MEMORANDUM

TO: NEFCO General Policy Board
FROM: Eric Akin, Environmental Planner
DATE: May 14, 2014
SUBJECT: Consideration of an Amendment to the Clean Water Plan for the Hartville and Springfield No. 91 Facilities Planning Areas to modify the FPA boundary

What’s being requested:
The Stark County Metropolitan Sewer District (MSD) is requesting an amendment to the Clean Water Plan (CWP) for the Springfield No. 91 Facilities Planning Area (FPA) and the Hartville FPA. The Stark County MSD is proposing an adjustment of the FPA boundary line in Lake Township in the vicinity of Edison Street N.W. (S.R. 619), west of the Hartville corporation line (Figure 1). The amendment would result in approximately 35 acres being transferred from the Hartville FPA to the Springfield No. 91.

Background (adapted from information provided by the Stark County Metropolitan Sewer District):
The amendment will allow a private developer to extend a Stark County-owned sanitary sewer from an existing manhole located north of Edison Street (S.R. 619) and east of the Hartville Kitchen Restaurant. The area is located approximately 1,000 feet west of the Hartville Village corporation line. The new sanitary sewer would run south to the south side of Edison Street to the area to be transferred from the Hartville FPA to the Springfield No. 91 FPA. A commercial/residential development is proposed at this location. The wastewater from this proposed development would be treated at Summit County’s Springfield No. 91 Wastewater Treatment Plant.

Stark County MSD asked that the amendment be tabled at the January and February ERTAC meetings at the request of the property’s developer. The developer via the Stark County MSD requested that the amendment be considered at the May ERTAC meeting.

Facilities Planning Area (FPA) boundary:
The intent of this amendment is that a portion of the planning area boundary between the Hartville FPA and the Springfield No. 91 FPA be adjusted, generally, to the south of Edison Street across from the Hartville Kitchen Restaurant. This adjustment, located in SE Quarter of Section 9 and SW Quarter of Section 10 in Lake Township, would result in approximately 35 acres being transferred from the Hartville FPA to the Springfield No. 91 FPA. Figure 2 shows the current FPA boundary line for the amendment area and Figure 3 represents the FPA boundary line adjustment proposed by the Stark County MSD.

Wastewater prescription change:
No wastewater prescription changes are proposed.
Local governments affected:
The area proposed for the amendment is in Lake Township, Stark County. The Village of Hartville is the current Primary Designed Management Agency (DMA) for the area. The Summit County Department of Environmental Services (DOES) is the Primary DMA for the Springfield No. 91 FPA. The Stark County MSD is the Secondary DMA with wastewater treatment planning responsibility for the proposed amendment area.

Public notification efforts:
The Stark County MSD published a public notice in the December 6, 2013 edition of the Canton Repository (see attachment). The public was able to submit comments on the proposed amendment to the Stark County MSD through December 30, 2013. No public comments were submitted.

The Stark County MSD also notified the Village of Hartville, Lake Township Trustees, Summit County DOES, and the Stark County Health Department about the proposed amendment on November 21st, 2013. Summit County DOES informed NEFCO via email that they were in agreement with the amendment, and the Stark County Health Department sent a letter stating no objections to the proposed amendment (see attachments).

Also attached is a letter from the Village of Hartville. While not objecting to the proposed amendment, the letter contends that the Village was not asked to participate in the comprehensive Clean Water Plan update that was approved by NEFCO’s Board in December 2011. NEFCO indicated to the Mayor that it sent at least two letters to the Village’s wastewater treatment plant manager requesting participation from the Village in the update. The letters were followed-up by phone calls from NEFCO’s staff to engage the Village and answer any questions. The Village elected not to participate in the previous update.

Mayor Currie acknowledged that he was not aware of these efforts since they were done under a previous administration. He requested that he be directly notified of any 208 Plan amendments affecting the Hartville FPA.

Staff recommendation:
The staff recommends approval of the proposed amendment to modify the boundary line between the Hartville and Springfield No. 91 FPAs. The area affected is in Lake Township whose wastewater planning authority resides with the Stark County MSD. Stark County MSD is able to extend its existing sewer line near Edison Road to serve this new development area. The wastewater will be treated at the Springfield No. 91 treatment plant, which is consistent with the wastewater prescriptions for the area.

Environmental Resources Technical Advisory Committee (ERTAC) Action:
The ERTAC preformed a technical review of the proposed amendment at its May 7, 2014 meeting and recommended approval by NEFCO’s Board.

Attached is resolution FY2014-028. Thank you for your consideration

NEFCO General Policy Board Action:
Approved the amendment

Attached is resolution FY2014-028
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 MODIFY THE FACILITIES PLANNING AREA BOUNDARY BETWEEN THE HARTVILLE AND SPRINGFIELD NO. 91 FACILITIES PLANNING AREAS FOR AN AREA IN STARK 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 Stark County Metropolitan Sewer District (MSD) to consider an amendment to the Clean Water Plan to modify the Facilities Planning Area (FPA) boundary line between the Hartville and Springfield No. 91 FPAs; and

WHEREAS, the request from Stark County MSD would remove approximately 35 acres in Lake Township from the Hartville FPA and place it in the Springfield No. 91 allowing the area to be served by a Stark County MSD sewer line and the wastewater to be treated at the Springfield No. 91 Wastewater Treatment Plant; and

WHEREAS, Stark County MSD published a public notice on the amendment in the December 6, 2013, edition of the Canton Repository and completed a 24-day public comment period; and

WHEREAS, all affected local governments and management agencies were notified of the amendment with none objecting to the proposed changes; and

WHEREAS, the Ohio Environmental Protection Agency (Ohio EPA) has requested NEFCO's approval of this amendment as a step in Ohio EPA’s 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 modify the facilities planning area boundary line between the Hartville and Springfield No. 91 FPAs in Lake Township, Stark County. Furthermore, the Board directs staff to incorporate this amendment into NEFCO’s Clean Water Plan and to transmit pertinent amendment materials to the Stark County MSD, Village of Hartville, County of Summit DOES, Lake Township, Stark County Health Department, and the Ohio EPA.

