

ORDINANCE NO. 2023-12

AN ORDINANCE AMENDING CHAPTER 922 OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOWICK, OHIO, TITLED, “WILLOUGHBY-EASTLAKE WASTEWATER COLLECTION AND TREATMENT SYSTEM”; SPECIFICALLY, SECTION 922.06, TITLED “FEES,” AND DECLARING AN EMERGENCY.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Willowick, County of Lake, and State of Ohio:

Section 1. That Chapter 922 of the Codified Ordinances of the City of Willowick, Ohio, titled “WILLOUGHBY-EASTLAKE WASTEWATER COLLECTION AND TREATMENT SYSTEM”; specifically Section 922.06, titled “Fees”, is hereby amended, to read and provide as follows:

922.06 FEES

(a) Sewage Surcharge:

(1) Establishment. A sewage surcharge . . .

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(c) Surcharge for Excess Concentration.

(1) When the total suspended solids, CBOD, COD, phosphorus and/or oil and grease of a water or waste accepted for admission to the system exceed the values of their constituents for normal sewage, the excess concentration in any or all, as the case may be, shall be subject to a surcharge as follows:

A. Pounds of excess suspended solids per day x ~~\$0.57~~ **\$0.44** per lb.=suspended solids surcharge.

B. Pounds of excess CBOD per day x ~~\$0.56~~ **\$0.47** per lb.=CBOD surcharge

C. Pounds of excess COD per day x ~~\$0.25~~ **\$0.22** per lb.=COD surcharge.

D. Pounds of excess phosphorus per day x ~~\$0.85~~ **\$0.73** per lb.=phosphorus surcharge.

E. Pounds of excess oil and grease per day x ~~\$0.57~~ **\$0.44** per lb.=oil and grease surcharge.

(2) In addition to the above surcharges, the City shall have the right to surcharge any user for the discharge of any other pollutant into the sewage system.

Section 2. That the existing Section 922.06 of the City’s Ordinance is hereby repealed in that said Section is superseded by this legislation.

Section 3. All formal actions of this Council concerning the passage of this Ordinance were adopted in an open meeting, and that all deliberations of this Council, or any of its Committees, which resulted in such formal action, were in meetings open to the public, in compliance with all legal

requirements, including Chapter 107 of the Codified Ordinances and Section 121.22 of the Ohio Revised Code.

Section 4. This Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety, welfare and dignity of the residents of the City of Willowick, insofar as it provides for the necessary and usual daily operation of the City and its Department of Service, and further to ensure payment compliance with the surcharge rate changes for extra-strength wastes for the Willoughby-Eastlake Wastewater Collection and Treatment System passed by the City of Willoughby on March 7, 2023, and effective April 6, 2023.

WHEREFORE, this Ordinance shall be in full force and effect immediately upon its passage by Council and approval by the Mayor.

Adopted by Council: _____, 2023

Robert Patton, Council President

Submitted to the Mayor: _____, 2023

Michael J. Vanni, Mayor

Approved by the Mayor: _____, 2023

ATTEST: _____
Christine Morgan, Clerk of Council