

VILLAGE OF PENINSULA, OHIO
RESOLUTION NO.: 28-2023
INTRODUCED BY: Mr. Kuzinski
DATE PASSED: December 21, 2023

**AN EMERGENCY RESOLUTION REQUESTING THE COUNTY OF SUMMIT TO
ACCEPT THE VILLAGE OF PENINSULA INTO AND UNDER THE SANITARY
SEWER AUTHORITY OF THE SUMMIT COUNTY
METROPOLITAN SEWER DISTRICT**

WHEREAS, pursuant to Resolution No. 743-70, the County of Summit Board of Commissioners created the Summit County Metropolitan Sewer District ("District"); and

WHEREAS, at the time of the creation of the District, the Village of Peninsula ("Village" or "Peninsula") was not included as a District community; and

WHEREAS, Peninsula is still not presently included within the District, and has no central sanitary sewer system within its corporate boundaries; and

WHEREAS, the County of Summit ("County") desires to undertake, and Peninsula desires for the County to undertake, the Q-208 Peninsula Wastewater Treatment and Sanitary Sewer System Project ("Project Q-208") that intends to provide a central sanitary sewer system to service a portion of Peninsula and satisfy violations reported by both the Ohio Environmental Protection Agency ("OEPA") and the Summit County Public Health District ("SCPH") due to failing septic systems; and

WHEREAS, based upon the above, Peninsula requests the County to accept Peninsula into and under the sanitary sewer authority of the Summit County Metropolitan Sewer District.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Village of Peninsula, Summit County, Ohio, to wit:

SECTION 1. That the Council of the Village of Peninsula hereby and herein requests the County to accept the addition of the entirety of the Village of Peninsula into the Summit County Metropolitan Sewer District and agrees the Village will take any further actions necessary to fulfill the terms of acceptance that are consistent with this Resolution.

SECTION 2. That all formal actions of this Council concerning and relating to the adoption of this Resolution were taken in an open meeting of this Council, and all deliberations of this Council or any of its committees that resulted in such formal action were taken in meetings open to the public and/or in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

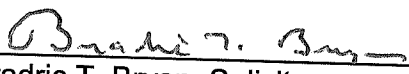
SECTION 3. That this Resolution is hereby declared to be an emergency measure

necessary for the preservation of the public peace, health, safety, and welfare of the residents of the Village of Peninsula for the reasons that the Village wants to come into compliance with the Clean Water Act as soon as possible and avoid any fines and penalties for noncompliance and this action is immediately necessary to permit the County Q-208 Peninsula Wastewater Treatment and Sanitary Sewer System Project to move forward immediately and forthwith due to the fact that approximately 7.5 million dollars of American Rescue Plan Act ("ARPA") funds allocated to the County are available to pay for this project and there are deadlines associated with the designation and use of ARPA funds. Therefore, this Resolution shall take immediate effect upon its passage.

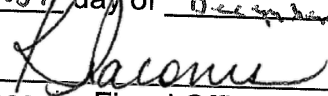
IN WITNESS WHEREOF, we have hereunto set our hands this 21st day of December, 2023.

Passed: 
Daniel Schneider, Jr., Mayor

Attest: 
Katie Iaconis, Fiscal Officer

Approved as to Legal Form. 
Bradric T. Bryan, Solicitor

I, Katie Iaconis, Fiscal Officer of the Village of Peninsula, Summit County, Ohio, do hereby certify that the foregoing Resolution was duly passed by the Council of the Village of Peninsula, at a meeting held on the 21st day of December, 2023.


Katie Iaconis, Fiscal Officer

Posting Certificate

I, Katie Iaconis, Fiscal Officer of the Village of Peninsula, Summit County, Ohio, hereby certify that there is no newspaper published in the Municipality, and publication of the foregoing Resolution was made by posting true and accurate copies thereof at five of the most public places in the Village as previously determined by Council, each for a period of at least fifteen days, commencing on the 21st day of December, 2023, as follows:

- 1. Terry Lumber & Supply;
- 2. Valley Fire District;
- 3. Peninsula Library & Historical Society;
- 4. Peninsula Village Hall Lobby; and
- 5. Peninsula Post Office.


Katie Iaconis, Fiscal Officer