

ORDINANCE NO. H-1-2010

AN ORDINANCE amending Article I, Appendix A, Section IV, Part 1(C)(10) and Article IV, Section 16 of the Sanitary Code for Thurston County.

WHEREAS, the Board of Health adopts the following findings:

1. On January 7, 2008, the Thurston County Board of Health adopted the *Thurston County On-site Sewage System Management Plan* developed by an advisory committee to comply with requirements of chapter 246-272A WAC. The management plan recommends adoption of requirements for evaluating and reporting on the status of on-site sewage systems in preparation for the sale or transfer of property.
2. The Board of Health adopted requirements to inspect and report on the status of on-site sewage systems prior to transfer of property in Section 16 of Article IV of the Sanitary Code for Thurston County to become effective June 1, 2010.
3. In anticipation of the June 1, 2010 effective date, Environmental Health Division staff identified modifications needed to effectively administer the program, including clarification on who is authorized to perform the inspections and prepare reports; exceptions from the pumping, inspection and reporting requirements where these tasks have been recently performed; provisions for the Environmental Health Division to evaluate the inspection reports and permit records and report on the status of the on-site sewage system.
4. The program modifications should be adopted and the effective date of the program should be changed to September 1, 2010 to allow the Environmental Health Division to develop all needed forms and program elements before the implementation date.
5. The OSS Time of Transfer Fee must be increased to cover the additional cost of evaluating the records and issuing reports to the applicant, and a resubmission fee should be established for applications that require additional evaluation.
6. Other amendments to Article IV, Section 16 will clarify and improve the on-site sewage system operation and maintenance program.
7. The Board of Health is authorized to adopt these amendments pursuant to Chapter 70.05 RCW and Washington State Constitution Article XI, Section 11 to preserve, promote and protect the public health by limiting the discharge of pollutants and protecting ground and surface water.
8. The Board of Health is authorized to establish fees pursuant to Ch. 70.05 RCW, and has determined that it is necessary to amend the Sanitary Code fee schedule to adopt fees that accurately reflect the cost of providing services.

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

Section 1. Article I, Appendix A, Section IV, Part 1(C)(10) of the Sanitary Code for Thurston County is amended to read as follows:

10. OSS Time of Transfer Program

a. OSS Time of Transfer Fee..... ~~\$50.00~~ \$170.00.

b. OSS Time of Transfer Resubmission Fee \$60.00

Section 2: Article IV, Section 16 of the Sanitary Code for Thurston County is amended to read as set forth in Attachment A which is attached hereto and incorporated herein by this reference.

Section 3. This ordinance shall take effect immediately upon adoption.

Section 4. Severability. If any provision of this Ordinance or its application to any person or circumstance is held invalid, in whole or in part, for any reason, the remainder of this ordinance or the application of the provision to other persons or circumstances shall not be affected.

ADOPTED: 5/18/10

ATTEST:

Kathryn Patton
Clerk of the Board

APPROVED AS TO FORM:
EDWARD G. HOLM
PROSECUTING ATTORNEY

Jane Futterman
Deputy Prosecuting Attorney

BOARD OF HEALTH
Thurston County, Washington

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