MEMORANDUM

TO: NEFCO General Policy Board

FROM: Eric Akin, Water Quality Planner

DATE: December 12, 2012

SUBJECT: Consideration of an Amendment to the Clean Water Plan for the Dalton Facilities Planning Area to update wastewater prescriptions for selected areas

What’s being requested:
The Village of Dalton is requesting an amendment to the Clean Water (208) Plan for Dalton Facilities Planning Area (FPA) in Wayne County. The requested changes apply to wastewater treatment prescription areas within the Village of Dalton and Sugar Creek Township. The Village of Dalton is a primary DMA for the Dalton FPA. For proposed amendments to areas in Sugar Creek Township, the Village is submitting the request on behalf of Wayne County. The Village of Dalton is an Associate Member of NEFCO and has paid both NEFCO’s membership fee and the 208 amendment fee for Associate Members.

Background:
The requested changes to the wastewater treatment prescriptions in the Dalton FPA are for one of two reasons. First, is to update the FPA map for differences that exist for certain areas between amendments that had been approved by the Wayne County Intergovernmental Review Committee September 8, 2010, and amendments that were approval by NEFCO’s General Policy Board approved on December 21, 2011. The differences were the result of updated/improved computer mapping data obtained by NEFCO from the Wayne County Auditor’s office during the update process. These mapping differences were discussed at the ERTAC’s meeting on August 3, 2011.

NEFCO staff discussed these differences for several FPA maps with the Wayne County SWCD, Wayne County Planning Department, Wayne County Health Department, and Wayne County Sanitary Engineer’s Office at an August 8, 2011 meeting in Wooster. For cities and villages that added areas as the result of the updated mapping data, NEFCO staff agreed to leave those areas white (without a prescription) for the final public review and comment period of the proposed 208 changes. A letter was sent by NEFCO on September 23, 2011 to the Village of Dalton’s Mayor notifying the Village that the Dalton FPA was under public review. The letter requested that the Village review and submit any comments or proposed Dalton FPA changes to NEFCO. NEFCO did not receive any comments or requested changes for the Dalton FPA by the end of the public comment period on October 31, 2011.
The second reason for the proposed amendments is to include areas that are expected to be served with sanitary sewer within the next 20 years. These are areas outside of the Village of Dalton corporation limits, but will be served by the Dalton wastewater treatment plant. The largest area requesting a prescription is so a current business owner east of the Village can abandon the property’s package plant and connect to the Village’s sewer system.

More details on the proposed changes are provided in the wastewater prescription change section listed below.

**Facilities Planning Area (FPA) boundary:**
There are no proposed changes to the FPA boundary.

**Wastewater prescription change:**
There are four proposed areas for prescription changes. Figure 1 shows the current Dalton FPA wastewater treatment prescriptions and Figure 2 shows the proposed changes to these areas.

**Area 1** – An area outside of the Village requesting a change to the wastewater treatment prescription from the “cream” (served by home sewage or semi-public disposal systems) to “orange” (to be served by sewers within the next 20 years). This is an existing business that currently has a package treatment plant. The business would like to eliminate the package plant and tie into the Village’s sewer.

**Area 2 and 4** – Areas are outside of the Village requesting a change to the wastewater treatment prescriptions from “cream” to “orange.” These areas are along U.S. 30/Lincoln Highway and adjacent to areas currently served by the Village of Dalton sewers both in the Village and Sugar Creek Township.

**Areas 3 and 5** – Areas which are without wastewater treatment prescriptions as a result of improved mapping layers from NEFCO during the 2011 update process and NEFCO’s meeting with Wayne County officials (as discussed above). The Village is proposing changing the prescription in Area 3 from “white” (no prescription) to “yellow” (currently served with sanitary sewer). The area already has sewer lines. Area 5, the proposed prescription change is from “white” to “orange”. This corresponds to the prescription in adjoining parcels within the Village.

**Local governments affected:**
Governments affected are the Village of Dalton, Sugar Creek Township, and Wayne County. The Village of Dalton Council approved the proposed amendments on July 9, 2012. Wayne County Planning Department’s Intergovernmental Review Committee approved the proposed amendments on August 8, 2012. Sugar Creek Township was notified of the changes through the Wayne County IGR process.
Public notification efforts:
A public notice and request for comments was published in the October 23rd and 30th, 2012, editions of The Daily Record. The comment period closed on November 5th, 2012. The Village did not receive any comments. NEFCO received an email comment from Mr. David Wengerd at 374 S. Eckard Road, Dalton, OH. His questions regarding the Clean Water Plan pertained to the capacity of the Village of Dalton’s Wastewater Treatment Plant (WWTP). The Village of Dalton’s WWTP has a design capacity of 0.400 million gallons per day (MGD). In 2011, the average daily flow of the WWTP was 0.262 MGD, or approximately 65 percent of capacity.

