

BEFORE THE BOARD OF NORTHEAST TRI COUNTY HEALTH DISTRICT

IN THE MATTER OF AMENDING) RESOLUTION 05-2010
REGULATION NO. 01-2007)
DEALING WITH ON-SITE) AMENDING REGULATION NO. 01-2007
SEWAGE DISPOSAL SYSTEMS)

WHEREAS, the Washington State Board of Health has adopted amendments to WAC 246-272A governing on-site sewage disposal systems; **AND**

WHEREAS, the Board of Health of Northeast Tri County Health District has adopted its own regulation governing on-site sewage disposal systems; **AND**

WHEREAS, there now exists a need to amend the Northeast Tri County Health District regulation to comply with provisions of WAC 246-272A; **AND**

WHEREAS, the proposed Regulation 01-2007 has been submitted and approved by the Department of Health;

NOW, THEREFORE:

IT IS HEREBY RESOLVED by the Board of Health of the Northeast Tri County Health District that the attached Northeast Tri County Health District Regulation 01-2007 is amended and shall be in full force and effect within the jurisdiction of the Northeast Tri County Health District.

Done this 3rd day of February, 2010 in Colville, Washington and effective immediately upon signatures as of this date.

Board Member, City of Republic

Brad Z Milley
Board Member, Ferry County

H. Clarence Bunn
Board Member, City of Chewelah

Robert Z Heath
Board Member, Ferry County

Shirley Sands
Board Member, Town of Newport

John W. Hankey
Board Member, Pend Oreille County

Anthony MD
Health Officer


Board Member, Pend Oreille County

William R. [Signature]
Board Member, Stevens County

Larry Luenther
Board Member, Stevens County

Section 11: Permit requirements.

- 1) Prior to beginning the construction process, a person proposing the installation, repair, modification, connection to, or expansion of an OSS, shall report the following and obtain a permit from the health officer:
 - a) General information including:
 - i) Name and address of the property owner and the applicant at the head of each page of submission;
 - ii) Name and address of primary contact;
 - iii) Parcel number and if available, the address of the site;
 - iv) Source of drinking water supply;
 - v) Identification if the property is within the boundaries of a recognized sewer utility;
 - vi) Size of the parcel;
 - vii) Type of permit for which application is being made, for example, new installation, repair, expansion, modification, or operational;
 - viii) Source of sewage, for example, residence, restaurant, or other type of business;
 - ix) Location of utilities;
 - x) Name, signature and stamp of the designer;
 - xi) Date of application; and
 - xii) Name and signature of the fee simple owner, the contract purchaser of the property or the owner's authorized agent.
 - b) The soil and site evaluation as specified under Section 13 of this regulation.
 - c) A dimensioned site plan of the proposed initial system, the reserve area and those areas immediately adjacent that contain characteristics impacting design including:
 - i) Designated areas for the proposed initial system and the reserve area;
 - ii) The location of all soil logs and other soil tests for the OSS;
 - iii) General topography and/or slope;
 - iv) Drainage characteristics;
 - v) The location of existing and proposed encumbrances affecting system placement, including legal access documents if any component of the OSS is not on the lot where the sewage is generated; and
 - vi) An arrow indicating north.
 - d) A detailed system design meeting the requirements under Sections 14-17 of this regulation, including:
 - i) A drawing showing the dimensioned location of components of the proposed OSS, and the system designed for the reserve area if reserve site characteristics differ significantly from the initial area;
 - ii) Vertical cross-section drawings showing:

- (1) The depth of the soil dispersal component, the vertical separation, and depth of cover material; and
 - (2) Other new OSS components constructed at the site.
 - iii) Calculations and assumptions supporting the proposed design, including:
 - (1) System operating capacity and design flow;
 - (2) Soil type; and
 - (3) Hydraulic loading rate in the soil dispersal component; and
 - e) Any additional information as deemed necessary by the health officer.
- 2) A permit is not required for replacement, addition, or modification of broken or malfunctioning building sewers, risers and lids, sewage tank access cover, sewage tank baffles, sewage tank pumps, pump control floats, pipes connecting multiple sewage tanks, and OSS inspection boxes and ports where a sewage tank, treatment component, or soil dispersal component does not need to be replaced. The health officer may require the owner to submit information regarding these activities for recordkeeping purposes.
 - 3) The health officer may develop the information required in subsection (1) of this section.
 - 4) The local health officer shall:
 - a) Respond to a completed application within thirty days as required in RCW 70.05.074.
 - b) Permit only public domain technologies that have approved standards and guidance documents adopted by the Northeast Tri-County Health District. Permit only proprietary products that are registered by the Washington State Department of Health and approved for use by Northeast Tri-County Health District.
 - c) Issue a permit when the information submitted under subsection (1) of this section meets the requirements contained in this regulation;
 - d) Identify the permit as a new installation, repair, expansion, or modification;
 - e) Specify the expiration date of the permit application and installation permit.
 -  i) Permit applications shall become void after ~~one~~ two year(s) from the date of receipt of the application, provided that, the health officer shall first have sent a minimum of two requests, to the last known address of the applicant, for information necessary to make a determination for permit application approval or denial.
 - ii) Permits for OSS installation shall become void one year from the date of issuance of the permit if the OSS has not been installed and the installation approve by the health officer.
 - iii) Permits of OSS installation may be renewed by the health officer prior to the expiration date of the permit upon request of the applicant and submittal of a renewal fee as established by the Board of Health. The health officer may renew permits for a maximum of one year from the initial date of expiration. Prior to renewal of the permit, the Health officer shall review the application to insure that the system will meet the requirements and the intent of the regulation in effect at the time of renewal.
 - f) Include a reminder on the permit application of the applicant's right of appeal.; and
 - g) If requiring an operational permit, state the period of validity and the date and conditions of renewal.
 - 5) The health officer may revoke or deny a permit for just cause. Examples include, but are not limited to:

- a) Construction or continued use of an OSS that threatens the public health;
 - b) Misrepresentation or concealment of material fact in information submitted to the health officer;
or
 - c) Failure to meet conditions of the permit, this regulation or any local regulations.
- 6) Before the health officer issues a permit for the installation of an OSS to serve more than one development, the applicant shall show:
- a) An approved public entity owning or managing the OSS in perpetuity; or
 - b) A management arrangement acceptable to the health officer, recorded in covenant, lasting until the on-site system is no longer needed, and containing, but not limited to:
 - i) A recorded easement allowing access for construction, operation, monitoring maintenance, and repair of the OSS; and
 - ii) Identification of an adequate financing mechanism to assure the funding of operation, maintenance, and repair of the OSS.
- 7) The health officer shall not delegate the authority to issue permits.
- 8) The health officer may stipulate additional requirements for a particular permit if necessary for public health protection.