Ohio Environmental Protection Agency

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

By: Darlyn Lassiter Date: 9-16-15

OHIO E.P.A.
SEP 16 2015
ENTERED DIRECTOR'S JOURNAL

CERTIFIED MAIL

September 16, 2015

Greg Davies, Director
City of Columbus Department of Public Utilities
910 Dublin Road
Columbus, Ohio 43215

Re: Approval of City of Columbus Petition for a Minor Adjustment of the Columbus Regional Facility Planning Area Boundary

Dear Mr. Davies:

In the matter of the City of Columbus Petition for A Minor Adjustment of the Columbus Regional Facility Planning Area Boundary, I hereby approve the petition effective as of this date. This approval is based on the following findings:

- The City of Columbus is a recognized management agency for wastewater planning, collection and treatment for the Columbus Regional Facility Planning Area; and
- The approved State of Ohio Section 208 plan for Franklin County stipulates in wastewater prescription 25-P3 that petitions for Regional Facility Planning Area boundary adjustments may be submitted by management agencies; and
- The City of Columbus did submit a petition for a minor adjustment of the Columbus Regional Facility Planning Area on August 17, 2015 that requests that the Columbus Regional Facility Planning Area boundary be extended eastward to include an additional 1322.2 acres in Jersey Township, Licking County; and
- The City of Columbus' petition met all of the requirements stipulated in prescription 25-P3.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of $70.00, made payable to "Treasurer, State of Ohio," which the Commission, in its discretion, may reduce if by affidavit it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals

Commission at the following address:

Environmental Review Appeals Commission
77 South High Street, 17th Floor
Columbus, OH 43215

If you have any questions, please contact Dan Dudley of the Division of Surface Water at (614) 644-2876.

Sincerely,

9/14/15

Craig W. Butler
Director

cc: Licking County Commissioners
Donald Rector, General Manager
Joseph Stefanov, City Manager

Before the Ohio Environmental Protection Agency

City of Columbus Department of Public Utilities 910 Dublin Road Columbus, Ohio 43215 *Designated Management Agency* *Columbus Regional Facility Planning Area*	:	
Licking County Commissioners Donald Hill County Administration Building 20 South Second Street Newark, Ohio 43055 *Designated Management Agency* *Licking County Sewer District No. 9*	:	**City of Columbus Petition For A Minor Adjustment Of The Columbus Regional Facility Planning Area Boundary**
Southwest Licking Community Water and Sewer District 69 Zellers Lane Etna, OH 43062 *Contract Wastewater Collection and Treatment Provider, Licking County Sewer District No. 9*	:	
City of New Albany 99 West Main Street P.O. Box 188 New Albany, OH 43054 *Satellite Suburban Community*	:	

Pursuant to Prescription 25-P3 in Appendix 9-1 of Ohio EPA's *State Water Quality Management Plan including Section 208 Areawide Waste Management Plans* (Ohio EPA Division of Surface Water 2006) ("208 Plan"), the City of Columbus hereby petitions the Director of the Ohio Environmental Protection Agency (Ohio EPA) for a minor adjustment to the Columbus Regional Facility Planning Area ("RFPA") boundary. Columbus requests that the RFPA boundary be extended eastward to include an additional 1322.2 acres in Jersey Township, Licking County. A map depicting Columbus' requested boundary adjustment is contained in Figure 1-1 attached hereto in Appendix A. The current Columbus RFPA boundary in Jersey Township is depicted in Figure 1-1 and in Maps 45-3 and 45-4 contained in Appendix 9-2 of the 208 Plan.

