



Legislation Details (With Text)

File #: O-261-19 **Version:** 1 **Name:**
Type: Ordinance **Status:** Approved
File created: 5/7/2019 **In control:** Law Department
On agenda: 5/28/2019 **Final action:** 5/28/2019

Title: Authorizing the mayor to pay the annual fee to the Petroleum Underground Storage Tank Release Compensation Board (PUSTRCB) in the amount of \$9,100 for qualifying city-owned underground petroleum storage tanks; authorizing the expenditure for 2019 annual fee from the Risk Management Fund; and declaring an emergency.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Audio: City Council Meeting 5/28/2019

Date	Ver.	Action By	Action	Result
5/28/2019	1	City Council	Dispense with the rules of Council requiring...	Pass
5/28/2019	1	City Council	declare emergency	Pass
5/28/2019	1	City Council	passage	Pass

PUSTRCB
Law Department
T.Green (x1037)
(Revised)

Authorizing the mayor to pay the annual fee to the Petroleum Underground Storage Tank Release Compensation Board (PUSTRCB) in the amount of \$9,100 for qualifying city-owned underground petroleum storage tanks; authorizing the expenditure for 2019 annual fee from the Risk Management Fund; and declaring an emergency.

SUMMARY & BACKGROUND:

Chapter 3737 of the Ohio Revised Code (ORC) established the Petroleum Underground Storage Tank Release Compensation Board (PUSTRCB) and Petroleum Underground Storage Tank Financial Assurance Fund (PUSTAF). The purpose of the Board is to allocate funds to reimburse owners and operators of qualifying underground storage tanks, the costs of corrective actions and compensation paid to third parties resulting from releases of petroleum from those tanks less applicable deductible. Pursuant to the ORC Section 3737.91, the City is required to pay an annual fee for the purpose of implementing, administering, and enforcing that program.

Fees are assessed at \$350 per tank. The City owns/operates 26 qualifying petroleum underground storage tanks, and the annual fee in the amount of \$9,100 is now due and payable. Payment received after July 1st of each year is subject to penalties.

This ordinance authorizes the mayor to complete the necessary forms and pay the 2019 fee from the Risk

Management Fund. These funds are included in the annual operating budget.

NOW, THEREFORE, Be it ordained by the Council of the City of Toledo:

SECTION 1. That the mayor is authorized to pay the 2019 annual fee to PUSTRCB upon presentation of an invoice in an amount not to exceed \$9,100 for the year 2019 from the Risk Management Fund, Account Code 7095-12000-1157001STDSTD.

SECTION 2. That the Director of Finance is authorized to draw his warrant or warrants against Account Code 7095-12000-1157001STDSTD in payment of the obligations authorized in an amount not to exceed \$9,100 upon the presentation of the proper voucher or vouchers.

SECTION 3. That this Ordinance is declared an emergency measure and shall be in force and in effect from and after its passage. The reason for the emergency lies in the fact that same is necessary for the immediate preservation of the public peace, health, safety and property, and for the further reason that the ordinance must be immediately effective to provide payment of State-assessed fees in connection with City-owned underground petroleum storage tanks.

Vote on emergency clause: yeas _____, nays _____.

Passed: _____, as an emergency measure: yeas _____, nays _____.

Attest: _____
Clerk of Council

President of Council

Approved: _____

Mayor

I hereby certify that the above is a true and correct copy of an Ordinance passed by Council

_____.

Attest: _____
Clerk of Council