

ORDINANCE NO. 52 - 86

By Joanne Ranyft

An Ordinance to authorize the Mayor and Auditor to sign an amended sewerage service agreement with the City of Columbus.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF BEXLEY, OHIO:

Section 1. That the Mayor and Auditor be and they hereby are authorized and directed to execute an amended sewerage service agreement with the City of Columbus, said agreement to be in the form attached hereto as Exhibit A and incorporated herein by this reference.

Section 2. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

Passed: September 9, 1986

John F. Hurd
President of Council

Attest: John W. Hurd
Clerk of Council

Approved: Sept 9, 1986

Sept. 9, 1986 - 1st reading
Susp. & Adopt.

David H. Madison
David H. Madison, Mayor

(PROPOSED)
AMENDED SEWERAGE SERVICE AGREEMENT

WHEREAS, the City of Columbus, Ohio, and the _____ Ohio, entered into a Sewerage Service Agreement on _____, 19____, providing for the discharge, by the _____, Ohio, of sewage, industrial wastes, water or other liquid wastes, into, and the transportation, pumping and treatment of the same by the Sewage System and Sewage Treatment Works of the City of Columbus, Ohio, for a period expiring by the terms of the Agreement on _____, _____, and;

WHEREAS, it is the determination of the parties hereto that the terms and provisions of that Agreement shall be modified to include the following as hereinafter provided, now, therefore,

This Amended Agreement entered into this _____ day of _____, 1985, by and between the City of Columbus, Ohio, acting by and through its Director of Public Utilities and Aviation, pursuant to and under authority of Ordinance No. _____ passed and approved _____, 1985, and the _____, Ohio, acting by and through its duly authorized officer or officers, pursuant to and under authority of Ordinance No. _____ passed or adopted on _____, 1985, by the _____, Ohio, copies of which are attached hereto and made a part hereof, the parties hereto agree that, effective _____, 1985, Section _____ shall be added to the current Sewerage Service Agreement and shall read and operate as follows:

SECTION _____. That the City of Columbus may administer and enforce Sections 1145.01 - 1145.99 of the Columbus City Codes and all amendments thereto within the boundaries of the _____ of _____ in order to prohibit or limit the discharge of toxic and other substances into the sewage system. It is also agreed that the City of Columbus representatives may enter industrial establishments, perform inspections, and sample waste streams for the purpose of enforcing Sections 1145 and 1147 of the Columbus City code, as amended, the _____ of _____ agrees that the requirements of Sections 1145.01 - 1145.99 shall apply to all premises in the _____ of _____ which are or later become tributary directly or indirectly to the sewage system of the City of Columbus to the same extent as they apply to premises within the City of Columbus.

- a) That the _____ of _____ agrees that all fees for administering and enforcing Chapter 1145 shall be collected in accordance with Chapter 1147 of the Columbus City Codes, as amended.
- b) That the _____ of _____ agrees to indemnify the City of Columbus for all damages, fines and costs incurred as a result of non-domestic waste discharges originating in the service area of the _____ of _____.

It is further agreed and understood by the parties to this Amended Agreement that all other terms, covenants, conditions and provisions of the current Agreement shall remain in full force and effect until or unless changes by further and additional Amended or Supplemental Agreements.

IN WITNESS WHEREOF, the parties hereto have set their hands on this _____ day of _____, 1985.

THE CITY OF COLUMBUS, OHIO

By _____
Director of Public Utilities and
Aviation

THE _____ OF _____, OHIO

By _____

Approved as to form:

_____ of _____, Ohio

City Attorney, Columbus, Ohio