



Service Department

Septic System Elimination Assistance Program

Dear Property Owner,

This letter and supporting documentation provides information about the City of Springfield's Septic System Elimination Assistance Program. The program involves the City paying a maximum of \$5,000 per qualifying residence to connect to the City sewer system.

Please complete the application provided and return it to the City Service Center at 2100 Lagonda Avenue, Springfield, Ohio. You are encouraged to return the application as soon as possible so we can conduct investigations to determine eligibility and priority, as the City has limited funds available each year.

Applicants will be contacted with the status of their eligibility. Those eligible for the program will be provided with the necessary information and instructions needed to take advantage of the program.

Should you have any questions, feel free to call the Service Department at 937-525-5800.

Sincerely,

Mike Adamson
Utilities Superintendent

Rev. 2/5/2016

**CITY OF SPRINGFIELD
SEPTIC SYSTEM ELIMINATION ASSISTANCE
PROGRAM APPLICATION**

I/we, _____, the owner/s

of the property located at _____

hereby request consideration by the City of Springfield to be accepted for participation in the Septic System Elimination Assistance Program. I/we understand the Program involves assistance being provided only if the below address meets the qualifications of the Program. By submission of this application, the City will take steps to make this determination, and I/we will grant legal access to the property and cooperate with City staff during their investigation.

Mailing Address of Applicant: _____

Telephone:

Home _____

Business _____

Fax _____

DATE: _____

SIGNATURE OF APPLICANT/S: _____

AN ORDINANCE NO. 02-167

Adopting a policy to assist owners of certain residential property needing to replace their septic systems and connect to the City's public sewer system.

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WHEREAS, there exists in the City a number of neighborhoods consisting primarily of one, two and three family dwellings in which some of the dwellings have septic systems and the dwelling should be connected to the public sewer system to protect the public health and safety; and,

WHEREAS, this Commission finds that protection of the public health and safety will be facilitated by assisting the owners of such dwellings to install a gravity connection to the City's public sewer system or, where a gravity connection is not practical, a suitable sewer grinder pump and force main to facilitate conveying sewage from each such dwelling to the City's public sewer line available to serve such dwelling; and,

WHEREAS, this Commission further finds that charging the residential property owners in many of these neighborhoods for the full cost of designing, acquiring and installing the above mentioned connections and on site sewer pump systems would impose an oppressive and unreasonable burden on the residential property owners; and,

WHEREAS, this Commission wishes to encourage residential property owners to make full use of the City's sewer system, thereby protecting the public health and safety, through sharing the cost of installing such improvements so that the cost is not overly burdensome to the residential property owners. NOW, THEREFORE:

BE IT ORDAINED by the City Commission of the City of Springfield, Ohio:

Section 1. That in view of the findings stated in the foregoing recitals, this Commission hereby establishes a policy for assisting members of benefiting neighborhoods in obtaining the benefits of a gravity connection to the City's public sewer system or, where a gravity connection is not practical, a sewer grinder pump to serve their residential property. Residential property owners in a benefiting neighborhood and whose homes were built before the effective date of this Ordinance may petition the Service Director in writing on a form provided by the Service Director, for a connection to the City's public sewer system for the property owner's residential

property. Upon receipt of a petition in proper form from the property owner(s), the Service Director shall perform an investigation to determine whether the property for which connection to the City's sewer system is requested is a qualifying residential property in an benefiting neighborhood, whether the petitioner(s) are proper persons to make such petition and whether it is practical to construct a gravity connection to the City's public sewer system or, whether a gravity connection is not practical and a sewer grinder pump and related force main must be installed to connect the petitioner(s)' property to City's public sewer system. If the Service Director is able to determine that the petitioner(s) are proper persons to make such petition and that the property for which connection to City's public sewer system is requested is a qualifying residential property in a benefiting neighborhood then the Service Director shall determine what form of connection is most appropriate (i.e. a gravity connection or a sewer grinder pump and force main connection) for the subject residential property. If the Service Director is able to determine that the petitioner(s) are proper persons to make such petition and that the property for which connection to City's public sewer system is requested is a qualifying residential property in a benefiting neighborhood he shall tender a sewer connection assistance agreement to the petitioner(s). Upon proper execution of the tendered sewer connection assistance agreement, the Service Director shall:

- a) If a gravity connection is determined to be appropriate, construct a sewer lateral from the City's public sewer line to the point in the City's public street right-of-way nearest the edge of the right-of-way abutting the subject property at which gravity will conduct effluent to the City's public sewer line, as determined by the Service Director, (the "designated point of connection") or
- b) If a gravity connection is determined to be impractical, deliver a sewage grinder pump to the owner of the subject property (at no cost to the property owner) and construct a sewer lateral, as appropriate, from the City's public sewer line to the point in the City's public street right-of-way nearest the edge of the right-of-way abutting the subject property at which gravity will conduct effluent to the City's public sewer line, as determined by the Service Director (the "designated point of connection"). The City shall construct no sewer force mains. The construction of all necessary force mains shall be the responsibility of the petitioner(s).

Section 2. The petitioner(s) owning each property for which a sewer connection assistance agreement is entered into shall be responsible to do one of the following:

- a) If a gravity connection was determined to be appropriate, construct, at the petitioner(s)' expense, a sewer lateral from the dwelling on the subject property to the designated point of connection in the City's public street right-of-way.

