



LAKE COUNTY BOARD OF HEALTH

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RESOLUTION 2016-02

Lake County Board of Health

October 18, 2016

Standard Variance Use of Holding Tanks

A resolution to allow for a standard variance from the 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, the seasonal use limitation is required by Lake County Wastewater Treatment System Regulations-Section 4.3 H.1 and Administrative Rules of Montana 17.36.916 (5);

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:

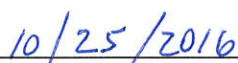
That, effective this date, the Lake County Environmental Health Department may issue permits for utilizing holding tanks with no seasonal use limitation that meet the following criteria:

1. No feasible or reasonable alternative exists to install a on-site wastewater treatment system that can comply with Lake County regulations.
2. All off-site treatment alternatives have been considered and are infeasible.
3. All other requirements in these regulations applicable to the proposed holding tank system are met.
4. An application for a holding tank system shall include the following:
 - a. Tank liquid level monitoring system with alarm and/or telemetry as determined by the Department.
 - b. Means of waterproofing tank.
 - c. A deed restriction signed and notarized by the owner stating the conditions of the permit to be filed with the Lake County Clerk and Recorder.
 - d. Maintenance plan for annual water tightness testing and periodic pumping by a Licensed Septic Tank Pumper. All pumping and testing records must be maintained by the property owner and provided to the Department upon request.
 - e. If seasonal high groundwater is expected to come within 12 inches of the tank's base,

a tank stabilization design stamped by a professional engineer.

5. Holding tanks must remain accessible to the ground surface for pumping purposes. Any pumping access port must be secured with hex screws, lag bolts, locks, or other method to prevent child access
6. 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.


William D. Barron, Chair


Date