

ORDINANCE NO. 458

AN ORDINANCE AMENDING SECTIONS 8.104(15), (16), (58)(a)(2), 58(b), 8.114(4), 8.114(5)(a)(12), 8.120(2)(b)(9), (12), (13), (15), 8.122(1), (2), (14)(a), (14)(b), (14)(c), (14)(e), and 8.136(e) OF THE WILSONVILLE CODE WHICH SECTIONS ARE PART OF WHAT IS COMMONLY REFERRED TO AS THE CITY'S SEWER CODE.

WHEREAS, the Department of Environmental Quality ("DEQ"), has reviewed the City of Wilsonville's sewer use code, Wilsonville Code, Sections 8.100 to 8.152, enacted by Ordinance No. 439, "An Ordinance Setting Forth the Required Use of Public Sewers; the Regulation of the Building and Connection to Public Sewer Facilities; Requirements for Indirect Discharges of Pollutants from Non-domestic Sources into the Wastewater Collection and Treatment System for the City of Wilsonville; Repealing Ordinance No. 405 and Sections 8.100 to 8.171 of the Wilsonville Code, and Declaring an Emergency", and the amendments thereto as enacted by Ordinance 446;

WHEREAS, the DEQ has presented to the city of Wilsonville a list of its required revisions that are necessary before it will grant final approval to Ordinance No. 439, including amendments enacted by Ordinance No. 446. The substantive revisions were delivered to the City by certified mail and correspondence dated November 9, 1995, and are made a part of the record hereof.

WHEREAS, staff recommends amendments be adopted in concurrence with the DEQ review and list of revisions dated November 9, 1995:

NOW, THEREFORE, THE CITY OF WILSONVILLE ORDAINS AS FOLLOW:

1. Section 8.104(15) is amended by deleting the term "Cooling Water" and related definition which reads: "Cooling Water. The water discharged from any use such as air conditioning, cooling or refrigeration, to which the only pollutant added is heat.", and by inserting the term "Control Authority" and related definition which reads: "Control Authority. The Term "Control Authority" shall refer to the City's Public Works Director once the City has a pretreatment program approved by Oregon DEQ according to the provisions of 40 CFR 403.11.". Section 8.104(16) is amended by deleting the term "Control Authority" and related definition, which reads: "Control Authority. The Term "Control Authority" shall refer to the City's Public Works Director once the City has a pretreatment program approved by Oregon DEQ according to the provisions of 40 CFR 403.11.", and by inserting the term "Cooling Water" and related definition which reads: "Cooling Water. The water discharged from any use such as air conditioning, cooling or refrigeration, to which the only pollutant added is heat.".

2. Section 8.104 (58)(a)(2) is amended by correcting the reference to 40CFR 403.8(F)(6) to 40 CFR 403.8(f)(6) and Section 8.104 (58)(b) is amended by correcting the reference to 40 CFR 403.8 (F)(6) to 40 CFR 403.(f)(6).

3. Section 8.114 (4) is amended by deleting the first sentence, "...shall be determined in accordance with the current edition of the "Standard Methods for the Examination of Water and Wastewater", published by the American Public Health Association,..." and adding "...shall be in accordance with 40 CFR Part 136 or alternative protocols approved by the EPA Region 10 Administrator on an NPDES permit-specific basis..."

4. Section 8.114 (5)(a)(4) is amended by deleting the following, "...having a pH less than 5.5 or more than 10.0, or...otherwise..."

5. Section 8.120(2)(a) is amended by adding, "6) Requirements for the submittal of reports as provided by Sections 8.122(3)(b), 8.122(4) and 8.122(5)(a)."

6. Section 8.120(2)(b)(12) is amended by correcting the reference of "Section 8.124" to "Section 8.122(11)".

7. Section 8.120(2)(b) is amended by deleting the language for (9), (13) and (15), and renumber (2)(b) to show (1) through (14).

8. Section 8.122(1), is amended as to the second sentence by the placement of the period at the end of the sentence as follows, "...(1)(a)."

9. Section 8.122(2), is amended by adding the following reference to the last sentence "...Section 8.122(1)(a)(6) and", before the reference to "Section 8.118(7)".

10. Section 8.122(14)(a) is amended by deleting in the first sentence, "notify the City", and adding "notify the City's Public Works Director".

11. Section 8.122(14)(b) is amended by adding in the second sentence a parentheses after "...(e)".

12. Section 8.122 (14)(c) is amended by deleting "...notify the Director..." and adding "...notify the City's Public Works Director...".

13. Section 8.122(14)(e) is amended by eliminating the quotation mark after the period.

14. Section 8.130(1)(a) is amended by deleting "...Guide,..." and adding "...Plan...".

15. Section 8.136(3)(e) is amended by correcting the references to "...(d)(i), (ii) and (iii)..." to "...(d)(1), (2) and (3)..."

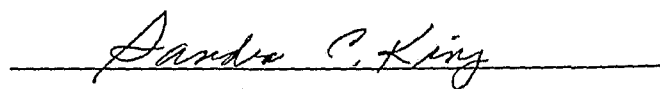
16. The City Recorder shall cause the amendments to be made to the Code and copies of the replaced sections shall be distributed to staff forthwith.

SUBMITTED to the Wilsonville City Council and read for the first time at a duly noticed public hearing at a regular meeting thereof the 6th day of May, 1996, and scheduled for second reading at the regular meeting of the City Council on the 20th day of May, 1996, commencing at the hour of 7:00 p.m. at the Wilsonville Community Development Annex.

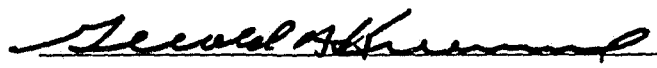

Sandra C. King, City Recorder

ENACTED by the City Council on the 20th day of May, 1996, by the following votes:

YEAS: 5 NAYS: None


Sandra C. King, City Recorder

DATED and signed by the Mayor this 20th day of May, 1996.


GERALD A. KRUMMEL, Mayor

SUMMARY OF VOTES:
Mayor Krummel Yes
Councilor Lehan Yes
Councilor Hawkins Yes
Councilor Leo Yes
Councilor Leahy Yes