



# LAKE COUNTY BOARD OF HEALTH

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Wayne Fuchs, Citizen Member

## **RESOLUTION** Lake County Board of Health June 15, 2010 **Standard Variance** **Setback from Floodplain**

A resolution to allow for a standard variance to Lake County Wastewater Treatment System Regulations that may be administered by staff of the Environmental Health Department when specific criteria are met.

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**WHEREAS**, the Lake County Board of Health has authority under A.R.M. 17.36.922 Local Variances and Lake County Wastewater Treatment System Regulations to grant variances to the state minimum standards for on-site wastewater treatment systems, and

**WHEREAS**, there are certain re-occurring circumstances under which the Lake County Board of Health would grant a variance without the usual hearing being necessary or desirable;

### **NOW THEREFORE BE IT RESOLVED:**

That, effective this date, the Lake County Environmental Health Department may issue permits for wastewater treatment systems that meet the following criteria:

1. No feasible or reasonable alternative exists to install a wastewater treatment system that can comply with Lake County regulations.
2. The wastewater treatment system drainfield is a minimum of 100 horizontal feet from the seasonal high water level of any surface water or spring.
3. The wastewater treatment system drainfield will be either 100' from the 100-year floodplain or the bottom of the wastewater treatment system drainfield will be at least two feet above the floodplain elevation.
4. The drainfield meets all other wastewater treatment system separation distances as required by state law and Lake County regulations or other standard variances allowed by the Lake County Board of Health.
5. The Lake County Environmental Health Department reserves the right to require any system requiring a variance be heard before the Lake County Board of Health if it deems the site conditions or other circumstances warrant a full Board review.

Chuck Whitson 6-24-10  
Chairman Date  
Lake County Board of Health