

# City of Willoughby Hills

## ORDINANCE NO. 2017-45

---

### **AN ORDINANCE AMENDING PART NINE – STREETS, UTILITIES AND PUBLIC SERVICES CODE, TITLE THREE – UTILITIES, CHAPTER 925 – SEWERAGE SYSTEM REGULATIONS, SECTION 925.06 – FEES, SUB-SECTION (c) OF THE CODIFIED ORDINANCES OF THE CITY OF WILLOUGHBY HILLS, OHIO AND REPEALING ANY AND ALL CONFLICTING LEGISLATION.**

---

**WHEREAS**, in 1955 the cities of Willoughby and Eastlake entered into an agreement for the construction and operation of a common facility to provide primary treatment and anaerobic sludge digestion for the wastewater of the two communities; the plant was put into operation on August 4, 1961; and

**WHEREAS**, the Willoughby-Eastlake Water Pollution Control Center (WE-WPCC) services the cities of Willoughby and Eastlake, the Village of Timberlake, Lakeline, Mentor, Willowick, Kirtland and a portion of Willoughby Hills; and

**WHEREAS**, as a condition for the acceptance of sewage into the Willoughby-Eastlake Wastewater Collection and Treatment System, the City of Willoughby required that the City of Willoughby Hills adopt uniform requirements for discharge into the Willoughby-Eastlake Wastewater Collection and Treatment Systems; and

**WHEREAS**, Ordinance No. 1992-5, adopted February 27, 1992, established **Chapter 925 – Sewerage System Regulations of the Codified Ordinances of Willoughby Hills**; and

**WHEREAS**, on July 11, 2017 the City of Willoughby adopted Ordinance No. 2017-71 increasing the surcharge for extra-strength wastes therefore, surrounding communities who discharge into the plant, must update their sewer use ordinances accordingly.

***NOW, THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF WILLOUGHBY HILLS, COUNTY OF LAKE, STATE OF OHIO THAT:***

**SECTION 1.** Chapter 925 – Sewerage System Regulations, Section 925.06 – Fees, Sub-Section (c) of the Codified Ordinances of the City of Willoughby Hills be and it hereby is amended to read and provide in its entirety as follows:

“(c) When the total suspended solids, CBOD, COD, phosphorus and/or oil and grease of a water or waste accepted for admission to the system exceeds the values of their constituents for normal sewage, the excess concentration in any or all, as the case may be, shall be subject to a surcharge as follows:

- (1) Pounds of excess Suspended Solids per day x \$0.54 per lb. = Suspended Solids Surcharge (S.S. Surcharge).
- (2) Pounds of excess CBOD per day x \$0.56 per lb. = CBOD Surcharge.
- (3) Pounds of excess COD per day x \$0.32 per lb. = COD Surcharge.
- (4) Pounds of excess Phosphorus per day x \$0.76 per lb. = Phosphorus Surcharge.
- (5) Pounds of excess Oil and Grease per day x \$0.54 per lb. + Oil and Grease Surcharge.

In addition to the above surcharges, the City shall have the right to surcharge any user for the discharge of any other pollutant into the sewerage system.”

**SECTION 2.** All Ordinances or parts thereof in conflict with the provisions of this Ordinance be, and they are hereby repealed as of the effective date of this Ordinance.

**SECTION 3.** The actions of this Council concerning and relating to the passage of this legislation were conducted in lawful meetings of this Council and that all deliberations of this Council and any of its committees that resulted in such formal action were in compliance with all legal requirements including Chapter 107 of the Codified Ordinances of the City of Willoughby Hills.

**SECTION 4.** This Ordinance shall be in full force and effect at the earliest time permitted by law.

PASSED: September 14, 2017

Nancy E. Fellows  
Nancy E. Fellows  
President of Council

Submitted to the Mayor for his approval  
on this 18 day of September, 2017

Approved by the Mayor

September 18, 2017

ATTEST: Victoria Ann Savage  
Victoria Ann Savage, CMIC  
Clerk of Council

Robert M. Weger  
Robert M. Weger  
Mayor