Certified as action taken by the NEFCO General Policy Board at its regular meeting held on May 21, 2014.

Bob Breneman, Secretary
NEFCO General Policy Board
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
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.

Northeast Ohio Four County Regional Planning and Development Organization, November 21, 2013.
Figure 2
Hartville Facilities Planning Area
Proposed Amendment Area
208 Clean Water Plan

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
Lakes and Ponds

FPA Boundary
Stream
Community Boundary
Road
Publicly Owned Wastewater Treatment Works (POTW)

* 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.

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Stream
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Publicly Owned Wastewater Treatment Works (POTW)

* 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.
The Stark County Metropolitan Sewer District is proposing to adjust a portion of the planning area boundary line between the Hartville Facility Planning Area (FPA) and the Springfield No. 91 FPA for the NEFCO Clean Water (208) Plan. The proposed boundary line adjustment is located in the Southeast Quarter of Section 9 and the Southwest Quarter of Section 10, Lake Township, in Stark County, and would result in the transfer of approximately 35 acres from the Hartville FPA to the Springfield No. 91 FPA. The boundary line adjustment would allow for a sanitary sewer to be extended to the south side of Edison Street.

Comment period will end at the close of business December 30, 2013.
November 21, 2013

NEFCO
180 East South Street
Akron, Ohio 44311-2035

Attn: Mr. Joseph Hadley, Jr.
Executive Director

RE: PROPOSED CLEAN WATER PLAN AMENDMENT FOR THE HARTVILLE AND SPRINGFIELD NO. 91 FACILITY PLANNING AREAS

Dear Mr. Hadley:

Please find enclosed a request for an amendment to the 208 Clean Water Plan which would adjust the boundary line between the Hartville and Springfield No. 91 Facility Planning Areas. The boundary line adjustment would transfer approximately 35 acres in Sections 9 and 10 of Lake Township from the Hartville FPA to the Springfield No. 91 FPA. The location of the boundary line adjustment and its purpose are more fully described in the enclosed amendment request.

We are requesting that this amendment be included on the agenda for the January 8, 2014 meeting of the ERTAC. Requests for letters of support have been sent to the following affected local governments: Village of Hartville, Summit County DOES, Lake Township Board of Trustees and Stark County Health Department.

A public notice of the proposed amendment will be placed in the Canton Repository in early December. If you have any questions please contact me.

Very truly yours,

James R. Jones, P.E.
Sanitary Engineer

Conrad D. Moeller, P.E.
Engineer

Enclosures
C: file

RECEIVED
NOV 22 2013
NEFCO
The Summit County Department of Environmental Services is in agreement with the proposed 208 Facility Plan Boundary changes proposed in the November 21, 2013 letter from former Stark County Sanitary Engineer Jim Jones.

Donald Gallimore  
Deputy Director, Engineering  
Summit County Dept. of Environmental Services  
2525 State Rd  
Cuyahoga Falls, Ohio 44223

330-926-2426
December 2, 2013

Conrad Moeller
Stark County Metropolitan Sewer District
P.O. Box 7906
Canton, OH 44705-7906

RE: PROPOSED 208 CLEAN WATER PLAN AMENDMENT FOR THE HARTVILLE AND SPRINGFIELD NO. 91 FACILITY PLANNING AREAS.

Dear Mr. Moeller:

This department has received your correspondence dated November 21, 2013, and reviewed the proposal to adjust the boundary line between the Hartville Facility Planning Area (FPA) and the Springfield No. 91 FPA that would transfer approximately 35 acres to the Springfield No. 91 FPA. We have no objection to this adjustment.

If I can be of further assistance, please do not hesitate to contact me at (330)493-9904, extension 214.

Sincerely,

Kirkland Norris, R.S., M.P.H.
Health Commissioner

RECEIVED
DEC - 4 2013
STARK COUNTY
SANITARY ENG. DEPT.
December 12, 2013

Stark County Metropolitan Sewer District
Attn: Conrad D. Moeller, P.E.
P.O. Box 7906, 1701 Mahoning Rd., NE
Canton, OH 44705-7906

Dear Mr. Moeller:

I am writing in response to your letter of November 22, 2013, outlining a submittal from your office to NEFCO requesting an amendment to the 208 Clean Water Plan, which would adjust a portion of the boundary line between the Hartville Facility Planning Area and the Springfield No. 91 Facility Planning Area. This adjustment would result in approximately 35 acres being transferred from the Hartville Facility Planning Area to the Springfield No. 91 Facility Planning Area.

As the Primary Designated Management Agency for the Hartville Facility Planning Area, and considering the close proximity of the 35 acres to the village’s wastewater treatment plant, I am disappointed in this recommendation for two reasons. First of all, Appendix 3-33, approved by the NEFCO General Policy Board on December 21, 2011, seems to support a connection to Hartville’s treatment plant but our village government was not asked to be involved in the decision-making process contrary to that document. Secondly, and more importantly, Hartville stands to suffer financial damage from a potential loss of revenue as a result of this boundary line adjustment.

It is with great reluctance, therefore, that I offer no objection to your request.

Sincerely,

[Signature]
Richard A. Currie, Ed.D.
Mayor, Village of Hartville

Cc: Ron Starkey
    Rob Graham
    Council

[Stamp: Received Dec 16, 2013]