This petition supersedes a Columbus RFPA boundary adjustment request made in an October 6, 2014 letter from Columbus Department of Public Utilities Director Greg Davies to Dan Dudley of Ohio EPA. In its October 6, 2014 letter, Columbus also objected to a request made by the Southwest Licking Community Water and Sewer District ("District") in the *Southwest Licking Community Water and Sewer District Water and 208 Wastewater Master Plan Jersey and St. Albans Townships* (June 2012) ("Master Plan"), currently pending before Ohio EPA, to lock-in areas subject to the Columbus-New Albany water and sewer service agreement. The District has endorsed this petition and has agreed to withdraw its request to lock-in any areas within the adjusted Columbus RFPA requested in this petition.

Columbus also requests in this petition that Ohio EPA include additional language in the Franklin County prescriptions contained in Appendix 9-1 of the 208 Plan. This additional language is set out below and determines which entities will provide wastewater collection and treatment in areas of overlap between the adjusted Columbus RFPA and the District's Contract Facility Planning Area with Licking County Sewer District No. 9 and the District's 161 Service Planning Area described in the District's Master Plan. The District/Sewer District No. 9 Contract Facility Planning Area and the District's 161 Service Planning Area are depicted in Figure 1-1 attached hereto in Appendix A. This petition has been endorsed and approved by "each affected management agency, each affected satellite suburban community, and other political jurisdiction or private entity that has authority to provide wastewater collection and treatment for the area in question," as required in Prescription 25-P3.

A. Reasons For Columbus' Boundary Change Request

Columbus anticipates that substantial commercial development will be undertaken in the 1322.2 acre RFPA expansion area requested in this petition. Columbus anticipates that the City of New Albany will be annexing substantial portions of the RFPA expansion area to provide sewer and water service to these developments. In addition, a portion of the RFPA expansion area is currently within the corporate limits of the City of New Albany. Pursuant to sewer and water service and economic development agreements between Columbus and the City of New Albany, wastewater collection and treatment and water service in areas annexed by the City of New Albany must be provided by New Albany and Columbus exclusively. For these reasons, Columbus requests the RFPA adjustment depicted in Figure 1-1 and contained in Appendix A of this petition.

B. Small Columbus RFPA Boundary Changes Under Prescription 25-P3, Appendix 9-1 Of The 208 Plan

Prescription 25-P3 governs Columbus RFPA boundary changes. Prescription 25-P3 provides as follows:

25-P3 Boundary Changes, Metro Columbus RFPA

Adjustments to the boundaries of the Metro Columbus RFPA (map 25-1) may be requested at any time. Petitions for boundary adjustments must include written endorsements of support from each affected management agency, each affected satellite suburban community, and any other political jurisdiction or private entity that has authority to provide wastewater collection and treatment for the area in question. Furthermore, all applicable facility planning work must be completed for the area added to, or deleted from, the Metro Columbus RFPA (see Chapter 9 for guidance on preparing facility plans). The Director of Ohio EPA shall require appropriately detailed updated facility planning documentation for major boundary adjustments (see Chapter 9 for guidance on preparing facility plans). **Small changes require a demonstration of adequate capacity to handle the added wastewater.** Boundary adjustments, if granted, will be part of the State of Ohio 208 Plan upon review and approval by Ohio EPA. The Director of Ohio EPA shall make a determination relative to each valid petition for Metro Columbus RFPA boundary adjustments. **Boundary adjustments, with or without a petition, may also be proposed by the State when the 208 Plan is updated**.

Given the relative size of the Columbus RFPA, the 1322.2 acre extension of the RFPA requested in this petition is a "small change" within the meaning of Prescription 25-P3 that may be approved by Ohio EPA upon a demonstration that Columbus and New Albany have adequate capacity to handle additional wastewater flows from the RFPA expansion area.

C. Columbus And New Albany Have Adequate Capacity To Serve The RFPA Expansion Area Requested In This Petition.

Columbus and New Albany currently have the capacity to handle the projected additional wastewater flow of 5.5 MGD (design flow) from the 1322.2 acre expansion area. This additional flow will be collected in the existing Columbus-New Albany sewage collection systems and treated at Columbus' Southerly Wastewater Treatment Plant, which has a dry weather design capacity of 220 MGD, a wet weather design capacity of 330 MGD, and an average daily flow of approximately 110 MGD. No expansion of the Southerly plant will be required to treat the additional flow from the RFPA expansion area.

