

RESOLUTION 24-057

April 9, 2024

RESOLUTION TO AUTHORIZE THE HEALTH COMMISSIONER TO ACCEPT AND ENTER INTO A CONTRACT WITH SELECTED VENDORS AND HOMEOWNERS FOR THE REPLACEMENT OF HOUSEHOLD SEWAGE TREATMENT SYSTEMS ("HSTS") OR THE ABANDONMENT OF HSTS AND CONNECTION TO AVAILABLE AND ACCESSIBLE SANITARY SEWER (REVENUE AND EXPENSE OF \$450,000.00)

WHEREAS, this resolution supports Environmental Health Division Strategic Goal #1 to connect environmental health work to social determinants of health, and Goal #3 of equitable policies and practices;

WHEREAS, the County's Plan and Schedule submitted to and approved by Ohio EPA pursuant to the Consent Order requires the County to notify property owners to seek NPDES permits for replacement discharging HSTSs and enforce illicit connection removal from January 18, 2023 through January 15, 2033;

WHEREAS, pursuant to Resolution No. 0700-23, the Commissioners approved a settlement resulting in the dismissal of Case No. 2:18-cv-1631 ("District Court Action") and Appeal No. 21-3680 in the United States Court of Appeals for the Sixth Circuit, with the Estate of Jeffrey E. Cox (deceased), Karen Cox, in her individual capacity as the widow and personal representative of Jeffrey E. Cox, the Ohio Environmental Council, and the Buckeye Environmental Network and agreed, in part, to comply with the Consent Order and make best efforts to secure grants and/or other public funding to assist property owners with elimination, upgrades, or replacements of HSTS, including costs of connecting to sanitary sewers ("Settlement Agreement");

WHEREAS, Franklin County Public Health seeks to replace failing household sewage treatment systems or eliminate HSTSs with connection to sanitary sewer;

WHEREAS, Franklin County Public Health has entered into an contract with the Franklin County Commissioners for the Illicit Discharge Compliance Program for the replacement of failing household sewage treatment systems discharging to the County's MS4 or connection to sanitary sewer; and

WHEREAS, FCPH has the necessary experience and expertise to provide said services.

Now, therefore, upon motion of Board Member _____, seconded by Board Member _____,

BE IT RESOLVED BY THE FRANKLIN COUNTY BOARD OF HEALTH BOARD MEMBERS:

1. That the Health Commissioner is hereby authorized sign all documents for and enter into a contract with the selected vendors and qualified homeowners for the replacement of failing household sewage treatment systems or the abandonment of HSTS and connection to available and accessible sanitary sewer on behalf of the General Health District of Franklin County, Ohio (\$450,000).
2. That this resolution shall be in full force and effect from April 9, 2024 through December 31 2024.

Voting Aye Thereon:

Board Members
Franklin County Board of Health

Voting Nay Thereon:

Board Members
Franklin County Board of Health