

**ADOPTING REGULATION 2 - 2010
AMENDING SECTION VII, (B) (1) OF REGULATION NO. 1-97**

The Board of Health of the Hamilton County General Health District met in regular session on the 10th day of May 2010 with the following members present:

Tracey A. Puthoff, Esq., President	_____
Thomas W. Chatham, Vice President	_____
Kenneth G. Amend, MD	_____
Jim Brett	_____
Mark A. Rippe	_____

_____ moved for the adoption of the following regulation:

Adopting Regulation 2-2010, to amend Regulation 1-97, Section VII, (B) (1), Plumbing Rules and Regulations for the Maintenance, Installation, and Inspection of Plumbing pursuant to Ohio Revised Code (ORC) Section 3709.21

WHEREAS, the Board of Health of the Hamilton County General Health District has the authority, pursuant to Ohio Revised Code Section 3709.21, to make such Orders and Regulations as are necessary for its own government, for the public health, the prevention or restriction of disease, and the prevention, abatement and suppression of nuisances; and

WHEREAS, the Board of Health of Hamilton County General Health District is mandated to adopt such rules and regulations as it deems necessary for the public health, the prevention or restriction of disease, and the prevention abatement and suppression of nuisances; and

WHEREAS, the Board of Health of the Hamilton County General Health District has determined it is necessary to amend the Plumbing Rules and Regulation 1-97, by deleting the following language from Plumbing Rules and Regulation 1-97 Section VII (B) (1):

1.) Force main sewers shall be sized in accordance with Chapter 4101:2-58-22 of the Ohio Administrative Code and good engineering practices. Force main shall have a minimum depth of thirty six (36) inches below the finish grade to prevent freezing.

WHEREAS, the Board of Health of the Hamilton County General Health District has determined that by amending Section VII (B) (1) of Regulation 1-97, is in the best interest of the community in that the forced main sewers to be installed and inspected are under one agency-the Metropolitan Sewer District.

NOW THEREFORE BE IT RESOLVED, the Hamilton County Board of Health shall hereby amend Regulation No. 1-97 Section VII (B) (1), Rules and Regulations for the Maintenance, Installation and Inspection of Plumbing by adopting Regulation 2-2010, effective on June 1, 2010; and

BE IT FURTHER RESOLVED, by the Board of Health of the Hamilton County General Health District that Regulation 2-2010 be recorded and certified and become a part of the record of the local Regulations of the Board of Health of the Hamilton County General Health District; and

BE IT FURTHER RESOLVED, that the Board of Health of Hamilton County General Health District hereby finds by a vote of at least three-fourths of its members that this Regulation be read only once and the requirement that it be read on three different days be dispensed with as provided by law; and

BE IT FURTHER RESOLVED, that any previous regulation, rule, or policy adopted by the Board of Health of the Hamilton County General Health District, that in any way conflicts with this regulation in part or in whole, is hereby rescinded and repealed in part or in whole to the extent of any conflict; and

BE IT FURTHER RESOLVED, by this Board of Health of Hamilton County General Health District, that this regulation be published in one newspaper of general circulation within the Hamilton County General Health District once a week for two consecutive weeks and that the first publication take place no later than ten (10) days prior to the effective date of the amended regulation 1-97; and

BE IT FURTHER RESOLVED, that this Board of Health of the Hamilton County General Health District find and determine that all formal actions relative to the passage of this regulation were taken in an open meeting of this board and that all deliberations of this board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirement, including Section 121.22 of the Ohio Revised Code.

_____ seconded the motion. Upon roll call, the vote was as follows:

Tracey Puthoff, Esq., President	_____
Thomas W. Chatham, Vice President	_____
Kenneth G. Amend, M.D.	_____
Jim Brett	_____
Mark A. Rippe	_____

Board of Health of the Hamilton County Health District

Tracey Puthoff, Esq., President of the Board

Attest: _____
Timothy I. Ingram
Health Commissioner

Date: _____

This resolution was approved as to form by the Office of the Hamilton County Prosecuting Attorney, Joseph Deters, Prosecutor.

By: _____
Nee Fong Chin
Chief Assistant Prosecuting Attorney

Date: _____