

M E M O R A N D U M

TO: NEFCO General Policy Board

FROM: Laura Minnig, Environmental Planner

DATE: December 14, 2016

SUBJECT: Consideration of an amendment to the Clean Water Plan to modify the Barberton-Wolf Creek Facilities Planning Area to update the wastewater prescription for the City of Norton; to reflect the sale of sewer assets to the City of Barberton

What's being requested: The City of Barberton is proposing a Clean Water (208) Plan Facilities Planning Area (FPA) amendment to modify the wastewater prescriptions within the City of Norton, which is located in the Barberton-Wolf Creek FPA in order to remove Summit County Department of Sanitary Sewer Services (DSSS) from the City of Norton wastewater prescription due to the sale of sanitary sewer assets from Summit DSSS to the City of Barberton.

Background (adapted from information provided by the City of Barberton): In 2016, the City of Barberton entered into an agreement with Summit DSSS to purchase all Summit County sanitary sewer assets within the City of Norton. This agreement effectively removed Summit DSSS as a sanitary sewer provider for Norton. Currently, based on conditions prior to the City of Barberton/Summit DSSS agreement, the Barberton-Wolf Creek FPA wastewater prescription provides that Summit DSSS possesses jurisdiction within the City of Norton for "areas currently sewerred (yellow)".

Facilities Planning Area (FPA) boundary: There is no change to the current boundary. (See FPA map provided by the City of Barberton.)

Proposed wastewater prescription change: *Summit County Department of Environmental Services Jurisdiction – City of Norton. Areas currently served (yellow).* The reference to Summit County Department of Environmental Services (Summit County Department of Sanitary Sewer Services) is to be deleted as shown on the next page. Service is to be provided by the City of Barberton.

Proposed wastewater prescription change continued:
Summit County Department of Environmental Services Jurisdiction- City of Barberton Jurisdiction – City of Barberton

Areas Currently Sewered (yellow):

These areas are currently served with sanitary sewers that have been constructed and are currently in operation. Any new development and construction in the yellow areas of this facilities planning area will be required to connect and/or provide sanitary service to ensure that wastewater will be transported and treated at an existing publicly-owned treatment works (POTW). As sanitary sewers become available, properties served by existing home sewage treatment systems (HSTs) or semi-public/private treatment systems will be required to connect and/or provide sanitary service to ensure that wastewater will be transported and treated at an existing POTW. Failing HSTs or semipublic/private wastewater treatment systems shall be abandoned in accordance with the Ohio Administrative Code 3701-29 and be required to provide sanitary service to ensure that wastewater will be transported and treated at an existing POTW.

Note: there are no changes to the other wastewater prescriptions.

Local governments affected: City of Norton, City of Barberton, Summit County Department of Sanitary Sewer Services (DSSS). Comment letters received to date are attached. Summit County DSSS reviewed the proposed amendment and indicated that they had no revisions to it.

Public notification efforts: A Public Notice and Request for Comments was published October 29, 2016, in the Akron Beacon Journal. No comments were received.

Staff recommendation: Staff recommends approval of this amendment.

Environmental Resources Technical Advisory Committee (ERTAC) Action: The ERTAC performed a technical review of the proposed amendment at its December 7, 2016 meeting and recommended approval by the NEFCO Board.

NEFCO General Policy Board Action: Consideration of approval of Resolution No. FY2017-006.

RESOLUTION OF THE GENERAL POLICY BOARD OF THE NORTHEAST OHIO FOUR COUNTY REGIONAL PLANNING AND DEVELOPMENT ORGANIZATION (NEFCO) APPROVING AN AMENDMENT TO THE CLEAN WATER PLAN TO MODIFY THE BARBERTON-WOLF CREEK FACILITIES PLANNING AREA TO UPDATE THE WASTEWATER PRESCRIPTION FOR THE CITY OF NORTON; TO REFLECT THE SALE OF SUMMIT COUNTY'S SEWER ASSETS IN NORTON TO THE CITY OF BARBERTON

WHEREAS, NEFCO is the designated water quality management planning agency for Portage, Stark, Summit and Wayne Counties; and

WHEREAS, as part of that designation it is NEFCO's responsibility to coordinate the use and update of its Clean Water Plan, also known as the 208 Plan; and

WHEREAS, NEFCO has been requested by the City of Barberton to consider an amendment to the Clean Water Plan for the Barberton-Wolf Creek Facilities Planning Area to update the wastewater prescription(s) for the City of Norton; to reflect the sale of Summit County's sewer assets in Norton to the City of Barberton; and

WHEREAS, this amendment will result in no change to the boundary of the Barberton-Wolf Creek Facilities Planning Area; and

WHEREAS, this amendment would make the following changes to the current wastewater prescriptions for the FPA, as summarized below:

City of Norton Areas Currently Sewered (yellow):

These areas are currently served with sanitary sewers that have been constructed and are currently in operation. Any new development and construction in the yellow areas of this facilities planning area will be required to connect and/or provide sanitary service to ensure that wastewater will be transported and treated at an existing publicly-owned treatment works (POTW). As sanitary sewers become available, properties served by existing home sewage treatment systems (HSTSs) or semi-public/private treatment systems will be required to connect and/or provide sanitary service to ensure that wastewater will be transported and treated at an existing POTW. Failing HSTSs or semipublic/private wastewater treatment systems shall be abandoned in accordance with the Ohio Administrative Code 3701-29 and be required to provide sanitary service to ensure that wastewater will be transported and treated at an existing POTW; and

WHEREAS, the Ohio Environmental Protection Agency (Ohio EPA) has requested NEFCO's approval of this amendment as a step in Ohio EPA's permitting process; and

