



CHECKLIST FOR:

Variance Request Form

Lake County Wastewater Treatment System

This checklist is to assure your application is complete so it can be processed promptly. Please use the check boxes next to each item. You will be notified within 5 working days if any key elements are missing. Be reminded that additional information may be required as the request goes through the review process. Examples include but are not limited to: easement, deed restriction, shared user agreement, property line staking, etc.

Submit this checklist, application, and fee to:

Lake County Environmental Health
106 Fourth Avenue East
Polson, MT 59860

Phone: 406-883-7236
Fax: 406-883-7205
Email: envhealth@lakemt.gov

Please check that you have completed the following:

- Check payable to Lake County Environmental Health Department (L.C.E.H) for \$500.⁰⁰
- Property owner information
- Wastewater Treatment System Designer/Licensed Installer contact information
- If agent signs the application for owner, include the Agent Certification Form
- Property legal description
- Location map or directions to assist staff in finding the property
- Description of Variance Request
- Floor plan for each level of each structure with living quarters – Label rooms, e.g. bedroom, kitchen
- A lot layout of the property for which the variance is requested. The layout must include:
 - Scale – for example 1 inch = 2 feet
 - Property lines and easements
 - Driveways & parking areas, utility lines
 - Existing and proposed sewage disposal facilities
 - Existing or proposed wells and/or domestic water sources within 100 feet of the property lines
 - All streams, lakes, springs, ponds, wetlands, irrigation ditches and/or other surface water sources on the property and within 100' of property lines
 - North directional arrow
 - All existing & proposed structures
 - Direction of the slope of the property
- Wastewater Treatment System Design, in compliance with DEQ Circular 4 – Montana Standards for Subsurface Wastewater Treatment Systems, that includes the following:
 - Soil profile information
 - Ground water monitoring results, if required
 - Sewer line specifications
 - Effluent distribution system
 - Dosing and Pressure Distribution specifications
 - Soil absorption system including application rate
 - Compliance with MCA 75-5 Montana Water Quality Act, including but not limited to non-significance determination, background nitrate test, well pump test, or well triangulation
 - Percolation test results, if required
 - Design Flow
 - Septic tank/risers/effluent filter specifications

See the Lake County Environmental Health Department webpage for regulations and other information:

www.lakemt.gov/envhealth



LAKE COUNTY WASTEWATER TREATMENT SYSTEM VARIANCE REQUEST

The application must specifically and individually address the following variance criteria in a submittal to the Lake County Board of Health [ARM 17.36.922(2)]:

The local board of health may grant a variance from a requirement only if it finds that all of the following criteria are met:

- (a) granting the variance will not:
 - (i) contaminate any actual or potential drinking water supply
 - (ii) cause a public health hazard as a result of access to insects, rodents, or other possible carriers of disease to humans;
 - (iii) cause a public health hazard by being accessible to persons or animals;
 - (iv) violate any law or regulation governing water pollution or wastewater treatment and disposal, including the rules contained in this subchapter except for the rule that the variance is requested from;
 - (v) pollute or contaminate state waters, in violation of 75-5-605, MCA;
 - (vi) degrade state waters unless authorized pursuant to 75-5-303, MCA; or
 - (vii) cause a nuisance due to odor, unsightly appearance, or other aesthetic consideration;
- (b) compliance with the requirement from which the variance is requested would result in undue hardship to the applicant;
- (c) the variance is necessary to address extraordinary conditions that the applicant could not reasonably have prevented;
- (d) no alternatives that comply with the requirement are reasonably feasible; and
- (e) the variance requested is not more than the minimum needed to address the extraordinary conditions.

For wastewater treatment system variances, the applicant must provide soil profile information in the area of the proposed wastewater treatment system and any design specifications of the proposed wastewater treatment system. It is required that the lot layout and wastewater system design be prepared by a Montana licensed professional engineer or Montana Registered Sanitarian in private practice.

Additional information may be requested at the discretion of the Lake County Environmental Health Department or the Lake County Board of Health.

Variance Request: *Provide separate page for each requested variance.*

I hereby declare that the information submitted herein is true and complete to the best of my knowledge. My signature also authorizes access to the described property for purposes of reviewing this variance request.

Property Owner(s)/Agent Signature(s): _____ Date: _____

If agent, written authorization from the owner and/or legal representative must be received by this department before the application can be processed.

Please attach additional information that may support your application.