Columbus and New Albany also have planned and will be undertaking construction of major wastewater collection system expansions that will provide for additional wastewater collection capacity in areas subject to the current Columbus-New Albany Service Agreement, as well as the 1322.2 RFPA expansion area requested in this petition. Columbus is undertaking the construction of the Blacklick Creek Sanitary Interceptor Sewer (BCSIS), which will extend Columbus' collection system to New Albany's southern corporate limits at Morse Road. Columbus' BCSIS will connect with the planned City of New Albany Blacklick Creek Trunk Sewer (BCTS), which will serve areas subject to the current Columbus-New Albany Service Agreement and the RFPA expansion area requested in this petition. Wastewater flows from the BCTS and the BCSIS are projected to be between 95 MGD and 113 MGD and will be treated at the

Columbus Southerly Wastewater Treatment Plant.[1] No expansion of the Southerly plant will be required to treat the additional flow from the BCSIS and the BCTS.

1. Columbus Blacklick Creek Sanitary Interceptor Sewer (BCSIS) Project Status

The Columbus BCSIS is a 10-foot diameter sewer that will run from Blacklick Ridge Blvd to Morse Road, a distance of approximately 23,000 feet. The BCSIS will be 100 feet deep at Morse Road. The BCSIS project is scheduled to go out for bid in July of 2015. Construction of the BCSIS will be substantially complete by December 2019. The BCSIS project budget is $125 million and has been approved for funding by Ohio EPA's Division of Environmental and Financial Assistance through a Water Pollution Control Loan Fund loan.

2. New Albany Blacklick Creek Trunk Sewer (BCTS) Project Status

The New Albany BCTS project is currently in design and will run from Smiths Mill Road to Morse Road where it will connect to the BCSIS. The BCTS will be a 42" 23,000 foot sewer, and is being designed to serve the eastern portions of the current Columbus RFPA in and adjacent to New Albany, and the RFPA expansion area requested in this petition. The projected cost of the BCTS is $24 million. New Albany estimates that construction will be substantially complete by 2020.

D. Columbus Requests That Language Be Added To The Prescriptions For Franklin County Contained In Appendix 9-1 of the 208 Plan That Will Determine Which Entity Will Provide Wastewater Collection And Treatment In The Areas Of Overlap Between The Adjusted Columbus RFPA And The Southwest Licking County Water and Sewer District's Facility Planning and 161 Service Planning Areas.

The portions of Jersey, St. Albans, and Monroe Townships in Licking County outside the current Columbus RFPA constitute the territory of Licking County Sewer District No. 9 created by the Licking County Board of Commissioners, which is the Designated Management Agency ("DMA") identified by Ohio EPA in the 208 Plan and responsible for long-range planning, design, and construction of wastewater infrastructure in Sewer District No. 9. In a December 21, 2010 agreement between the Licking County Commissioners and the District, the Commissioners delegated their DMA responsibilities for the Jersey and St. Albans Township portion of Sewer District No. 9 to the District.

In June 2012, the District submitted to Ohio EPA its June 2012 Master Plan, which proposes to create a Facility Planning Area for the St. Albans and Jersey Township portions of the Sewer District No. 9 that extends to the current Columbus RFPA boundary in Jersey Township. The Master Plan also seeks to lock-in certain

[1]The variation in flow results from the potential future diversion of service in the Big Walnut sewershed to the Blacklick sewershed via the proposed Rocky Fork Diversion Sewer. The stated flows represent the 50% and 100% diversion scenarios.

portions of the Sewer District No. 9 planning area to make the District the exclusive wastewater collection and treatment provider in those areas. The areas subject to the District's lock-in request are depicted in Figure 1-1 attached hereto in Appendix A and are described as the District's 161 Service Planning Area. In an October 6, 2014 letter from Columbus Department of Public Utilities Director Greg Davies to Dan Dudley of Ohio EPA, Columbus objected to the Master Plan lock-in request and requested an adjustment to the Columbus RFPA boundary smaller than the boundary adjustment requested in this petition. The District has agreed to withdraw its lock-in request for areas inside the adjusted Columbus RFPA requested in this petition.

