

**RESOLUTION NO. 2018 – 07  
INTRODUCED BY: MR. NEWELL**

**4082**

**A RESOLUTION AUTHORIZING THE VILLAGE ENGINEER TO PREPARE PLANS, SPECIFICATIONS AND BID PROPOSALS TO COMMENCE THE PLANNING AND DESIGN FOR THE VILLAGE WASTEWATER TREATMENT PLANT IMPROVEMENTS, AND TO MAINTAIN COMPLIANCE WITH THE OHIO ENVIRONMENTAL PROTECTION AGENCY PERMIT REQUIREMENTS AND DECLARING AN EMERGENCY.**

**WHEREAS**, the Village operates a wastewater treatment facility that falls under the jurisdiction of the Federal Water Pollution Control Act, as amended, and the Ohio Water Pollution Control Act; and

**WHEREAS**, the Village has been issued Permit No. 3PDZ00038\*KD (“Permit”) to permit discharge from the Meadow Lane Wastewater Treatment Works, to the Chagrin River at River Mile 28.3; and

**WHEREAS**, the Permit mandates pollution discharge limits for all aspects of municipal sewage treatment and requires the Village to eliminate raw sewage overflows in accordance with the Village of Chagrin Falls WWTP Bypass and Sanitary Sewer Overflow Elimination Plan dated October, 2013 (“Plan”); and

**WHEREAS**, the Permit requires the Village submit a Permit To Install application with detailed plans for improvements as soon as possible, but not later than December 31, 2018 and that construction commence as soon as possible, but no later than December 31, 2020 in order to address the sanitary sewer overflow (“SSO”) elimination requirement of the Permit; and

**WHEREAS**, due to aging infrastructure and increasing treatment requirements of the Permit, substantial upgrades to the treatment plant are required and must be planned concurrent with the SSO elimination (collectively the “Project”).

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE VILLAGE OF CHAGRIN FALLS, CUYAHOGA COUNTY, AND STATE OF OHIO:**

**SECTION 1.** That the Village Engineer is hereby authorized to prepare plans, specifications and then advertise for bids for the Project in order to meet Permit compliance requirements and to allow for Plan approval and construction to commence as soon as possible and no later than December 31, 2020.

**SECTION 2.** The Village Engineer, in advertising bids, shall comply with all Village Ordinances and the Ohio Revised Code and submit his recommendation for the lowest and best bid to Village Council for approval and adoption of an Ordinance to authorize the Project to proceed, after compliance with all Permit requirements.

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**SECTION 3.** The Village Engineer is authorized to prepare, publish and circulate the plans and specifications in order to receive competitive bids in a timely manner.

**SECTION 4.** That actions of this Council concerning and relating to the passage of this legislation were adopted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements, including Chapter 114 of the Codified Ordinances of the Village of Chagrin Falls.

**SECTION 5.** That in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls, public notice of this Resolution shall be given by posting a copy thereof for not less than fifteen (15) days in the Village Hall.

**SECTION 6.** This Resolution is declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health and safety of the inhabitants of the Village and for the further reason that this Resolution must be immediately effective so that the Village Engineer can proceed with plans, specifications and then advertise for bids to implement the Project in order to maintain compliance with the Permit and meet the deadline requirements by applicable governmental agencies; this Resolution shall be in full force and effect immediately upon its adoption by at least two-thirds (2/3) of the members of Council and approval by the Mayor.

PASSED: January 22, 2018

  
Karl Maersch, Council President


Submitted to the Mayor for  
his approval on this  
23 day of January, 2018

Approved by the Mayor

January 23, 2018

  
Mayor William Tomko

I hereby certify that Resolution No. 2018- 07 was duly enacted on the 22 day of January, 2018, by the Council of the Village of Chagrin Falls and posted in accordance with Section 113.01 of the Codified Ordinances of the Village of Chagrin Falls.

  
Clerk of Council