

ORDINANCE NO. 141-13

**AN ORDINANCE AMENDING CHAPTER 1050 OF THE CODIFIED
ORDINANCES OF THE CITY OF AVON CONTROLLING CONSTRUCTION
SITE SOIL EROSION, SEDIMENT, STORM WATER RUNOFF AND STORM
WATER QUALITY CONTROLS AND REGULATIONS
AND DECLARING AN EMERGENCY**

WHEREAS, on November 14, 2011, Council passed Ordinance No. 105-11 to adopt Chapter 1050 of the Avon Codified Ordinances regarding storm water, soil erosion and flooding; and

WHEREAS, March 26, 2012 Council passed Ordinance No. 17-12 to amend Chapter 1050 of the Codified Ordinances by adding additional provisions to keep pace with State and Federal amendments to the Clean Water Act; and

WHEREAS, the City Engineer has continued to review changes in the laws at the State and Federal levels and recommends additional amendments to Sections 1050.083, 1050.111, 1050.117 and 1050.18 all of which are designed to make our local stormwater legislation more effective; and

WHEREAS, Council has reviewed these amendments and finds that adoption of same to be in the best interests of the health, safety and welfare of the citizens of Avon.

**NOW, THEREFORE, BE IT ORDAINED BY COUNCIL OF THE CITY OF
AVON, LORAIN COUNTY, OHIO:**

Section 1 - That Chapter 1050, specifically, Sections 1050.083, 1050.111, 1050.117 and 1050.18, are hereby amended as set forth in the attached Exhibit "A", which is incorporated herein by this reference. The City's codifier is hereby instructed to make the necessary changes to the existing Chapter 1050 of the Codified Ordinances to reflect the amendments contained herein.

Section 2 - That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

Section 3 - That this Ordinance is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, safety and welfare of the citizens of the City of Avon, the immediate emergency being the necessity of adopting amendments to the City's storm water legislation; therefore, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED: _____ DATE SIGNED: _____

Ordinance No. 141-13 (Con't.)

By: _____
Daniel S. Zegarac, Council President

DATE APPROVED BY THE MAYOR: _____

William Logan, Acting Mayor

APPROVED AS TO FORM:

John A. Gasior, Law Director

ATTEST:

Ellen R. Young
Clerk of Council

POSTED: _____
In Five Places as
Provided by Council

Prepared by:
John A. Gasior, Esq.
Law Director