

RESOLUTION NO. 02-13 CMS

A RESOLUTION OPPOSING THE REQUEST MADE BY THE LORCO RURAL WASTEWATER DISTRICT TO THE NORTHEAST OHIO AREAWIDE COORDINATING AGENCY (NOACA) TO AMEND THE FACILITY PLANNING AREA OF THE CITY OF OBERLIN AND DECLARING AN EMERGENCY

WHEREAS, the LORCO Rural Wastewater District has made application to the Northeast Ohio Areawide Coordinating Agency (NOACA) to amend the City of Oberlin's Facilities Planning Area (FPA) to delete a 125-acre parcel of undeveloped property in order to facilitate the development of "Big Box" commercial use on the site and potentially establish an on-site "spray irrigation" type of sewage treatment system; and

WHEREAS, the establishment of such high density commercial use at that location conflicts with the City of Oberlin Strategic Plan and would result in high density commercial uses being located in close proximity to newly built residential homes and recently established park and recreation facilities; and

WHEREAS, the City of Oberlin opposes the request made by LORCO to NOACA, as the proposal, if approved, will result in poor land planning, increased environmental concerns, and will negatively impact new residents of the City who recently constructed new homes immediately adjacent to the proposed site.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Oberlin, County of Lorain, State of Ohio, five-sevenths (5/7ths) of all members elected thereto concurring:

SECTION 1. That the City of Oberlin does hereby voice its opposition to the recent proposal made by LORCO Rural Wastewater District to the Northeast Ohio Areawide Coordinating Agency (NOACA) to amend the City's Facility Planning Area to delete a 125-acre parcel of undeveloped land adjacent to the City and in the middle of the City's Planning Area, for the sole purpose of facilitating the development of "Big Box" commercial uses on the site and potentially establish an on-site "spray irrigation" type of sewage treatment system.

SECTION 2. That the Clerk of Council is hereby directed to immediately forward a copy of this Resolution to NOACA, the Ohio EPA, the Board of Lorain County Commissioners, and the Commissioner of the Lorain County Health Department.

SECTION 3. It is hereby found and determined that all formal actions of this Council concerning or relating to the adoption of this Resolution 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, including Section 121.22 of the Ohio Revised Code.

SECTION 4. That this Resolution is hereby declared to be an emergency measure necessary for the preservation of the public peace, health, and safety of the citizens of the City of Oberlin, Ohio, to wit:

“to officially voice opposition to a request made by LORCO to NOACA in a timely fashion”, and shall take effect immediately upon passage.

APPROVED: 1st Reading – June 17, 2002 (E)
2nd Reading –
3rd Reading –

ATTEST:



CLERK OF COUNCIL (Interim)



CHAIR OF COUNCIL

POSTED: June 18, 2002

EFFECTIVE DATE: June 18, 2002