

RESOLUTION 22-181

November 8, 2022
December 13, 2022

RESOLUTION TO AUTHORIZE THE HEALTH
COMMISSIONER TO APPROVE BOARD
OF HEALTH STAFF TO COMPLETE REFERRALS
TO EXTERNAL AGENCIES RELATING TO A
WELL INSTALLED ON A PROPERTY OWNED BY
SWAACO, LLC, DBA: PRO-TOW, INC.

WHEREAS, pursuant to Ohio Revised Code Section 6109.072, no person shall install a public water system well without an approved well siting application issued by the director of environmental protection;

WHEREAS, SWAACO LLC, dba: Pro-Tow, Inc. submitted plans for a non-potable agricultural well to the Ohio Department of Natural Resources;

WHEREAS, the well is being used in occupied building structures as a potable water source for flushing water and hand washing;

WHEREAS, Franklin County Public Health completed sampling the water within the structure;

WHEREAS, such samples were sent to MASI labs, which reported on October 3, 2022 levels of Copper exceeding the National Primary Water Regulations standard, levels of total dissolved solids, Aluminum, Copper, Iron and Manganese exceeding the Secondary Standards, and concentrations of metals consistent with leachate from Construction and Demolition Debris Disposal Facilities.

WHEREAS, the well is located less than 500 feet (OAC 3701-28-07) from an improperly closed construction and demolition debris landfill, and the surface and subsurface conditions are not in a sanitary condition and may permit contamination of the well; and

WHEREAS, the previously named Craig Family Properties, LLC, was found to be in contempt for the improperly closed and/or capped landfill pursuant to the requirements of OAC 3745.400.

Now, therefore, upon motion of Board Member _____, second by Board Member _____.

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BE IT RESOLVED BY THE FRANKLIN COUNTY BOARD OF HEALTH, BOARD MEMBERS;

1. That Franklin County Public Health refer the results and findings of the water sampling as well as recommendations to abandon the well to pertinent agencies such as the Ohio EPA, the Occupational Safety and Health Administration (OSHA) and the Ohio Department of Natural Resources (ODNR) for further investigation and enforcement.
2. That this resolution shall be in full force and effect from and immediately upon its adoption.

Voting Aye Thereon:

Board Members
Franklin County Board of Health

Voting Nay Thereon:

Board Members
Franklin County Board of Health