

GENERAL FACT SHEET

05-145

BILL NUMBER

BRIEF TITLE

Environmental Public Health
Update of LMC 24.38 On-site
Wastewater Treatment Systems

APPROVAL DEADLINE

REASON

To assure consistency with State regulations and
County Resolution 02-30.

DETAILS

POSITIONS/RECOMMENDATIONS

<p>LMC 24.38 On-site Wastewater Treatment Systems and Chapter 4.10, Design Standards, Operation and Maintenance of On-site Wastewater Treatment Systems need to be updated to be consistent with Nebraska Department of Environmental Quality Title 124 Rules and Regulations for the Design, Operation and Maintenance of On-site Wastewater Treatment Systems.</p> <p>John Chess of the LLCHD participated in the State public input process as a member of the NDEQ steering committee. Changes to Title 124 were reviewed and approved by the Nebraska Environmental Quality Council, the State Attorney General, and signed into law by the Governor, effective May 15, 2005. The attached memo is provided to clarify what changes LLCHD is proposing and a brief rationale for the changes. Only those sections affected by the changes are identified. Unless otherwise explained, all changes are made to be consistent with Title 124. These changes were taken to the Board of Health in August for review. The Board of Health approved the changes and directed staff to take the changes to the County Board and City Council for consideration.</p> <p>In addition, the area development fee is being modified to reduce the per lot fee and to create a "cap" on how much can be charged. This change is to assure consistency in fees between the City and County regulations.</p>	Sponsor	Board of Health
	Program Departments, or Groups Affected	All automated departments Environmental Public Health Regulated industry, acreage owners
	Applicants/ Proponents	Applicant Health Department City Department Health Other Board of Health
<p>Discussion (Including Relationship to other Council Actions) These changes are consistent with the City Council's purposes stated in LMC 24.38 Section 010 and will assure consistency with the State regulations. The historic expectation of the Lincoln City Council is that the LLCHD brings forward changes to regulations that have been adopted locally for administration and enforcement in a timely manner.</p>	Opponents	Groups or Individuals None specifically identified Basis of Opposition
	Staff Recommendations	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
	Board or Commission Recommendation	BY: Board of Health <input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions or conditions (See Details column for conditions)

