

SCOTT COUNTY ORDINANCE No. 13-03

AN ORDINANCE TO AMEND CHAPTER 23, OF THE SCOTT COUNTY CODE RELATIVE TO PRIVATE SEWAGE DISPOSAL SYSTEMS.

BE IT ENACTED BY THE BOARD OF SUPERVISORS OF SCOTT COUNTY, IOWA:

SECTION 1.

The following is a summary of the substantive changes:

Add new. Section 23-3 DEFINITIONS, "Approved Contractor" means a contractor certified by the National Environmental Health Association or the Iowa Onsite Wastewater Association as a Certified Installer of Onsite Wastewater Systems.

Add new. Sec. 23-5.C. PERMITS REQUIRED, Approved contractors. By July 1, 2014, all private sewage systems in Scott County shall be installed by a contractor approved by the Health Officer.

Change Sec. 23-6.A. FEES, \$210.00 for a permit to construct a private sewage system, \$95.00 for a permit to install or replace pipes, septic tank, distribution box, \$80.00 for a septic tank abandonment.

Add new. Sec. 23-9 A. TIME OF TRANSFER. If the private sewage disposal system is failing; the buyer can forego the inspection.

Add new. Sec 23-9. A. 1. Inspection exemptions. A transfer of real estate are exempt from a Time of Transfer requirements, a. a court order, b. transfer to mortgagee or successor, c. transfer by a fiduciary in the course of administration of a decedent's estate, d. transfer between joint tenants, or tenants in common, e. transfer made to spouse in lineal line of consanguinity, f. transfer to a spouse from a decree of dissolution of marriage, g. transfer in which the transferee intends to demolish the building, h. private sewage disposal system that has not been installed longer than two years, i. partition of property, j. tax sale, k. less than \$500.00, and l. corporations of partnerships.

Add new. Sec. 23-9.2. Inspection criteria. If a private sewage system is failing it shall be renovated to meet current standards.

Add new. Sec. 23-9. 3. Inspection validity. Inspection is good for two years for any transfer.

Change. Sec. 23-9.B.2. Examination application. An application for examination must be received by the department at least 30 prior to the date of the examination.

Add new. Sec. 23-9.D.3. CEU's and 4. Certificate renewal. 3.CEU's. Only those certified inspectors fulfilling the continuing education requirement before the end of each two-year period of March 31 will be allowed to renew their certificates. 4. Renewal fee. A renewal fee of \$300.00 must accompany the renewal application in order to be renewed.

Change. Sec. 23-9.E.2. Obligation of certified inspectors. Following the inspection, the inspection report shall be provided to county environmental health department.

Change. Sec. 23-9.F. Disciplinary actions. Knowingly making misleading information or fraudulent representations in the practice of the certified inspector.

Change. Sec. 23-9.F.2. Disciplinary sanctions. b. Partial revocation or suspension. Revocation or suspension of the practice of a particular aspect of the inspection may be imposed.

Change. Sec. 23-9.H., Procedures for noncompliance with child support order procedures.

Add new. Sec. 23-9.I.6.and a. Discharging systems. An effluent test will meet the NPDES General Permit #4, for CBOD5 and TSS. a. The location of the discharge point shall be reported.

Change. Sec. 23-9. I.9. Inspection reports. Inspection report will be provided the county environmental health department and the person ordering the inspection within 10 days.

Change. Sec. 23-13.D. REQUIREMENT WHEN EFFLUENT IS DISCHARGED ABOVE THE GROUND SURFACE. No private sewage disposal system shall discharge to a state-owned natural or artificial lake unless authorized by a NPDES permit.

Change. Sec. 23-17.A. 4. Prohibited wastes. Septic tanks shall not be used to disposal of footing drains.

Change. Sec. 23-18. SECONDARY TREATMENT-SUBSURFACE SOIL ABSORPTION SYSTEMS. Footing drains shall not discharge into or upon the subsurface absorption system.

Change. Sec. 23-35. EFFLUENT SAMPLING. The discharge point of an aerobic treatment system shall be accessible for sampling or sampling port installed in the discharge line. All aerobic treatment units that have an open discharge shall be sampled in accordance with the NPDES permit requirements.

SECTION 2.

The County Auditor is directed to keep and maintain a copy of the Ordinance in the County Auditor's office.

SECTION 3. SEVERABILITY CLAUSE

If any of the provisions of the Ordinance are for any reason illegal or void, then the lawful provisions of this Ordinance shall be and remain in full force and effect, the same as if the Ordinance contained no illegal or void provisions.

SECTION 4. REPEALER

All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

SECTION 5. EFFECTIVE DATE

This Ordinance shall be in full force and effect after its final passage and publication as by law provided.

APPROVED this 2nd day of July, 2013

Larry Minard, Chairman
Scott County Board of Supervisors

ATTESTED BY:

Roxanna Moritz