

## Memorandum of Understanding

Working Agreement between the Warren County Soil and Water Conservation District  
and  
the City of Mason

This Agreement, effective February 13<sup>th</sup> 2013 is made between the City of Mason, hereinafter referred to as the City, and the Warren County Soil and Water Conservation District, hereinafter referred to as the District.

WITNESSETH:

WHEREAS, Phase II Stormwater Regulations require the City to obtain a permit to discharge stormwater into streams of the state: and

WHEREAS, Phase II Stormwater Regulations require that six Phase II Minimum Control Measures (MCMs) be met by the City

WHEREAS, the District has programs in place to meet each of the Phase II MCMs

WHEREAS, the District's programs could be expanded to include Phase II MCMs for the City

WHEREAS, both the City and the District share streams of the state and have mutual interest in water quality and stream protection

WHEREAS, the parties to this agreement have a common goal to protect our rivers, lakes and streams from pollution by excess soil sediment and other pollutants, and

WHEREAS, the City has adopted ordinances for erosion and sediment control and post construction water quality practices, and

WHEREAS, the City may authorize the District to act on their behalf to inspect construction site runoff controls and to inspect post-construction stormwater basins

NOW THEREFORE, in consideration of the promises and mutual covenants herein set forth, it is agreed by the parties hereto as follows:

1. THE DISTRICT WILL:
  - (a) Share responsibility with the City for the creation and implementation of the following components of the City's NPDES Stormwater Phase II permit
    - a. Public Education and Outreach on Stormwater Impacts (MCM 1).
    - b. Public Involvement/Participation (MCM 2).
    - c. Illicit Discharge Detection and Elimination (MCM 3).
    - d. Construction Site Stormwater Runoff Control (MCM 4).
    - e. Post-Construction Stormwater Management in New Development and Redevelopment (MCM 5).
    - f. Pollution Prevention/Good Housekeeping for Municipal Operations (MCM 6).
  - (b) Follow all City policies for conduct when working within the City corporate limits on behalf of the City.
  - (c) Annually provide the City with a plan detailing the components and cost breakdown of the above programs, if requested.

(d) Provide assistance with all other Phase II requirements not listed in the plan as requested by the City and within the capabilities of the District.

2. THE CITY WILL:

- (a) Provide a yearly appropriation, not to exceed \$24,000.00, to the District to carry out the provisions of this agreement.
- (b) Provide two copies of approved construction drawings to the District for use in erosion and sediment control site inspection.
- (c) Assist the District with enforcement of non-compliance.
- (d) Provide records of stormwater basin appurtenances for District reference during annual or bi-annual inspections.
- (e) Assist the District with implementation of other MCMs as appropriate.
- (f) Approve the District's plan, if one is requested, by January 31<sup>st</sup> of each year.

3. TERMINATION:

- (a) This agreement may be terminated at any time by mutual consent of the parties involved or may be terminated by either party by giving sixty (60) days notice in writing to the other.

IN WITNESS WHEREOF, this agreement executed on the day, month and year above written.

CITY OF MASON

By:

  
Name

CITY MANAGER 5/23/13  
Title Date

WARREN COUNTY SOIL AND WATER CONSERVATION DISTRICT

By:

  
Name

District Administrator 2-13-13  
Title Date