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3
4 CITY OF CUYAHOGA FALLS, OHIO

5
6 ORDINANCE NO. 56 - 2015

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8 AN ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
9 SERVICE TO APPLY FOR AND ACCEPT A GRANT FROM THE
10 OHIO ENVIRONMENTAL PROTECTION AGENCY AND
11 AUTHORIZING THE PAYMENT OF THE CITY'S LOCAL SHARE,
12 AND DECLARING AN EMERGENCY.

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14 WHEREAS, the State of Ohio, through the Ohio Environmental Protection Agency, administers
15 financial assistance to conduct riparian restoration and associated stream bank restoration
16 through the Section 319(h) of the Clean Water Act, Nonpoint Source Program, and

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18 WHEREAS, the City of Cuyahoga Falls desires financial assistance under Section 319(h) of
19 the Clean Water Act, Nonpoint Source Program.

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21 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls, County
22 of Summit and State of Ohio, that:

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24 Section 1. The Director of Public Service is hereby authorized to execute and file an
25 application with the Ohio Environmental Protection Agency and to provide all information and
26 documentation required in said application to grant to conduct Phase II of the riparian
27 restoration of Kelsey Creek, and for associated stream bank restoration and, if granted, to enter
28 into a contract or contracts with the Ohio EPA to accept the grant.

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30 Section 2. The City does agree to obligate the funds, including the local share, required to
31 satisfactorily complete the project and become eligible for reimbursement under the terms of the
32 Section 319(h) Nonpoint Source Program.

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34 Section 3. Any other ordinances and resolutions or portions of ordinances and resolutions
35 inconsistent herewith are hereby repealed, but any ordinances and resolutions or portions of
36 ordinances and resolutions not inconsistent herewith and which have not previously been
37 repealed are hereby ratified and confirmed.

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39 Section 4. It is found and determined that all formal actions of this Council concerning and
40 relating to the adoption of this resolution were adopted in an open meeting of this Council and
41 that all deliberations of this Council and of any of its committees that resulted in such formal
42 action were in meetings open to the public, in compliance with all legal requirements including
43 Chapter 107 of the Codified Ordinances.

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45 Section 5. This ordinance is hereby declared to be an emergency measure necessary for the
46 preservation of the public peace, health, safety, convenience and welfare of the City of Cuyahoga
47 Falls and the inhabitants thereof, and provided it receives the affirmative vote of two-thirds of the
48 members elected or appointed to Council, it shall take effect and be in force immediately upon its
49 passage and approval by the Mayor; otherwise it shall take effect and be in force at the earliest
50 period allowed by law.

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53 Passed: 7/27/2015

Mary Ellen Pyke
President of Council

Paula Conner
Clerk of Council

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58 Approved: 7-28-15

[Signature]
Mayor