

## **SECTION 17. SUBSURFACE SEWAGE TREATMENT SYSTEMS**

### **SUBDIVISION 4. SSTS STANDARDS**

#### **A. STANDARDS ADOPTED BY REFERENCE**

The County hereby adopts by reference Minnesota Rules, Chapters 7080 and 7081 in their entirety as now constituted and as amended from time to time. This adoption does not supersede the County's right or ability to adopt local standards that are in compliance with Minnesota Statute, Section 115.55.

#### **B. AMENDMENTS TO THE ADOPTED STANDARDS**

##### **1. List of Adopted Standards**

- a. Type V Systems will not be allowed.
- b. Three (3) feet of vertical separation shall be required for all SSTS.
- c. Systems deemed as failing to protect groundwater shall be updated within one (1) year of receiving a NONC.
- d. Septic designs must be submitted to the Department within twenty (20) calendar days after receipt of NONC.
- e. Request to the Department for a septic inspection or soil verification must be received one (1) calendar day prior to the inspection.
- f. Record drawings must be submitted to the Department within five (5) calendar days.
- g. Property transfers with a NONC-Failure to Protect Groundwater shall be updated within one (1) year of the NONC or within one (1) year of the transfer, whichever occurs first.
- h. Property transfers with a NONC-Imminent Threat to Public Health and Safety shall be updated within ten (10) months of the NONC or within ten (10) months of the transfer, whichever comes first.
- i. If compliance inspections cannot be performed between November 1 and April 30 due to soil conditions and/or weather conditions for property transfers and/or permit requirements, the compliance inspection is required to be submitted to the Department by the following June 1.
  1. If the SSTS is determined not to be protective of groundwater, the landowner shall submit a certificate of compliance by the following September 30<sup>th</sup>.

2. If the SSTS is determined to be an imminent threat to public health or safety, the landowner shall submit a certificate of compliance by the following June 30<sup>th</sup>.
  3. Permits and/or variances may be issued by the County during this period in the County's sole discretion.
- j. The Compliance Inspection shall be the responsibility of the landowner.
  - k. In lieu of a compliance inspection, the landowner shall provide a signed and notarized Waiver to the Department acknowledging that without an inspection the septic system servicing the property is non-compliant.
  - l. In all non-shoreland Zoning Districts, any zoning permits requested for the principal structure shall require a compliance inspection.
  - m. In all shoreland Zoning Districts, any zoning permits requested shall require a compliance inspection.
  - n. A fifty (50) foot setback is required from the top of the drainage ditch or waters of the state, unless otherwise designated.
  - o. A seventy-five (75) foot setback from Type 3 through 8 wetlands.
  - p. A ten (10) foot setback from a septic tank to a pool.
  - q. A twenty (20) foot setback from the absorption area to a pool.
  - r. No SSTS shall be constructed within thirty (30) feet from the top or the toe of a bluff. For an existing dwelling, SSTS upgrade and/or replacement tank(s), shall be exempt from bluff setback and may be located within the bluff impact zone. Tank(s) shall not be located within the bluff.
  - s. Continued use of an existing treatment tank shall be exempt from the required setbacks, provided the following are met:
    1. The tank meets tank integrity requirements.
    2. Tank integrity documentation shall be submitted by an appropriately certified and/or licensed practitioner.
    3. The tank shall not be located under or within a structure or other impermeable surface.
    4. The tank shall not be located in a shore impact zone or bluff.

- t. An owner of an SSTS must retain a licensed installation business to abandon all components of the treatment system. Abandonment shall be completed in accordance with Minnesota Rules, Chapter 7080.2500.
- u. A report of abandonment certified by the licensed installation business shall be submitted to the Department within fifteen (15) calendar days of completed system abandonment.