WHEREAS, the NEFCO Environmental Resources Technical Advisory Committee (ERTAC) performed a technical review of this requested amendment and recommended approval;

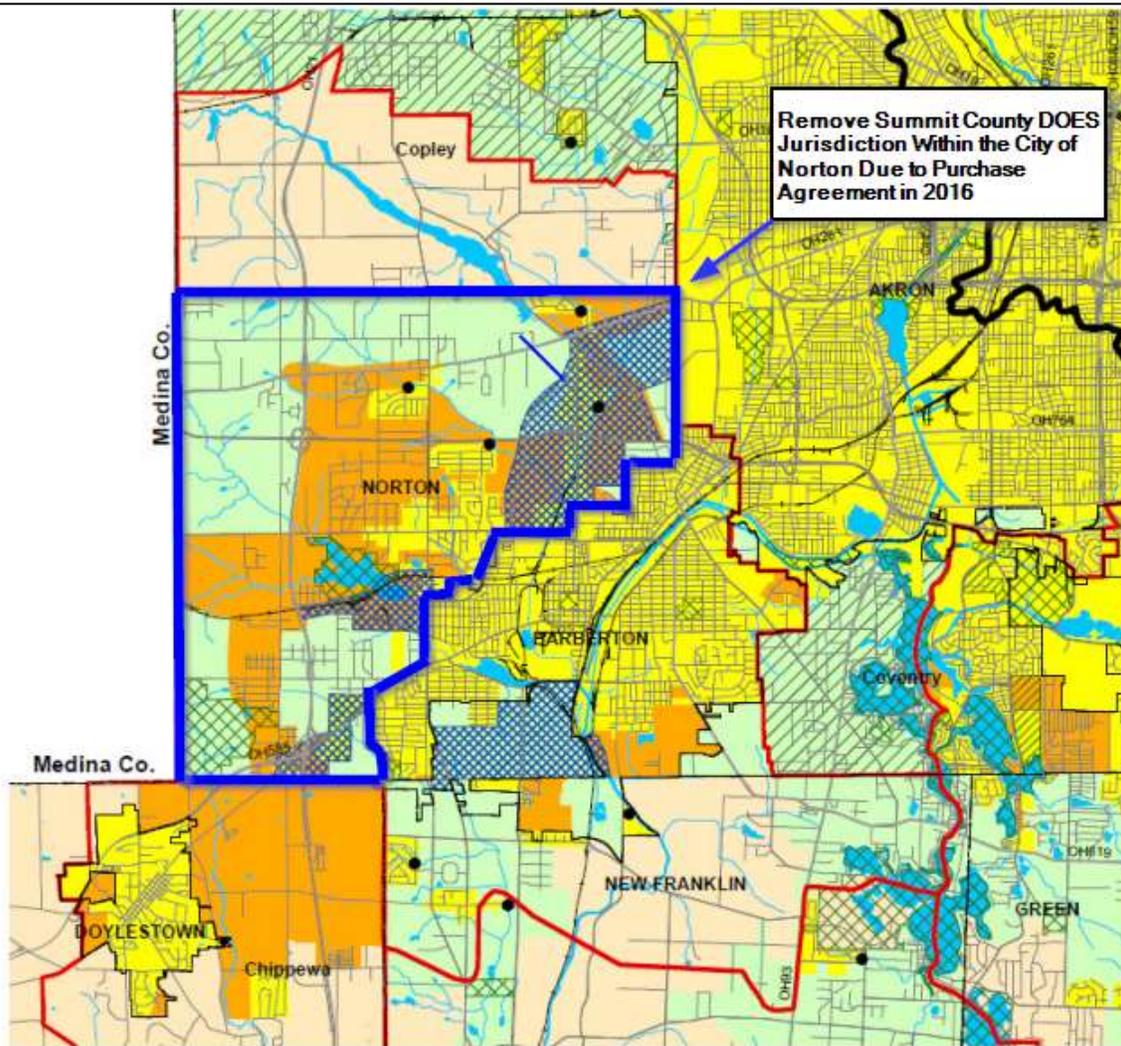
NOW, THEREFORE, BE IT RESOLVED that the NEFCO General Policy Board approves this amendment to update the wastewater prescriptions for the Barberton-Wolf Creek Facilities Planning Area. Furthermore, the Board directs staff to incorporate this amendment into NEFCO's Clean Water Plan and to transmit pertinent amendment materials to the City of Barberton, City of Norton, and Summit County Public Health, Summit County Department of Sanitary Sewer Services, and the Ohio EPA.

Certified as action taken by the NEFCO General Policy Board at its regular meeting held on December 21, 2016.



Bob Breneman, Secretary
NEFCO General Policy Board

Barberton-Wolf Creek Facilities Planning Area 208 Clean Water Plan Proposed Prescription Change



- Areas Currently Served with Sanitary Sewers
- Areas Expected to be Served with Sanitary Sewers within the Next 20 years
- Areas that will be served by On-site Non-Discharging Systems
- Areas that will be served by POTW or by On-site Nondischarging Systems
- Akron Joint Economic Development District Contract Areas
- Barberton-Norton Joint Economic Development District
- Parks and Natural Areas
- Lakes and Ponds

- FPA Boundary
- Basin Divide
- Stream
- Community Boundary
- Highway
- Road
- Publicly Owned Wastewater Treatment Works (POTW)



* Please see Clean Water Plan text for a complete explanation of the mapping categories.

* Please see the FPA Reference Map (figure 3-1a) for names of adjacent FPAs.