CITY OF STRONGSVILLE, OHIO

ORDINANCE NO. 2025 – 015

By: Mayor Perciak and All Members of Council

AN ORDINANCE AMENDING SECTION 1057.05 OF TITLE FIVE OF PART TEN-STREETS, UTILITES AND PUBLIC SERVICES CODE OF THE CODIFIED ORDINANCES OF THE CITY OF STRONGSVILLE CONCERNING PROHIBTIONS AGAINST ILLICIT DISCHARGES WITH REGARD TO STORM WATER MANAGEMENT, AND DECLARING AN EMERGENCY.

WHEREAS, by and through Ordinance No. 2007-133, this Council enacted a new Chapter 1057 concerning Illicit Discharge and Illegal Connection Control; and

WHEREAS, in order to remain in compliance with the City's NPDES Small MS4 General Permit (OHQ000004) and the Ohio EPA NPDES General Storm Water Permit for Construction Activities (OHC000005), the City is now required to update its storm water management Ordinances; and

WHEREAS, therefore, the following amendments to Chapter 1057 are recommended.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF STRONGSVILLE, COUNTY OF CUYAHOGA AND STATE OF OHIO:

Section 1. That Section 1057.05 of Chapter 1057 of Title Five of Part Ten-Streets, Utilities and Public Services Code of the Codified Ordinances of the City of Strongsville concerning Discharge Prohibitions, be and is hereby amended to read in its entirety as follows:

1057.05 DISCHARGE PROHIBITIONS.

(a) <u>Prohibition Against Illicit Discharges</u>. No person shall cause or allow an illicit discharge into the MS4, nor shall any person place or allow the placement of any pollution in a location where it can cause an illicit discharge into the MS4.

The following discharges are exempt from the discharge prohibitions of this chapter:

(1) ~~Waterline flushing or other potable water sources, landscape irrigation or lawn watering, diverted stream flows, rising ground water, ground water infiltration into storm drains, uncontaminated pumped ground water, foundation or footing drains (not including active groundwater dewatering systems), crawl space pumps, air conditioning condensation, springs, noncommercial washing of vehicles, natural riparian habitat or wet-land flows, swimming pools (if dechlorinated, typically less than one PPM chlorine), fire fighting activities, and any other water source not containing pollutants.~~ **Waterline flushing; landscape irrigation; diverted stream flows; rising ground waters; uncontaminated ground water infiltration (infiltration is defined as water other than wastewater that enters a sewer system, including sewer service connections and foundation drains, from the ground through such means as defective pipes, pipe joints, connections, or manholes. Infiltration does not include, and is distinguished from, inflow.); uncontaminated pumped**

ground water; discharges from potable water sources; foundation drains; air conditioning condensate; irrigation water; springs; water from crawl space pumps; footing drains; lawn watering; individual residential car washing; flows from riparian habitats and wetlands; dechlorinated/ debrominated/desalinated swimming pool discharges; street wash water with dry cleanup methods and no detergents to minimize pollutants; and discharges or flows from firefighting activities (not planned exercises).

(2) Discharges specified in writing by the authorized enforcement agency as being necessary to protect the public health and safety.

(3) Dye testing as an allowable discharge, but requiring a verbal notification to the authorized enforcement agency prior to the time of the test.

(4) Any non-storm water discharge permitted under an NPDES permit, waiver, or waste discharge order issued to the discharger and administered under the authority of the U.S. Environmental Protection Agency, provided that the discharger is in full compliance with all requirements of the permit, waiver, or order and other applicable laws and regulations and provided that written approval has been granted for any discharge to the MS4.

(5) Discharges from off-lot household sewage treatment systems permitted by the Cuyahoga County Board of Health for the purpose of treating sewage effluent in accordance with Ohio Administrative Code 3701-29-02(b).

(b) Prohibition of Illegal Connections.

(1) The construction, use, maintenance or continued existence of illegal connections to the MS4 is prohibited.

(2) This prohibition expressly includes, without limitation, illegal connections made in the past, regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection.

(3) A person is considered to be in violation of this section if the person connects a line conveying sewage to the MS4, or allows such a connection to continue.

(Ord. 2007-133. Passed 9-4-07.)

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

Section 3. That this Ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, property, health, safety and welfare of the City, and for the further reason that it is necessary for the City to amend its storm water management Ordinances to remain in compliance with the City's NPDES Small MS4 General Permit and the Ohio EPA. Therefore, provided this Ordinance receives the affirmative

vote of two-thirds of all members elected to Council, it shall take effect and be in force immediately upon its passage and approval by the Mayor; otherwise from and after the earliest period allowed by law.

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President of Council

Date Passed: _February 18, 2025_

Approved: _Thomas B. Bernier_
Mayor

Date Approved: _Feb. 18, 2025_

Attest: _Aimee Pientka_
Clerk of Council

	Yea	Nay
Carbone	✓	
Clark	✓	
Kaminski	✓	
Kosek	✓	
Roff	✓	
Short	✓	
Spring	✓	

Ord. No. _2025-015_ Amended:_____
1st Rdg. _02-18-25_ Ref:_____
2nd Rdg. _Suspended_ Ref:_____
3rd Rdg. _Suspended_ Ref:_____
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Public Hrg._____ Ref:_____
Adopted: _02-18-25_ Defeated:_____