

Proposed Wastewater System and Potable Water Supply Rules

Subchapter 3 (Except Exemptions)

February 27, 2019

What's New

- **§ 1-301 Permit Required § 1-301(a) – Has 13 triggers**
 - **The conversion of an existing public water system to a potable water supply**
 - **The conversion of an indirect discharge system to a wastewater system**
- **§ 1-301(b) – Allows use of portions of existing wastewater systems and potable water supplies**
- **§ 1-301(e) – Prohibitions to a wastewater system**
 - **UIC Class I, II, III and most of IV wells**
 - **UIC Class V wells**
 - **Wastes requiring UIC permit**
 - **Wastes adversely affecting biological action**

What's New

- **§ 1-301(g) – Actions not considered a flow increase**
 - **A home occupation**
 - **Addition of plumbing to a single-family residence**
 - **Addition of a water storage tank for a single-family residence**
 - **Addition of bedrooms to a 3 bedroom single-family residence when**
 - **Served by public water**
 - **Served by a municipal wastewater treatment facility**

What's New

- **§ 1-305 – Applications for Permits**
 - **§ 1-305(b) – Easement/legal access**
 - **§ 1-305(d) – Flagging to remain until permit or denial issued, or application withdrawn**
 - **§ 1-305(i) – Certification for use of surface water**
 - **§ 1-305(l) – Design deference list**

- **§ 1-306 – Site Plans, Supporting Information, and Design Certification**

What's New

- **§ 1-307 – Required Notification of Presumptive Isolation Zones**
 - Incorporates statute and Guidance Document 2010-01 Revised 8-24-12
- **§ 1-308 – Denial of an Application for a Permit**
- **§ 1-309 – Permit Conditions**
 - **§ 1-309(e) – Conditions for surface water sources**
- **§ 1-310 – Filing Permit**

What's New

- **§ 1-311 – Construction and Installation Certification**
 - **§ 1-311(d) – Lists modifications requiring a permit**
- **§ 1-312 – Authorization to Commence with Site Work or Foundation Construction**
- **§ 1-312(c) – Requires suitable soil for leachfield**
- **§ 1-313 – Additional Requirement for Replacement Systems and Replacement Supplies Permitted by Variance**
 - **Identifies what can be served by replacement systems or supplies approved with variances**

What's Missing – Where to Look

2007 Rules

- § 1-311 – Special Permit Standards for the Subdivision of Improved Lots.

- § 1-312 – Special Permit Standards for Public Schools

- § 1-313 – Special Permit Standards for Campgrounds

2019 Rules

- § 1-304(7) – Exemption
- § 1-802(a) – Variances
- § 1-902 – Replacement area

- No similar standards

- § 1-801 – (e), (f), (g), (h), (i), (j), & (k)

What's Missing – Where to Look

2007 Rules

- **§ 1-314 – Special Permit Standards for Amending Permits when Land is Added**

- **§ 1-315 – Special Permit Standards for Conversion of a Single Family Residence**

2019 Rules

- **§ 1-304(5) – Exemption**

- **§ 1-201(17) – Definition**
- **§ 1-201(65)(G) – Definition**
- **§ 1-802(a)(2) – Variances**