

RESOLUTION NO. 1

A RESOLUTION OF THE ORCHARD MESA SANITATION DISTRICT ESTABLISHING AN INDUSTRIAL PRETREATMENT PROGRAM BY CONCURRENCE IN AND ADOPTION OF THE CITY OF GRAND JUNCTION'S PROGRAM, AND PROVIDING FOR DELEGATION OF PROGRAM ADMINISTRATION AND ENFORCEMENT AUTHORITY TO THE CITY IN ORDER TO COMPLY WITH APPLICABLE FEDERAL AND STATE WATER QUALITY REQUIREMENTS.

WHEREAS, Orchard Mesa Sanitation District is a special district providing a sewerage system in a portion of the County of Mesa, Colorado; and

WHEREAS, the transmission and treatment of sewage from the District is provided by the City of Grand Junction as Manager/Operator of the City's and County's regional wastewater treatment system; and

WHEREAS, Clean Water Act grant requirements and state NPDES discharge permit conditions require the wastewater plant owners and managers to possess and exercise direct physical and legally enforceable control over industrial users concerning pretreatment of industrial wastes; and

WHEREAS, in order to accomplish this goal each connecting special Sanitation District within the Persigo 201 Service Area must adopt uniform pretreatment program and contractually authorize the Plant Manager/Operator to enforce that program on the District's behalf; and

WHEREAS, the City has submitted to the District a copy of its Ordinance adopting a pretreatment program, marked as Exhibit A and incorporated herein by reference, and has requested the District to concur in, approve and adopt that program or one parallel to it, and to delegate program authority to the City.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF DIRECTORS OF THE ORCHARD MESA SANITATION DISTRICT:

1. The District Board of Directors, having fully examined said City Ordinance, and having considered the federal and state pretreatment requirements imposed on the treatment plant

Manager/Operator does hereby concur in, approve and adopt the City of Grand Junction's Industrial Pretreatment Ordinance found in Article X of Chapter 25 of the City Code of Ordinances, as it appears in Exhibit A. Said ordinance shall hereupon be effective as the District rules and regulations concerning industrial pretreatment. Penalties, fines and remedies for violation of any of the District's pretreatment rules and regulations shall be as provided for in Exhibit A.

2. This Resolution is contingent upon the City agreeing to hold the District harmless from any and all liability whatsoever which may result either directly or indirectly from the City's acts or omissions arising from or related to the administrative, managerial or enforcement authority concerning the District's pretreatment program which is delegated herein.

3. Except as the Board of the District may otherwise contract, the District shall retain all jurisdiction and autonomy over the District and its collection system.

PASSED and ADOPTED this 3rd day of April, 1984.

ORCHARD MESA SANITATION DISTRICT

By: /s/ Kenneth H. Ingler

Name \_\_\_\_\_  
President of the Board

(DISTRICT)  
(SEAL)

ATTEST:

[Signature]  
Secretary