

FULTON COUNTY HEALTH DEPARTMENT

***SUPPLEMENT TO OHIO DEPARTMENT OF
HEALTH OHIO ADMINISTRATIVE CODE
CHAPTER 3701-29 SEWAGE TREATMENT
SYSTEM RULES***

2015

Resolution 7.15 Effective February 1, 2015

Fulton County Health Department

Supplement to the Ohio Department of Health Sewage Treatment System
Rules 3701-29

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Section 1 – Definitions

Definitions reflect those set forth and identified in 3701-29-01 of the Ohio Administrative Code.

Section 2 – General Authority

The Board of Health of the Fulton County General Health District is granted authority under section 3709.21 of the Ohio Revised Code to make such orders and regulations as are necessary for the public health, the prevention or restriction of disease, and the prevention, abatement, or suppression of nuisances.

Section 3 – Penalties

This regulation shall be enforced in accordance with Chapter 3709 of the Ohio Revised Code. A violation of this regulation is punishable in accordance with section 3709.99 of the Ohio Revised Code.

Section 4 – Scope

In reference to 3701-29-02 (H) of the Ohio Administrative Code, the Fulton County General Health District meets the requirements of 3701-29-02 (H) (1) – (2) and will apply and enforce the provisions of OAC Chapter 3701-29 to Small Flow On-site Sewage Treatment Systems (SFOSTS).

Section 5 - Registration of installers, service providers, and septage haulers

- (A) In reference to 3701-29-03 (G) of the Ohio Administrative Code, when the registered service provider performs the duties of a service provider on only the registrant's personal residence, the service provider shall be exempt from paragraphs (C)(4), and (C)(6) of the rule. Whereas the board of health has the authority to waive (C) (1) and (C) (5) of the rule, the board of health does hereby determine that it does not waive these sections and shall require compliance with paragraphs (C) (1) and (C) (5) of the rule.
- (B) In reference to 3701-29-03 (H) of the Ohio Administrative Code, when the registered installer performs the duties of an installer on only the registrant's personal residence, the board of health may waive (C)(1), (C)(4), and (C)(6) of the rule. The board of health does hereby determine that it shall require compliance with paragraphs (C) (1) of the rule and it shall waive paragraph (C) (4) and (C) (6) of the rule.

Section 6 – Soil Evaluation and soil evaluators

In reference to 3701-29-07 (A) (4) of the Ohio Administrative Code, the Fulton County Board of Health determines an employee is capable of conducting soil evaluations when the employee completes all tasks listed in 3701-29-07 (C) competently as determined by a professional soil scientist to the satisfaction of the Health Commissioner.

Section 7 – Effluent quality standards

- (A) In reference to 3701-29-14 (C) of the Ohio Administrative Code, whereas the board of health may establish nutrient reduction standards for pretreatment components when there is a significant risk

of nutrient contamination to surface or ground water, the board of health does hereby establish the standards referenced in (C)(1) and (2) of that rule.

Section 8 – General soil absorption standards

- (A) In reference to 3701-29-15 (G) of the Ohio Administrative Code, whereas the board of health may establish a vertical separation distance, when a seasonal water table is present, no less than six inches and no greater than eighteen inches, with a required minimum thickness of in situ soil within the infiltrative distance of no less than six inches, the board of health does hereby establish a vertical separation distance of six (6) inches, with a required minimum thickness of in situ soil of six (6) inches.

- (B) In reference to 3701-29-15 (H) of the Ohio Administrative Code, whereas the board of health may establish the required minimum vertical separation distance of greater than zero inches and less than six inches, and the required minimum in situ soil thickness within the vertical separation distance of greater than zero inches and less than six inches where the seasonal water table is present and the sewage effluent is pretreated to less than one thousand fecal coliform CFU per one hundred milliliters, the board of health does hereby establish a vertical separation distance of greater than zero inches, and the required minimum in situ soil thickness within the vertical separation distance of greater than zero inches.

| Code Reference | Limiting Condition | Minimum VSD (inches) | Minimum unsaturated in situ soil within infiltrative distance (inches) |
|--|--|----------------------|--|
| 3701-29-15 (D) | Limiting condition not specified in this table or otherwise in rule (i.e. massive glacial till) | 18 | 8 |
| 3701-29-15-(E) (2) | Ground water or aquifer (i.e. sand formations of Swancreek, Dover, Pike, Chesterfield, Fulton, etc. where shallow wells are supported by the aquifers) | 36 | 12 |
| 3701-29-15(G) / Supplemental Rule Section 8 (A) | Perched seasonal water established by board of health | 6 | 6 |
| 3701-29-15 (G) / Supplemental Rule Section 8 (B) | Perched seasonal water as established by board of health with pretreatment of effluent | greater than zero | Greater than zero |

Section 9 – Gray water recycling systems

- (A) In reference to 3701-29-17 (B) of the Ohio Administrative Code, whereas the board of health may issue a permit for the design and installation of a type 1 gray water recycling system, the board of health does hereby determine that a permit shall be required for the design and installation of these systems.
- (1) No person shall design or install a type 1 gray water recycling system without an approved and valid type 1 gray water recycling system permit issued by the board of health.
 - (2) All terms, conditions, and procedures for site review and permitting specified in section 3701-29-09 of the Ohio Administrative Code shall be recognized and enforced.

Section 10 - STS operation and management, and owner education

In reference to 3701-29-19 (E) (1) of the Ohio Administrative Code, whereas the board of health may permit a registered service provider to collect effluent samples for National Pollutant Discharge Elimination System, the board of health does hereby require that the sampling described shall be collected only by the board of health to ensure accuracy and consistency with the collection protocol.

Section 11 - Septage and sewage management

In reference to 3701-29-20 (A) of the Ohio Administrative Code, whereas the board of health may adopt rules prohibiting , restricting or limiting the land application of septage within its jurisdiction, the board of health does hereby prohibit the land application of septage within its jurisdiction.

Section 12 - STS abandonment

- (A) In reference to 3701-29-21(E) of the Ohio Administrative Code, whereas the board of health may require a permit for abandonment of a Sewage Treatment System and establish a permit fee in accordance with paragraph (D) (12) of rule 3701-29-05 of the Administrative Code, the board of health does hereby determine that an abandonment permit and fee shall be required.
- (1) No person shall abandon a sewage treatment system without an approved and valid abandonment permit issued by the board of health.
 - (2) All terms, conditions, and procedures for abandonment specified in section 3701-29-21 of the Ohio Administrative Code shall be enforced.
 - (3) An approved abandonment permit issued by the board of health shall be valid for one year from the date of issuance or until the abandonment is completed and approved by the board of health within the one year period. This permit can be extended for an additional 6 months upon request.
 - (4) When a permit is issued for the installation of a new or replacement sewage treatment system, the abandonment permit fee for the same location (address) is waived.

- (5) When STS abandonment is due to connection to municipal sewer and the municipality has contracted with an individual to properly abandon multiple sewage treatment systems, an abandonment permit for up to 10 homes can be issued and fifty % of the permit fees can be waived when the following conditions are met:
- (a) All addresses where system abandonment is to occur are listed on the abandonment permit.
 - (b) Method of abandonment complies with Ohio Administrative Code 3701-29-21.
 - (c) Documentation of tank(s) pumping is provided in compliance with Ohio Administrative Code 3701-29-20.
 - (d) Notification is provided to the Fulton County Board of Health within three days of when sewage treatment system abandonment will begin to allow for inspections as needed.