

SEWERS

BE IT ENACTED BY THE TOWN COUNCIL IN SESSION:

That Article II, "Private Sewage Disposal Systems" of Chapter 177, "Sewers", of the Code of the Town of Wallingford is hereby repealed, and the following Article II is substituted in its place.

**ARTICLE II
Private Sewage Disposal Systems**

§177-6. Approval of installations.

No dwelling, apartment, boardinghouse, hotel or commercial building shall hereinafter be constructed, nor building permits issued for the same, in those areas of the Town of Wallingford requiring private sewage disposal systems unless soil tests are conducted *or witnessed and approved* by the Department of Health in the area of the proposed leaching system and the reserve area and approved by the Health Department. *Soil testing shall consist of a minimum of 2 deep test pits and 1 perc in the proposed primary area and 1 deep test pit and 1 perc in the proposed reserve area. As part of said soil tests, seven-foot observation pits shall be required. Soil data is considered valid for a period of 5 years from the date of initial testing. Additional soil testing is required if a septic plan is not submitted and approved within that time frame.* Said soil tests are to be restricted to the months of January, February, March, April and May of each year in the case of all new residential subdivisions or in the case of individual house lots in the watershed areas. ~~If the proposed private sewage disposal system is located in a watershed of a public water supply, the approval of the affected water company or water division will be required prior to submission to the Director of Health.~~ *Soil testing of new individual lots or subdivisions shall be conducted September 15th through May 31st. The Water and Sewer Division shall have the opportunity to submit comment to the Health Department on all individual lots or subdivisions that are located in watershed area for the purpose of watershed/aquifer protection. The Health Department may require additional testing conducted during the wet season, February 1st through May 31st, as per the Connecticut Public Health Code.* Based upon the soil test results, the Director of Health may require the submission of an engineering design for sewage disposal system construction. ~~In the case of any lot on which an engineering designed private sewage disposal system is required, such design must be approved by the Director of Health~~ *All properties requiring a private sewage disposal system must have the plot plan or engineered design plan approved by*

~~the Health Director or authorized staff member (RS and Phase II certified) prior to the issuance of a sewage permit or any building permit. The inspection of the installation shall be conducted by the Director of Health or his subordinate acting under the direction of the Director of Health. an authorized staff member (RS and Phase II certified).~~

§177-7. Repair or modification permit required; approval

No existing private sewage disposal system shall be repaired or modified without a permit from the Director of Health **Health Department**. Upon the completion of repairs or modifications, no such system shall be reused without the approval, in writing, of the Director of Health, stating that said system meets the requirements of this article and the applicable state and municipal regulations. **Repair applications shall include soil testing to determine a suitable location for the repair and a plot plan or engineered design plan submitted based on site conditions. Soil testing fees are waived for repair applications. The Health Director or authorized staff member (RS and Phase II certified) will issue a permit to discharge upon completion and approval of the repair.**

§177-8. Making of regulations; distribution.

The Director of Health of the Town of Wallingford is directed to make such regulations for the installation, ~~modification~~ or repair of sewage disposal facilities in those areas of the Town of Wallingford requiring private sewage disposal systems as he may consider reasonably necessary to carry into effect the provisions of §§177-6 and 177-7 of this article, and he shall include in such regulations a provision for the issuance of a permit by him or his designated subordinate for such installation, ~~modification~~ or repair upon application therefor by the owner or forms to be supplied by the Director of Health. Such regulations shall be printed in suitable form for distribution to all interested persons.

§177-9. ~~Certificate of occupancy required.~~ Certificate of Compliance

No dwelling, apartment, boardinghouse, hotel or commercial building constructed after the passage of this article and requiring private sewage disposal systems shall be occupied until a permit to occupy shall have been obtained from the Director of Health or his designated subordinate certifying that the sewage disposal facilities have been approved in accordance with the provisions of this article and with the regulations laid down by the Director of Health. **certificate of compliance is issued by the Health Department and forwarded to the Building Department. The certificate of compliance is issued after site approval of the installed private**

sewage disposal system and an as-built has been completed by the licensed installer. The Building Department will then issue the certificate of occupancy.
§177-10. Obtaining of applications. Requests for soil testing and plan reviews.

Requests for soil testing and site evaluations must be scheduled with the Health Department prior to the proposed scheduled date. Applications for said lots must be obtained from the Director of Health or his authorized representative at least 48 working hours prior to the assigning of a test date by the Health Department. Engineered site plans submitted for review will be reviewed and comments (if any) forwarded within ten (10) working days of receipt.

§177-11. Fees.

~~A. The fee for the soil tests provided for in §177-6 of this article shall be \$25 for the first test and \$15 for each additional test at each adjacent lot or parcel of land. The fee for retests, as directed by the Director of Health, will be \$25 each.~~ *Soil tests as defined in 177-6 of this article shall be \$50 per lot and \$35 per lot for subdivisions of 3 or more lots. Each additional site visit conducted for the purpose of soil testing on previously tested lots will be assessed a fee of \$35 per lot.*

~~B. The fee for permits as provided for in §§177-7, 177-8 and 177-9 of this article will be \$10, plus \$5 for each additional inspection, if required.~~ *Permits to install a new private sewage system shall be \$100 and repair permit fees shall be \$50. The permit fee includes all necessary site inspections conducted as part of the installation process. A licensed septic installer or the property owner must sign all permits. Permits are valid for one year from the date of issue.*

§177-12. Construal of provisions.

Nothing in this article including the issuance of permits provided for herein, shall be construed as limiting the power granted to the Director of Health under the provisions of the general laws of this state to abate any sewage nuisance.

§177-13. Statutory authority.

This article is enacted pursuant to the authority granted under the provisions of ~~§7-153~~ *7-148 and 19a* of the General Statutes of the State of Connecticut, Revision of 1958, as amended.

§177-14. Violations and penalties.

Any person, firm or corporation violating any of the provisions of this article shall be fined not more than ~~\$100.00~~ *\$99.00*.

ORDINANCE NO. _____

I HEREBY CERTIFY that this Ordinance was enacted by the Town Council of the Town of Wallingford this _____ day of _____, 2003, in accordance with the provisions of the Charter of the Town of Wallingford.

Rosemary A. Rascati
Town Clerk

APPROVED: _____
William W. Dickinson, Jr., Mayor

DATE: _____