

ORDINANCE NO. 37-23

AN ORDINANCE TO AUTHORIZE THE CITY MANAGER TO ENTER INTO A WETLAND MITIGATION PURCHASE AGREEMENT IN THE AMOUNT OF \$338,000.00 WITH THE NATURE CONSERVANCY FOR THE PURPOSE OF RESERVING AND PURCHASING MITIGATION CREDITS, AND DECLARING AN EMERGENCY.

WHEREAS, entities proposing to place dredged or fill material into waters of the United States or waters of the State of Ohio, including wetlands, must comply with standards and conditions imposed by the Army Corps of Engineers (the "Corps") and/or the Ohio Environmental Protection Agency (the "Ohio EPA") pursuant to Section 404 of the Clean Water Act, 33 U.S.C. § 1344, and/or Ohio Revised Code Chapter 6111 including, in many cases, the mitigation of wetland impacts; and

WHEREAS, the Corps and the Ohio EPA have agreed to the purchase of wetland mitigation credits to fulfill the City's requirement to mitigate wetland impacts in relation to the Conneaut Creek Dredge Facility.

WHEREAS, the City of Conneaut, by the City Manager, upon the approval of Council, shall reserve and purchase wetland mitigation credits from The Nature Conservancy.


NOW, THEREFORE, BE IT ORDAINED, by the City of Conneaut, County of Ashtabula and State of Ohio:

SECTION 1. That the City Manager, on behalf of the City of Conneaut, is hereby authorized and directed to enter into a Wetland Mitigation Purchase Agreement in the amount of \$338,000.00 with The Nature Conservancy for the purpose of reserving and purchasing mitigation credits.

SECTION 2. That it is hereby found and determined that all formal actions of this Council concerning and relating to the passage of this ordinance were adopted in an open meeting of this Council and that all deliberations of this Council or any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements including Section 121.22 of the Ohio Revised Code.

SECTION 3. That this Ordinance is declared to be an emergency measure in the interests of public peace, health and safety and to facilitate the continuance of construction on the Conneaut Dredge Reclamation Facility and, shall take effect immediately upon passage and signing by the President of Council.

Passed this 27th day of MARCH, 2023.



President of Council

ATTEST:



Clerk of Council