

Presented by: The Manager  
Introduced: 5/15/80  
Drafted by: G.L.S.

RESOLUTION OF THE CITY AND BOROUGH OF JUNEAU, ALASKA

Serial No. 657

A RESOLUTION RELATING TO THE ESTABLISHMENT OF  
INDUSTRIAL COST RECOVERY FOR CERTAIN  
FEDERALLY ASSISTED, MUNICIPAL PROJECTS.

WHEREAS, Public Law 92-500 requires the implementation of an industrial cost recovery system for federally assisted sewer projects, and

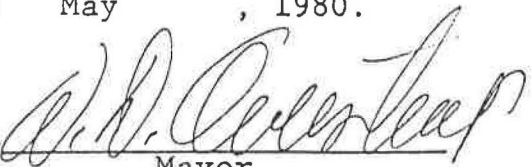
WHEREAS, the law and regulations relating to development of industrial cost recovery systems is in a state of flux, and

WHEREAS, the Environmental Protection Agency requires municipalities to reconfirm their intent to comply with industrial cost recovery regulations when they become applicable;

NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE CITY AND BOROUGH OF JUNEAU, ALASKA:

That at such time that industrial wastes, as defined under the Construction Grant Regulations, 40 CFR Part 35.905 are to be discharged to the facilities constructed under EPA Grant Nos. C-020031, C-020032, and C-020054, the City and Borough of Juneau will develop and adopt an industrial cost recovery system consistent with requirements of the EPA construction grant regulations. The cost recovery system will comply with the requirements of PL 92-500 and all regulations and guidelines pertaining thereto as they provide at the time of Step 3 grant offer acceptance or at the time of adoption of this resolution, if later. In the event that EPA requirements in the future are relaxed or otherwise changed, the City and Borough of Juneau may instead comply with the lesser requirements, if applicable. If EPA adopts new industrial cost recovery regulations that impose additional requirements upon a municipality after Step 3 award or adoption of this resolution, if later, it is understood that such new requirements will not be applied retroactively unless failure to so apply such regulations would be in conflict with Federal Law as it exists at that time.

Adopted this 15th day of May, 1980.

  
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Mayor

Attest:

  
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Clerk