

RESOLUTION NO. 1980-5

A RESOLUTION OF COMMITMENT TO IMPLEMENT WATER
QUALITY MANAGEMENT RESPONSIBILITIES.

BE IT RESOLVED by the Council of the Village of Hamersville, Brown County, Ohio, three-fourths (3/4) or more of the members thereto concurring as follows:

SECTION I. That the Village of Hamersville, Ohio, hereinafter referred to as the Management Agency, hereby accepts designation as the Management Agency within Ohio's continuing Water Quality Management program. This designation is established pursuant to the Clean Water Act of 1977 (PL 95-217) Sections 208 and 303(e) and related federal and State regulations. The Management Agency further accepts its membership on the Policy Advisory Committee for the Little Miami River Basin/Southwest Ohio River Tributaries.

SECTION II. That the Village of Hamersville, Ohio, as Management Agency, hereby accepts for the purposes of implementation the Initial Water Quality Management Plan: Little Miami River Basin/Southwest Ohio River Tributaries, as certified by the Governor of the State of Ohio. In recognition of the continuing Water Quality Management process, the Management Agency further accepts Ohio EPA's continuing Water Quality Management planning responsibilities and agrees to participate in this ongoing process through membership on the Policy Advisory Committee for the Little Miami River Basin/Southwest Ohio River Tributaries.

SECTION III. The Village of Hamersville hereby affirms its acceptance of the following responsibilities:

A. Implementation responsibilities.

1. The Management Agency hereby affirms its acceptance of the following responsibilities:

- (a) To maintain participation in the Construction Grants program, established pursuant to Section 201 of the Clean Water Act of 1977 and the implementing regulations contained in 40 CFR, Part 35 - "Grants for Construction of Treatment Works." This participation shall include meeting all applicable

requirements established in the aforementioned law and regulations including provision of: Assurances of legal, financial and administrative capability; assurances to pay nonfederal share of project costs; and schedules for initiation and completion of project work. Participation is further defined as:

- (1) Development of an approvable Facilities Plan. In developing a Facilities Plan, the Management Agency recognizes and agrees to utilize the facilities planning elements provided in the Initial Water Quality Management Plan: Little Miami River Basin/Southwest Ohio River Tributaries, e.g., wasteload allocations, population projection totals and disaggregations, delineation of facility planning areas and sewer service areas as required by 40 CFR, Part 35.925-2.
 - (2) Implementation of all portions of approved Facilities Plan(s) for which the Management Agency is responsible under agreements with Ohio EPA and/or USEPA.
- (b) To continue operation and maintenance of existing wastewater treatment facilities in compliance with existing NPDES permit(s) established pursuant to Section 402 of the Clean Water Act of 1977 and the implementing regulations contained in Parts 121 through 125 - "National Pollutant Discharge Elimination System." Continued compliance includes meeting all interim/final effluent limits as appropriate, all compliance schedules, special conditions and reporting procedures contained in the NPDES permit(s).
2. Additional point and nonpoint source implementation responsibilities will be added in conjunction with annual Water Quality Management Plan updates (See Section III) as mutually agreed to by the affected parties.

SECTION IV. The Village of Hamersville hereby affirms that it has the authorities in accordance with Section 208(c)(2) of the Clean Water Act, as it is identified in Chapter III, Part III of the Initial Water Quality Management Plan: Little Miami River Basin/Southwest Ohio River Tributaries, and that the Village has these authorities under the Ohio Revised Code, the Ohio Constitution and such local statutes as are appropriate.

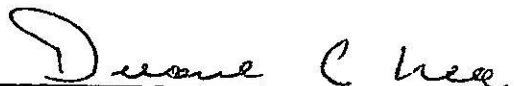
SECTION V. The Village of Hamersville hereby affirms that it has sufficient administrative and financial capability to implement the responsibilities described in this Resolution.

SECTION VI. The Statement of Commitment which the Village will execute as the Management Agency shall be subject to

renegotiation at such time as the Water Quality Management Plan for the Little Miami River Basin/Southwest Ohio River Tributaries is updated, approved by the Policy Advisory Committee, and certified by the State of Ohio and approved by the USEPA. Further, this Resolution and the Statement of Commitment is subject to the approval of the Ohio EPA and USEPA and is subject to renegotiation at anytime between the Management Agency, the Policy Advisory Committee and Ohio EPA as necessary and mutually acceptable.

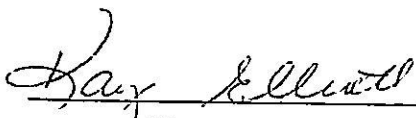
SECTION VII. The Village of Hamersville, Ohio, as the Management Agency, hereby authorizes its Mayor to execute the Statement of Commitment to implement Water Quality Management Responsibilities on behalf of the Village of Hamersville in accordance with the authority contained in this Resolution.

PASSED: April 7, 1980



Mayor

ATTEST:



Clerk