

RESOLUTION NO. 2007-027
(Clean Water 2000 Plan Amendment -
Facility Planning Area Boundary Change)

RESOLUTION OF THE GOVERNING BOARD
OF THE
NORTHEAST OHIO AREAWIDE COORDINATING AGENCY

WHEREAS, the Northeast Ohio Areawide Coordinating Agency (NOACA) is an organization of local public officials of the five Ohio counties of Cuyahoga, Geauga, Lake, Lorain and Medina established to perform certain regional planning functions under local direction and in accordance with federal and state mandates; and

WHEREAS, NOACA is the areawide planning agency designated by the Governor of Ohio pursuant to Section 208 of the Federal Water Pollution Control Act, as amended, to engage in water quality management planning in the Northeast Ohio Lake Erie Basin, including the Cuyahoga, Chagrin, Grant, Rocky and Black River basins, on behalf of the counties of and municipalities and township within Cuyahoga, Geauga, Lake, Lorain and Medina; and

WHEREAS, Clean Water 2000, the current update to the NOACA 208 Plan was adopted by the NOACA Governing Board, certified by the Governor of Ohio and approved by USEPA; and

WHEREAS, Clean Water 2000 makes provision for modifications to wastewater treatment facility planning area boundaries subject to consent of affected parties and review by NOACA staff and the NOACA Water Quality Subcommittee; and

WHEREAS, NOACA has received a request to transfer a portion of the Avon Lake/LORCO Wastewater Facility Planning Area to the Grafton Wastewater Facility Planning Area known as the Barrington Transfer Area; and

WHEREAS, NOACA has noted an inconsistency between the existing Grafton Facility Planning Area boundary and the actual service area of the Grafton Wastewater treatment Plant requiring an additional transfer of a portion of the Avon Lake/LORCO Wastewater Facility Planning Area to the Grafton Wastewater Facility Planning Area; and

WHEREAS, the request has secured letters of support from affected jurisdictions and has been reviewed by the NOACA staff; and

WHEREAS, the NOACA's EAC Water Quality Subcommittee has reviewed the request to transfer a portion of the Avon Lake/LORCO Wastewater Facility Planning Area to the Grafton Wastewater Facility Planning Area as shown in Exhibit A and is recommending Board approval.

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NOW, THEREFORE, BE IT RESOLVED by the Governing Board of the Northeast Ohio Areawide Coordinating Agency, consisting of thirty-eight principal elected and other officials of general purpose local government throughout and within the Counties of Cuyahoga, Geauga, Lake, Lorain, and Medina, that:

Section 1: The Clean Water 2000 Plan is hereby amended to incorporate the transfer of a portion of the Avon Lake/LORCO Wastewater Facility Planning Area to the Grafton Wastewater Facility Planning Area Wastewater Facility Planning Area as detailed in Exhibit A.

Section 2: The Executive Director be and he is hereby authorized and directed to forward certified copies of this to affected jurisdictions, to the Ohio EPA Director and to other appropriate officials in the executive branch.

Certified to be a true copy of a Resolution of the Governing Board of the Northeast Ohio Areawide Coordinating Agency adopted this 13th day of July 2007.

Secretary:  _____

Date Signed: 7-13-07 _____

NORTHEAST OHIO AREAWIDE COORDINATING AGENCY

MEMORANDUM

TO: NOACA Governing Board

FROM: Andy Vidra, Senior Environmental Planner

DATE: July 2, 2007

**RE: Resolution 2007-027: Clean Water 2000 Plan Amendment
(Facility Planning Area Boundary Change)**

NOACA's Clean Water 2000 makes provision for modifications to wastewater treatment facility planning area boundaries subject to consent of affected parties and review by NOACA staff and the NOACA Water Quality Subcommittee.

NOACA had previously received a request to transfer a portion of the Avon Lake/LORCO Wastewater Facility Planning Area (FPA) to the Grafton Wastewater FPA. This area includes the new Barrington Subdivision and 17 properties along State Route 57 in the vicinity of Barrington. At the NOACA Board meeting on June 8, 2007, it became apparent that the existing boundary for the Grafton FPA was not properly located. The NOACA Board voted to table the resolution seeking an adjustment to the Grafton boundary until the inconsistencies of that border were rectified.

Staff subsequently met with the Lorain County Sanitary Engineer's Office to identify the actual boundary of the existing Grafton Wastewater Treatment Plant. Two areas outside of the Grafton FPA were identified as being served by Grafton. These include the Tanglewood Subdivision along Arbor Court and the homes along Glendalough. A technical correction to the Grafton boundary is necessary to move these areas into the Grafton FPA. This action creates two small islands in the adjusted FPA. The Clean Water 2000 Water Quality Management Plan recommends that islands such as these be incorporated into the surrounding FPA. For this reason, these areas are included in the land area to be transferred into the Grafton FPA.

Exhibit A identifies the extent of the area to be transferred from the Avon Lake/LORCO FPA to the Grafton FPA. The transfer area identified includes the Barrington transfer, the two areas currently served by Grafton, and the two island areas.

NOACA will secure letters of support from jurisdictions affected by this request. The request has been reviewed by NOACA staff and recommended for approval by the Environmental Advisory Committee-Water Quality Subcommittee.

Resolution 2007-027 has the effect of amending NOACA's Clean Water 2000 Plan to incorporate the requested change. The sewer planning option designation for the transfer area will be changed by this action to declare the areas currently served by Grafton and the Barrington Area as "Currently Sewered." The island areas will be designation as "To be Sewered within 20 Years."

Date received: May 16, 2007

Project Applicant: Grafton Village

Project Title: Barrington Park Transfer

- Applicant is the Designated Management Agency for all of the affected area.
- Applicant is not the Designated Management Agency for all or part of the affected area, but **has** secured the approval of the entity or entities that are.
- Applicant is not the Designated Management Agency for all or part of the affected area, but **has not** secured the approval of the entity or entities that are.

- The applicant **does not** propose the extension of any sewer service.
 - The proposed project is limited to sewer system rehabilitation work.
 - The proposed project is limited to a plant expansion or modification to better handle wet weather flow volumes.

- The applicant **does** propose the extension of sewer service to an area lying entirely within the established facility planning area of the project sponsor.
 - The proposed extension **is** consistent with the current Community Plans for Wastewater Treatment for the affected area.
 - The proposed extension **is not** consistent with the current Community Plans for Wastewater Treatment for the affected area.

- The application involves a plant capacity expansion that **is** consistent with extant population projections included in the Clean Water 2000 Plan as most recently updated.
- The application involves a plant capacity expansion that **is not** consistent with extant population projections included in the Clean Water 2000 Plan as most recently updated.
 - The applicant **has** provided information that **has** sufficiently resolved any population project discrepancy.
 - The applicant **has not** provided information that sufficiently resolved the population projection discrepancy.

Staff Comments: The Barrington Park Transfer moves the Barrington Park subdivision and 13 existing homes along SR 57 in Grafton Township from the Avon Lake/LORCO FPA into the Grafton FPA. Lorain County and LORCO have agreed to this transfer.

Staff Disposition: Staff recommends that this FPA boundary change be approved and that the Sewering Option for the area be amended to reflect the intent to service the area.

Committee Disposition: Submitted to the Water Quality Subcommittee for a recommendation on May 23, 2007

Board Disposition: