

ORDINANCE NO. H-3-2017

AN ORDINANCE amending Article IV of the Sanitary Code for Thurston County.

WHEREAS, the Board of Health adopts the following findings:

1. Pursuant to Chapter 70.05 RCW and Washington State Constitution Article XI, Section 11, the Board of Health has the power to enact rules and regulations as are necessary to preserve, promote and improve the public health.
2. Henderson Inlet is an important shellfish growing area in Thurston County.
3. On September 12, 2017, the Board of Thurston County Commissioners approved Ordinance No. 15514 fixing rates and charges to fund an on-site sewage operation and maintenance program in the Henderson Inlet Shellfish Protection District through December 31, 2027.
4. The Henderson Inlet operation and maintenance program applies in the Henderson Watershed Protection Area established as a marine recovery area and area of special concern established in Article IV of the Sanitary Code for Thurston County.
5. Article IV of the Sanitary Code for Thurston County should be amended to be consistent with the Henderson Inlet Shellfish Protection District work program and designation of the Henderson Watershed Protection Area should be extended through December 31, 2027.
6. In order to effectively focus operation and maintenance program resources, the frequency for dye test evaluations of high risk on-site sewage systems in the watershed protection areas be reduced to every nine years after the first dye test, and for all operational certificates on on-site sewage systems where a required certificate has not been maintained, inspections should be conducted only where the Health Officer determines the system should be inspected to verify its status or confirm it is not in failure.
7. The amendments will enable Thurston County to better preserve, promote and protect the public health.

NOW, THEREFORE, THE THURSTON COUNTY BOARD OF HEALTH
HEREBY ORDAINS AS FOLLOWS:

Section 1. Article IV, Section 16.7.1 of the Sanitary Code for Thurston County amended to read as follows:

- 16.7.1 If an OSS has been classified as non-conforming because of failure to maintain a valid Operational Certificate, the OSS may be reinstated as a conforming OSS only after all of the following conditions have been met: