

ORDINANCE NO. 19 - 02

AN ORDINANCE TO THE CITY OF SOMERSET, KENTUCKY, GIVING PUBLIC NOTICE AND APPROVING THE CITY OF SOMERSET'S WASTEWATER PRETREATMENT PROGRAM MODIFICATIONS IN REGARDS TO LOCAL LIMITS AND AMENDING ORDINANCES 91-27, 09-04, AND 11-18,

WHEREAS, THE KENTUCKY DIVISION OF WATER CONSIDERS THE CITY'S MODIFICATIONS TO THE PRETREATMENT PROGRAM TO BE COMPLETE AND READY FOR PUBLIC NOTICE AND APPROVAL BY THE CITY COUNCIL, AND;

WHEREAS, TITLE 40 OF THE CODE OF FEDERAL REGULATIONS (40 CFR 403) REQUIRERS THAT PUBLIC NOTICE BE GIVEN BY THE CITY AS TO SAID MODIFICATIONS PURSUANT TO KRS 83A AND KRS 424, BY AND THROUGH ORDINANCE;

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF SOMERSET, KENTUCKY:

(I) That the attached modifications to the city's pretreatment program as set forth in Exhibit (A), attached hereto and incorporated in full herein by reference, is hereby approved and adopted by the City of Somerset by and through the Common Council.

(II) That said modifications were approved by the Kentucky Division of Water upon a review by said agency of the modified limits submitted by the City of Somerset. Further, the Division of Water states in their approval letter of January 16, 2019, attached hereto as Exhibit "B" and incorporated in full herein by reference, that the modifications will provide adequate protection of water quality, wastewater treatment plant operation, and sludge quality for the City of Somerset as defined in 401 KAR 45:100.

(III) If any part of this ordinance is deemed by a court of competent jurisdiction to be unenforceable or unconstitutional, the remaining provisions of this ordinance shall continue in full force and effect

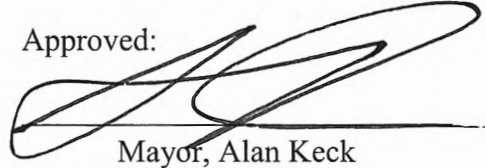
(IV) Any Ordinance in conflict with this Ordinance or any policies in conflict with the ones enacted herein are hereby repealed in so far as the same are in conflict herewith.

(V) This Ordinance shall be in full force and effect upon passage, approval, and publication according to law and upon the expiration of the public notice period provided that the Division of Water, nor the City of Somerset, receive comments from the public.

FIRST READING: February 11, 2019


SECOND READING FEBRUARY 25, 2019

Approved:



Mayor, Alan Keck

ATTEST:



City Clerk, Nick Bradley