- b) If a gravity connection is determined to be impractical, install the sewage grinder pump provided by the City to the petitioner owning the subject property [at the petitioner(s)' expense for such installation] and construct [at the petitioner(s)' expense] a force main from the dwelling on the subject property to the designated point of connection in the City's public street right-of-way.

The City will be responsible for repairs to portions of sewer laterals and portions of sewer force mains located in City owned street right-of-way as required under Section 902.17 of the City's Codified Ordinances.

Section 3. That the sewer connection assistance agreement described in Sections 1 and 2 shall include the following provisions in addition to such other provisions as the Law Director determines are in the City's best interest:

- a) the petitioner(s)' agreement to construct the sewer lateral and/or force main described in Section 2 of this ordinance and, if a sewer grinder pump has been provided by the City, properly install the sewer grinder pump and then have the installation inspected and approved by a Clark County Combined Health District Plumbing Inspector, all at the petitioner(s)' expense;
- b) the petitioner(s)' representation that they understand that the responsibility to install and to maintain the sewer pump system (i.e. the sewer grinder pump and related force main and/or private lateral) to the designated point of connection in the City's public street right-of-way, as described in Sections 1 and 2 and that payment of all costs related to such installation and maintenance is entirely the responsibility of the petitioner(s)' and not a responsibility of the City;
- c) an acknowledgment that the sewer pump system (i.e. the sewer grinder pump and related force main and/or private lateral) to the designated point of connection in the City's street right-of-way, as described in Sections 1 and 2, and that portion of the lateral that the City installs shall be the property of the petitioner(s) and attaches to the subject residential property as a fixture to real property;
- d) that the petitioner(s) will allow no part of the sewer pump system to be disconnected or removed from the subject residential property unless such disconnected or removed portion is immediately replaced with a facility of equal or better function and quality as the original equipment provided by the City for use at the subject residential property;
- e) the petitioner(s)' grant of permission to the City to enter on to the subject property, at no cost to the City, for purposes of inspecting to determine whether the sewer pump system has been properly installed;

- f) a description of the manufacturer's warranty the petitioner(s) will have, if any, in connection with the sewer grinder pump provided by the City – no warranty will be provided by the City;
- g) a covenant by the petitioner(s) that they will properly maintain the sewer pump system sewer force main and lateral (the City's obligation to repair the sewer force main and lateral located within the City's public street right-of-way is strictly limited to the obligations assumed by the City as described in Section 902.17 of the City's Codified Ordinances);
- h) an acknowledgment and representation that the petitioner(s) are the owners of the subject residential property and that the petitioner(s) are responsible to arrange for and pay for the electricity and other utility facilities and services necessary for proper operation of the sewer pump system;
- i) an acknowledgment that the petitioner(s) are fully responsible to acquire any and all needed force main, electrical and plumbing connections and any other personal property and rights in real estate necessary for the operation and for the installation of the sewer pump system;
- j) such indemnification provisions as the Law Director may deem appropriate;
- k) provide that the provisions of the sewer connection assistance agreement shall be binding upon the petitioner(s), the heirs, successors and assigns;
- l) a promise to disconnect all downspouts and all sump pumps draining storm water or clean water (as opposed to raw sewage) now or hereafter located on the subject property from the City's sanitary or combined sewers and to drain all downspouts and all sump pumps draining storm water or clean water (as opposed to raw sewage) now or hereafter located on the subject property in accordance with City requirements;

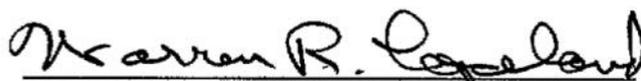
Section 4. For purposes of this Ordinance, the following terms shall have the meanings given herein.

- a) "Residential Property" means a tax parcel on which is situated one single family or one two or three family residential structure.
- b) "Benefiting neighborhood" means a residential property or cluster of residential properties located within the City limits on of the effective date of this ordinance: 1) where the dwelling(s) on such property or properties were constructed prior to the effective date of this Ordinance and 2) where the Service Director determines that such dwellings have a septic system on their lot which should be abandoned and the dwelling should be connected to the City's public sewer system in order to preserve and protect the public health and safety.

Section 5. That expenditures up to Five Thousand Dollars (\$5,000.00) per qualifying residential property are hereby authorized to be expended to procure a sewage grinder pump and to defray the costs to petitioners to install the sewage grinder pump and related force main required to place the said system into operation, all pursuant to the terms of this Ordinance. The Finance Director, with the recommendation of the City Manager or his designee, may reimburse costs incurred by petitioners participating in the program adopted in this Ordinance; provided that no disbursement to a petitioner shall exceed the sum of the Five Thousand Dollars (\$5,000.00), less the expenditure incurred by the City to provide the sewage grinder pump for the qualifying residential property.

Section 6. That this Resolution shall take effect and be in force from and after fourteen (14) days from the date of its passage.

ADOPTED this 16th day of April, A.D., 2002.


PRESIDENT OF THE CITY COMMISSION


CLERK OF THE CITY COMMISSION

(Not Published)