Columbus does not object to the District/Sewer District No. 9 Contract Facility Planning Area and the District's 161 Service Planning Area overlapping the Columbus RFPA expansion area requested in this petition provided that there are no lock-in areas granted to the District inside the adjusted Columbus RFPA, and that the following or similar language is added to the Franklin County Prescriptions contained in Appendix 9-1 of the 208 Plan that will determine which entity will provide wastewater collection and service in the overlap areas:

1. Areas within the Columbus Regional Facility Planning Area that are annexed by the City of New Albany shall be provided wastewater collection and treatment service by Columbus and New Albany exclusively.

2. Areas within the Columbus Regional Facility Planning Area that are annexed by the City of Columbus shall be provided wastewater collection and treatment service by the City of Columbus exclusively.

3. Areas within the Columbus Regional Facility Planning Area and the Southwest Licking Community Water and Sewer District/Licking County Sewer District No. 9 Contract Facility Planning Area that are not annexed by the City of New Albany or annexed by the City of Columbus may be provided wastewater collection and treatment service by the Southwest Licking Community Water and Sewer District.

Respectfully submitted:

Date: 7/23/15

Greg Davies
Director
City of Columbus Department of Public Utilities
910 Dublin Road
Columbus, Ohio 43215
Designated Management Agency Columbus RFPA

Endorsed and Approved by:

ABSENT

Date:

Tim Bubb
Licking County Commissioner

Date: 8/6/2015

Rick Black
Licking County Commissioner

Date: 8/6/2015

Duane Flowers
Licking County Commissioner

Licking County Commissioners
Donald Hill County Administration Building
20 South Second Street
Newark, Ohio 43055
Designated Management Agency Licking County Sewer District No. 9

Date: 7/28/15

Donald S. Rector, P.E.
General Manager
Southwest Licking Community Water and Sewer District
69 Zellers Lane
Etna, OH 43062
Contract Wastewater Collection and Treatment Provider Licking County Sewer District 9

Date: 8/17/15

Joseph Stefanov
City Manager
City of New Albany
99 West Main Street
P.O. Box 188
New Albany, OH 43054
Satellite Suburban Community

81-52

RESOLUTION

IN THE MATTER OF APPROVING THE CITY OF COLUMBUS PETITION FOR A MINOR ADJUSTMENT OF THE COLUMBUS REGIONAL FACILITY PLANNING AREA BOUNDARY – WATER/WASTEWATER

BE IT RESOLVED by the Board of County Commissioners, County of Licking, State of Ohio:

That we do hereby approve the City of Columbus petition for a Minor Adjustment of the Columbus Regional Facility Planning Area Boundary which will become part of the State Wide 208 Plan.

Motion by BLACK seconded by FLOWERS

that the resolution be adopted was carried by the following vote:

YEAS: * *

NAYS: * *

CC: Michael L. Smith, Auditor
Kevin Eby, Water/Wastewater Director

FILE

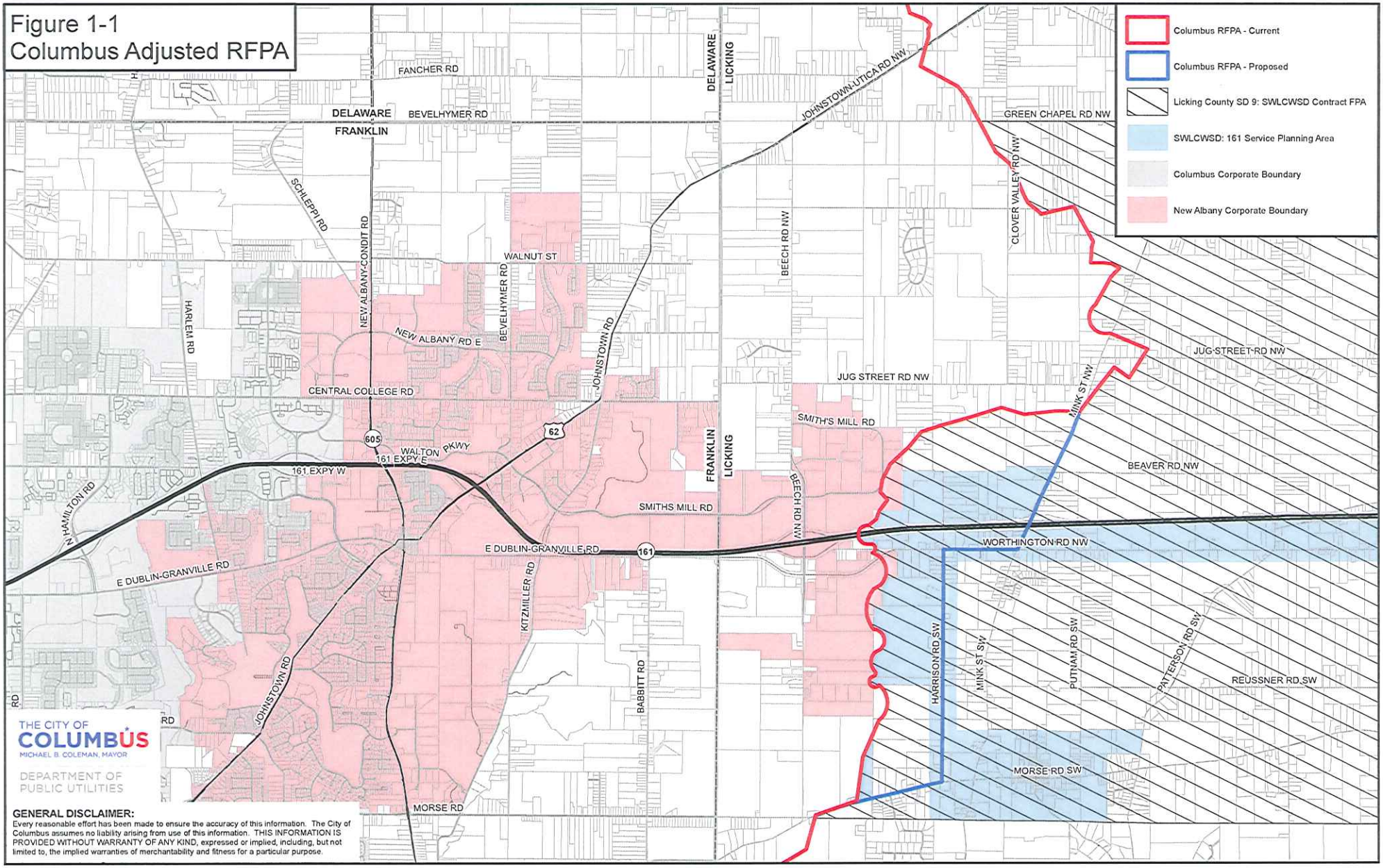
Adopted: August 6, 2015

Timothy E. Bubb
Duane H. Flowers
Rick Black

Beverly Adzic, Clerk/Administrator

Appendix A

Figure 1-1
Columbus Adjusted RFPA



GENERAL DISCLAIMER:
Every reasonable effort has been made to ensure the accuracy of this information. The City of Columbus assumes no liability arising from use of this information. THIS INFORMATION IS PROVIDED WITHOUT WARRANTY OF ANY KIND, expressed or implied, including, but not limited to, the implied warranties of merchantability and fitness for a particular purpose.