Staff recommendation:
NEFCO’s staff recommends approval of the proposed amendment. The proposed amendment would allow for the abandonment of a failing private wastewater treatment package plant, restore wastewater treatment prescriptions to areas within the Village of Dalton, and revise prescriptions for areas along U.S. Route 30/Lincoln Highway that match adjacent Village and Township properties. The Village of Dalton’s Wastewater Treatment Plant has the capacity to accept the additional flows from the proposed amendment areas.

Environmental Resources Technical Advisory Committee (ERTAC) Action:
The ERTAC preformed a technical review of the proposed amendment at their November 7, 2012, meeting and recommended approval by NEFCO’s Board.

NEFCO General Policy Board Action:
Approved the amendment.

Attached is resolution FY2013-005. Thank you for you consideration.
RESOLUTION OF THE GENERAL POLICY BOARD OF THE NORTHEAST OHIO FOUR COUNTY REGIONAL PLANNING AND DEVELOPMENT ORGANIZATION (NEFCO) APPROVING AN AMENDMENT TO THE CLEAN WATER PLAN TO CHANGE THE FACILITIES PLANNING AREA WASTEWATER PRESCRIPTION FOR THE VILLAGE OF DALTON IN WAYNE COUNTY

WHEREAS, NEFCO is the designated water quality management planning agency for Portage, Stark, Summit and Wayne Counties; and

WHEREAS, as part of that designation it is NEFCO's responsibility to coordinate the use and update of its Clean Water Plan, also known as the 208 Plan; and

WHEREAS, NEFCO has been requested by the Village of Dalton to consider an amendment to the Clean Water Plan to change the wastewater prescriptions for areas within and outside of the Village of Dalton in the Dalton Facilities Planning Area (FPA); and

WHEREAS, the Village has paid dues to NEFCO to become an Associate Member and paid the Clean Water Plan amendment fee for Associate Members; and

WHEREAS, the proposed prescriptions in the Village of Dalton would be for “Areas Expected to be Served with Sanitary Sewers within the Next 20 Years” and “Areas Currently Served with Sanitary Sewers”; and

WHEREAS, the proposed prescriptions in Sugar Creek Township would be for “Areas Expected to be Served with Sanitary Sewers within the Next 20 Years”; and

WHEREAS, the Village of Dalton Council approved the amendment on July 9, 2012, and the Wayne County Planning Commission approved the amendment on August 8, 2012; and

WHEREAS, the Village of Dalton has complied with NEFCO’s Clean Water Plan amendment provisions regarding notification of the public; and

WHEREAS, the Ohio Environmental Protection Agency (Ohio EPA) has requested NEFCO’s approval of this amendment as a step in its permitting process; and

WHEREAS, the NEFCO Environmental Resources Technical Advisory Committee (ERTAC) performed a technical review of this request and recommended approval;

NOW, THEREFORE, BE IT RESOLVED that the NEFCO General Policy Board approves this amendment to change the wastewater prescriptions for areas within the Dalton FPA. Furthermore, the Board directs staff to incorporate this amendment into NEFCO’s Clean Water Plan and to transmit pertinent amendment materials to Village of Dalton, Wayne Soil and Water Conservation District (SWCD), Wayne County Planning Commission, and the Ohio EPA.

Certified as action taken by the NEFCO General Policy Board at its regular meeting held on December 19, 2012.

Bob Breneman, Secretary
NEFCO General Policy Board
Figure 1

Dalton Facilities Planning Area
208 Clean Water Plan Amendment
Current Wastewater Prescriptions

Areas Currently Served with Sanitary Sewers
Areas Expected to be Served with Sanitary Sewers within the Next 20 Years
Areas that will be Served by Home Sewage and Semi-Public Sewage Disposal Systems
Areas that will be Served by a POTW or by Home Sewage and Semi-Public Sewage Disposal Systems
Areas without a Wastewater Treatment Planning Prescription
Lakes and Ponds

* Please see Clean Water Plan text for a complete explanation of the mapping categories.
* Please see the FPA Reference Map (figure 3-1a) for names of adjacent FPAs.
* An Amendment refers to a proposed change to the existing FPA prescription or boundary.

Northeast Ohio Four County Regional Planning and Development Organization, December 21, 2011
Areas Currently Served with Sanitary Sewers
Areas Expected to be Served with Sanitary Sewers within the Next 20 Years
Areas that will be Served by Home Sewage and Semi-Public Sewage Disposal Systems
Lakes and Ponds

* Please see Clean Water Plan text for a complete explanation of the mapping categories.
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