

CITY OF OBERLIN, OHIO

ORDINANCE No. 19-14 AC CMS

AN ORDINANCE AMENDING SECTIONS 911.05 AND 911.25 OF THE OBERLIN CODIFIED ORDINANCES OF THE CITY OF OBERLIN, OHIO AND ENACTING NEW SECTION 911.30 TO PROVIDE FOR THE REPLACEMENT OF CERTAIN LEAD WATER SERVICE LATERALS AND CERTAIN GALVANIZED STEEL WATER SERVICE LATERALS SERVING PRIVATE PREMISES AND DECLARING AN EMERGENCY

WHEREAS, The Ohio Environmental Protection Agency has enacted new requirements for water line repairs and replacements in areas which are likely to contain lead service liens, (“Regulations”); and,

WHEREAS, said Regulations require that the City offer to replace lead water service lines located on private property, at the property owner’s expense, where lead service lines are identified in connection with the capital replacement and emergency repair of City-owned water mains; and,

WHEREAS, in addition to the requirement that the City offer to replace lead service lines located on private property, Council desires to offer to replace galvanized steel water service lines on private property, at the property owner’s expense, where the City’s water service connection is lead and where the property owner’s water service lateral is constructed of galvanized steel pipe; and,

WHEREAS, in order to ensure the recovery of the costs of private lead and/or galvanized steel water service line replacements performed by the City of Oberlin for the owners of private property, City Council desires to authorize a process for the assessment of any such unpaid costs to the real property serviced by the replaced water service lateral.

WHEREAS, in order to implement the Regulations, to provide for the replacement of galvanized steel water service lines on private property and to provide for the assessment of the unpaid costs associated with those replacements, it is necessary to amend Sections 911.05 and 911.25 of the Codified Ordinances of the City of Oberlin, Ohio and to enact new Section 911.30 – Capital Construction and Service Lateral Replacement; and

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That Sections 911.05 and 911.25 of the Codified Ordinances of the City of Oberlin, Ohio, are hereby amended to read as set forth in Exhibit A attached hereto and incorporated herein by reference.

SECTION 2. That Section 911.30 of the Codified Ordinances of the City of Oberlin, Ohio be enacted as shown in Exhibit A attached hereto and incorporated herein by reference.


SECTION 3. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such

formal action, were in meetings open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the citizens of the City of Oberlin, Ohio or to provide for the usual daily operation of a municipal department, to wit: to facilitate the submission of bids for the upcoming capital replacement of City-owned water mains on Elm Street,” and shall take effect immediately upon passage.

PASSED: 1st Reading: March 18, 2019 (E)
2nd Reading: _____
3rd Reading: _____

ATTEST:



BELINDA B. ANDERSON, MMC
CLERK OF COUNCIL



BRYAN BURGESS
PRESIDENT OF COUNCIL

POSTED: 03/19/2019

EFFECTIVE DATE: 03/18/2019