

County Council of Cuyahoga County, Ohio

Resolution No. R2012-0169

Sponsored by: County Executive FitzGerald/Department of Public Works/Division of County Engineer	A Resolution fixing sewer maintenance and/or sewerage treatment rates for County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21, 22 and 24 and for the City of Pepper Pike, in accordance with Ohio Revised Code Section 6117.02; and declaring the necessity that this Resolution become immediately effective.
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WHEREAS, in County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21, 22 and 24 and the City of Pepper Pike, sewer improvements and/or sewage disposal plants have been installed for the benefit of the lots and lands contained within said Sewer Districts and City; and,

WHEREAS, the County has contractual obligations with communities to operate and maintain sanitary sewerage systems including sanitary sewers, wastewater treatment plants, and pumping stations; and,

WHEREAS, funds are necessary to pay for the treatment and disposal costs and for proper maintenance and operation of the sewerage system in said districts from January 1, 2013 forward; and,

WHEREAS, under provisions of the Ohio Revised Code Section 6117.02, this County may levy an assessment to pay the cost and expense of the maintenance and operation of such sewerage improvements, including the disposal of sewage; and,

WHEREAS, said sewer maintenance and/or sewerage treatment rates shall be applied as follows:

Single family	Front footage x maintenance rate
Condominiums	Average front footage for the community x 0.87 x sewer maintenance rate
Apartments	Per settlement formula per Common Pleas Case #245631
Commercial	Front footage x maintenance rate x 1.15 percent
Industrial	Front footage x maintenance rate x 1.15 percent

WHEREAS, it is necessary that this Resolution become immediately effective in order that critical services provided by Cuyahoga County can continue and to provide for the usual, daily operation of a County entity.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY COUNCIL OF CUYAHOGA COUNTY, OHIO:

SECTION 1. That in order to provide funds with which to maintain and operate sewerage improvements in County Sewer District Nos. 1, 1A, 2, 3, 5, 8, 9, 13, 14, 20, 21, 22 and 24 and the City of Pepper Pike from January 1, 2013, forward, the following rates shall be charged to the actual and/or potential users of such sewerage system:

	Sewer Maintenance Rate (Per Front Foot)	Sewage Treatment Rate (Per Thousand Cubic Feet of Water Consumption)
	<u>2013</u>	<u>2013</u>
Sewer District No. 1		
Brooklyn	\$ 2.60	
Linndale	\$ 2.50	
Middleburg Heights		
Sanitary Sewer	\$ 2.00	
Storm Sewer	\$ 0.50	
Water Transmission Lines	\$ 0.20	
Parma Heights		
Sanitary Sewer	\$ 1.80	
Storm Sewer	\$ 0.55	
Water Transmission Lines	\$ 0.15	
Sewer District No. 1A		
Parma		
Sanitary Sewers	\$ 1.60	
Storm Sewers	\$ 0.40	
Water Transmission Lines	\$ 0.15	

Sewer District No. 2

Brooklyn Heights	
Sanitary Sewers	\$ 0.25
Storm Sewers	\$ 1.50
Seven Hills	\$ 1.00 (A)

Sewer District No. 3

Beachwood	\$ 1.50
Gates Mills	\$ 7.00
Highland Heights	\$ 2.50
Lyndhurst	\$ 1.00
Mayfield Heights	\$ 2.50
Mayfield Village	\$ 4.00
Pepper Pike	\$ 2.50
Richmond Heights	\$ 2.70
South Euclid	\$ 1.00 (B)

Sewer District No. 5

Beachwood	\$ 1.50
Bedford Heights	\$ 1.95
Highland Hills	\$ 2.50
North Randall	
Sanitary Sewers	\$ 0.75
Storm Sewers	\$ 1.75
Orange Village	\$ 3.00
Warrensville Heights	\$ 2.50

Sewer District No. 8

Middleburg Heights	
Sanitary Sewer	\$ 2.00
Storm Sewer	\$ 0.50
Water Transmission Lines	\$ 0.20

Sewer District No. 9

Garfield Heights	
Sanitary Sewers	\$ 0.70
Storm Sewers	\$ 0.30
Maple Heights	
Sanitary Sewers	\$ 2.20
Storm Sewers	\$ 0.30

Sewer District No. 13

Brecksville		
Sanitary Sewers	\$ 2.50	\$ 40.00
Storm Sewers	\$ 0.60	
Broadview Heights	\$ 1.50	

Sewer District No. 14

Olmsted Township		
Sanitary Sewers	\$ 3.50	
Storm Sewers	\$ 0.47	

Sewer District No. 20

Bedford	\$ 1.60	
Walton Hills	\$ 1.60	

Sewer District No. 21

Woodmere	\$ 225.00 (C)	
	\$ 150.00 (C)	

Sewer District No. 22

Newburgh Heights	\$ 5.50	
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Sewer District No. 24

East Cleveland		
Sanitary Sewers	\$ 2.40	
Storm Sewers	\$ 0.10; and,	

- (A) Rate Applies to properties served by County Improvement No. 231; and,
- (B) Rate Applies to portion of South Euclid tributary to County Improvement Nos. 3-A-1 and 3-A-2 only; and,
- (C) Flat Rate: \$ 225.00 charge for each improved parcel for 2013 \$ 150.00 charge for each unimproved lot for 2013; and,

Any charges that are no paid shall be certified to the County Fiscal Officer, as provided by law, for collection.

SECTION 2. That the Clerk of Council be, and she is hereby, instructed to transmit a copy of this Resolution to the County Fiscal Officer and one copy to the Department of Public Works/Sanitary Engineer.

SECTION 3. It is necessary that this Resolution become immediately effective to comply with the Ohio Revised Code, Section 6117.33, which provides that assessments for such rates must be certified on or before the second Monday in September, that being September 10, 2012. Provided that this Resolution receives the affirmative vote of eight members of Council, this Resolution shall become immediately effective upon the signature of the County Executive.

SECTION 4. It is found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of the Council, and that all deliberations of this Council and 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.

On a motion by Mr. Schron, seconded by Mr. Rogers, the foregoing Resolution was duly adopted.

Yeas: Simon, Greenspan, Miller, Brady, Germana, Gallagher, Schron, Conwell, Jones, Rogers and Connally

Nays: None

County Council President

Date

County Executive

Date

Deputy Clerk of Council

Date

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