

RESOLUTION NO. 73 - 2015

A RESOLUTION APPROVING THE FIRST MATERIAL MODIFICATION TO THE CONSENT DECREE, AND AUTHORIZING THE MAYOR, ON BEHALF OF THE URBAN COUNTY GOVERNMENT, TO EXECUTE THE FIRST MATERIAL MODIFICATION TO THE CONSENT DECREE, AMENDING PARAGRAPH 15.G.(VII) OF THE CONSENT DECREE TO PROVIDE THAT THE FINAL DEADLINE FOR ALL REMEDIAL MEASURES CAPITAL CONSTRUCTION PROJECTS SHALL BE NO LATER THAN DECEMBER 31, 2026.

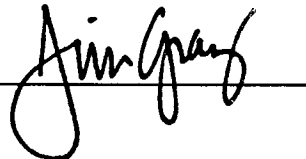
BE IT RESOLVED BY THE COUNCIL OF THE LEXINGTON-FAYETTE URBAN COUNTY GOVERNMENT:

Section 1 - That the First Material Modification to the Consent Decree be and hereby is approved, and the Mayor, on behalf of the Lexington-Fayette Urban County Government, be and hereby is authorized to execute the First Material Modification to the Consent Decree, which is attached hereto and incorporated herein by reference, amending Paragraph 15.G.(vii) of the Consent Decree to provide that the final deadline for all remedial measures capital construction projects shall be no later than December 31, 2026.

Section 2 - That this Resolution shall become effective on the date of its passage.

PASSED URBAN COUNTY COUNCIL: February 26, 2015

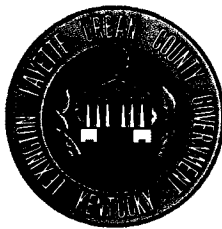
MAYOR



ATTEST:


CLERK OF URBAN COUNTY COUNCIL

0124-15_MSC_X:\Cases\WATER-AIR\15-LE0001\LEG\00471747.DOC




Lexington-Fayette Urban County Government
DEPARTMENT OF ENVIRONMENTAL QUALITY & PUBLIC WORKS

Jim Gray
Mayor

David L. Holmes
Commissioner

To: Mayor Jim Gray
Urban County Council

From: 
Charles H. Martin, P.E., Director
Division of Water Quality

Date: January 21, 2015

Re: Motion for Material Modification to the Consent Decree
Remedial Measure Plan Completion Schedule Modification

The Division of Water Quality is requesting approval of a First Material Modification to the Consent Decree. This modification would amend Paragraph 15.G (vii) of the Consent Decree so that the final deadline for all remedial measures capital construction projects is no later than December 31, 2026. This modified completion schedule is consistent with modifications requested by LFUCG in June 2014.

This modification, if approved by LFUCG along with the appropriate state and federal agencies, will be filed for entry with the United States District Court, Eastern District of Kentucky, Central Division at Lexington.

Questions regarding these documents should be directed to me at 425-2455.

pc: Vernon Azevedo, P.E.