004, and all fees have been paid each year thereafter, and have been budgeted for the 2017 payments; and

**WHEREAS**, payment is due on or before January 31, 2018 to prevent a ten percent (10%) penalty; and

**WHEREAS**, it has become necessary in the usual daily operation of the Department of Public Utilities, Division of Sewerage and Drainage, to authorize the Director of Public Utilities to pay for the annual Discharge Fees and Public Discharger Fees for 2017 with the State of Ohio, Ohio Environmental Protection Agency; 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, Ohio EPA Office Fiscal Administration, Dept. L-2711, Columbus, OH 43260-2711, for annual Discharge Fees and Public Discharger Fees for 2017 upon receipt of proper invoices.

**SECTION 2.** That the expenditure of \$92,980.00, or so much thereof as may be needed, is hereby authorized, in Fund 6100 Sewerage System Operating Fund in object class 03 Services in the amount of \$82,800.00, and in Fund 6200 Storm Sewer Operating Fund in object class 03 Services in the amount of \$10,180.00 per the accounting codes in the attachment to this ordinance.

**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 this ordinance shall take effect and be in force from and after the earliest period allowed by law.