

HB 2826

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WEST VIRGINIA
LEGISLATURE

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1999



ENROLLED

COMMITTEE SUBSTITUTE FOR House Bill No. 2826

(By Delegates Faircloth, Hall,
Staton, Damron and Facemyer)



Passed March 12, 1999

In Effect Ninety Days from Passage

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OFFICE OF THE CLERK
SENATE OF WEST VIRGINIA

ENROLLED

COMMITTEE SUBSTITUTE

FOR

H. B. 2826

(BY DELEGATES FAIRCLOTH, HALL,
STATON, DAMRON AND FACEMYER)

[Passed March 12, 1999; in effect ninety days from passage.]

AN ACT to amend article one, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, by adding thereto a new section, designated section nine-b, relating to permit approval by the commissioner of the bureau of public health for individual sewage systems with surface water discharge; consideration for approval under certain conditions; reserve area requirements.

Be it enacted by the Legislature of West Virginia:

That article one, chapter sixteen of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended by adding thereto a new section, designated section nine-b, to read as follows:

ARTICLE 1. DIVISION OF HEALTH.

§16-1-9b. Permit approval for individual systems with surface water discharge; reserve areas.

1 Individual systems with surface water discharge may be
2 considered for approval for a permit pursuant to section nine of
3 this article under the following conditions: (1) To correct
4 existing failures when other means of treatment and disposal
5 have proven ineffective; or (2) on a tract, lot or parcel of land
6 that equals or exceeds two acres which cannot qualify for
7 standard or alternative soil absorption systems; or (3) on
8 existing lots which received approval under a prior permit
9 where it has been determined that applicable standards cannot
10 be met to qualify for a standard or alternate soil absorption
11 system. Approval under these conditions is applicable only to
12 single family residential units.

13 When installing a standard sewage disposal system,
14 modified system, experimental system or other approved
15 system, the reserve area shall consist of an area for the place-
16 ment of the original system together with an area for replace-
17 ment and upgrade of absorption field lines within the reserve
18 area. Testing of the site for approval shall consist of a six foot
19 hole and a percolation test of the soils.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.



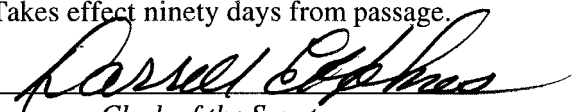
Chairman Senate Committee



Chairman House Committee

Originating in the House.

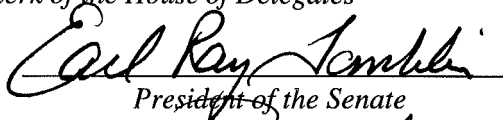
Takes effect ninety days from passage.



Clerk of the Senate



Clerk of the House of Delegates

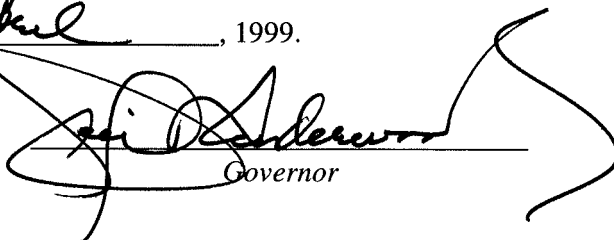


President of the Senate



Speaker of the House of Delegates

The within approved this the 2nd
day of April, 1999.



Governor

PRESENTED TO THE

GOVERNOR

Date

4/1/99

Time

2:45 pm