

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

H

1

HOUSE BILL 423

Short Title: Sanitary System Repair.

(Public)

Sponsors: Representative Dickson.

Referred to: Environment.

April 1, 1991

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE MEANING OF "REPAIR" OF A SANITARY SEWAGE SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-334 is amended by adding the following new subdivision to read:

"(9a) 'Repair' means the expansion, alteration, or relocation of existing components of a system for sewage collection, treatment, and disposal that is not in compliance with a condition of an improvement permit, certificate of completion, operation permit, the rules, or this Article. This term does not include the replacement of broken pipes, cleaning, or adjustment to the existing components of or appurtenances to the system."

Sec. 2. G.S. 130A-336 reads as rewritten:

"§ 130A-336. Improvement permit required.

(a) No person shall commence or assist in the construction, location or relocation of a residence, place of business or place of public assembly in an area not served by an approved sanitary sewage system unless an improvement permit is obtained from the local health department. This requirement shall not apply to a residence exhibited for sale or stored for later sale and intended to be located at another site after sale.

(b) The local health department shall issue an improvement permit authorizing work to proceed and the installation or repair of a sanitary sewage system when it has determined after a field investigation that the system can be installed and operated in compliance with the rules and this Article. No person shall commence or assist in the

1 installation, construction, or repair of a sanitary sewage system, other than a connection
2 to an approved public or community sewage system, ~~or a repair of a sanitary sewage~~
3 ~~system, which repair is not an expansion or improvement of the system and which is made~~
4 ~~entirely within the property of the person making or contracting for the repair, unless the~~
5 improvement permit has been obtained from the local health department. The
6 Department and the local health department may impose conditions on the issuance of
7 an improvement permit."

8 Sec. 3. This act is effective upon ratification.