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ORDINANO	CE NO. 2013-265		
SPONSOR_	Mr. Pry		
DATE	June 10, 2013	COMMITTEE	Public Works

An Ordinance amending Section 921.05(f) of the Codified Ordinances of Summit County to update the standards for grease interceptors in food establishments, adding Section 921.05(k) of the Codified Ordinances of the County of Summit to require that any newly constructed nursing home install a trash trap on its sewer lateral, and amending Section 920.02 of the Codified Ordinances of Summit County to add the definition of a "nursing home", for the Executive's Department of Environmental Services, and declaring an emergency.

WHEREAS, Section 921.05(f) of the Codified Ordinances of the County of Summit concerns the use of public sewers and establishes that all food establishments which maintain a kitchen or other facilities for the preparation of food shall be required to have a grease interceptor that is manufactured in accordance with the Executive's Department of Environmental Services' standard grease interceptor design; and

WHEREAS, the proposed amended Section 921.05(f), as recommended by the Ohio Environmental Protection Agency, allows owners of food establishments that meet the definition above to request for a variance from the standard grease interceptor design, and gives the Director the ability to review such requests on a case-by-case basis and approve or reject them; and

WHEREAS, the proposed amended Section 921.05(f) sets a clear standard for the situation in which a food establishment that expands and/or alters its operations will need to upgrade its grease interceptor; and

WHEREAS, interference from trash originating from nursing homes is an ongoing source of back-ups in the County's sanitary sewer system; and

WHEREAS, Section 921.05(k) of the Codified Ordinances of Summit County should therefore be amended to require any newly constructed nursing home to install a trash trap on its sewer lateral, as recommended by the Ohio Environmental Protection Agency; and

WHEREAS, Section 920.02 of the Codified Ordinances of the County of Summit sets forth definitions, which apply to Part Nine, Title Five – Sewer and Wastewater, Chapters 921, 923, 925 and 927; and

WHEREAS, Section 920.02(a) should be amended to provide a definition of "nursing home" in order to clarify the amendment of Section 921.05(k) described above;

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WHEREAS, this Council has determined by reviewing all pertinent information that it is necessary and in the best interest of the County of Summit to amend Section 920.02(a)(91)-(156) to add the definition of a nursing home, amend Section 921.05(f) of the Codified Ordinances of Summit County to update the standards for grease interceptors in food establishments, and add Section 921.05(k) of the Codified Ordinances of the County of Summit to require any newly constructed nursing home to install a trash trap on its sewer lateral.

NOW, THEREFORE, BE IT ORDAINED by the Council of the County of Summit, State of Ohio, that:

SECTION 1

Sections 920.02 and 921.05 of the Codified Ordinances of the County of Summit are hereby amended as shown on Exhibit A, attached hereto and incorporated herein as if fully restated.

SECTION 2

This Ordinance is hereby declared an emergency in the interest of the health, safety and welfare of the citizens of the County of Summit and for the further purpose to immediately facilitate the protection and preservation of the County's sanitary sewer system.

SECTION 3

Provided this Ordinance receives the affirmative vote of eight members, it shall take effect immediately upon its adoption and approval by the Executive; otherwise, it shall take effect and be in force at the earliest time provided by law.

SECTION 4

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 of any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

INTRODUCED)	<u>June</u>	3, 201	3
ADOPTED	June	10,	2013	

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CLERK OF COUNCIL
PRESIDENT OF COUNCIL
APPROVED June 11, 2013
AFFROVED
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Military
EXECUTIVE
June 11, 2013
ENACTED EFFECTIVE State 11, 2013

Voice Vote: 11-0 YES: Comunale, Crawford, Feeman, Kostandaras Kurt, Lee, Prentice, Rodgers, Roemer, Schmidt, Shapiro