

**REGULATION 2-2011**

**REGULATION ADOPTING REVISED FEES FOR MECHANICAL OPERATION  
PERMIT INSPECTIONS OF HOUSEHOLD SEWAGE TREATMENT SYSTEMS  
(HSTS)**

The Board of Health of the Hamilton County General Health District met in regular session on March 14, 2011 with the following members present:

|                                |                |
|--------------------------------|----------------|
| Tracey A. Puthoff, President   | <u>present</u> |
| Thomas Chatham, Vice President | <u>present</u> |
| Kenneth G. Amend, M.D.         | <u>present</u> |
| Jim Brett                      | <u>present</u> |
| Mark A. Rippe                  | <u>present</u> |

Ms. Brett moved for adoption of the following regulation:

**Regulation 2-2011 adopting revised fees pursuant to the Ohio Revised Code Section 3718.06, Section 3709.09, and Section 3709.21 for mechanical operation permit inspections of household sewage treatment systems**

**WHEREAS**, the Board of Health of the Hamilton County General Health District has the authority pursuant to the Ohio Revised Code Sections 3709.09, 3718.06 and 3709.21 to establish a uniform system of fees for services; and

**WHEREAS**, the Board of Health of the Hamilton County General Health District is mandated to provide services that protect the public health and prevent disease; and

**WHEREAS**, the Board of Health of the Hamilton County General Health District permits and inspects all household sewage treatment systems within its jurisdiction; and

**WHEREAS**, the Board of Health of the Hamilton County General Health District has determined it necessary to revise the fees for mechanical operation permit inspections of household sewage treatment systems pursuant to Ohio Revised Code, Chapter 3718 and Chapter 3709; and

**WHEREAS**, any entity that would be affected by the revision to the fees for mechanical operation permit inspections of household sewage treatment systems were advised of the hearing date, time, and location along with the revised fees being proposed at least twenty (20) days prior to such hearing; and

**NOW, THEREFORE BE IT RESOLVED** that the Board of Health of the Hamilton County General Health District hereby adopts the revised fees for mechanical operation permit inspections of household sewage treatment systems, effective May 1, 2011, as follows:

**Mechanical Operation Permit Inspections Fees of HSTS:**

|                    |   |         |
|--------------------|---|---------|
| <b>Local Fees:</b> | Initial Inspection:   | \$37.00 |
|                    | Passing First Reinspection:   | \$0.00  |
|                    | Failing First Reinspection (HSTS under a valid<br>Maintenance contract with a Registered Service Provider): | \$18.50 |
|                    | Failing First Reinspection (Without a valid Maintenance Contact):   | \$37.00 |
|                    | All other Reinspections:  | \$37.00 |

**State Fees** In addition to the local fee, any state fee portion, which is determined by the Public Health Council pursuant to the Ohio Revised Code, will be added.

**BE IT FURTHER RESOLVED** that the Board of Health of the Hamilton County General Health District hereby finds by a vote of at least three-fourths of its members that this regulation be read only once and the requirement that it be read on three different days be dispensed with as provided by law; and

**BE IT FURTHER RESOLVED** that any previous regulation, rule or policy adopted by the Board of Health of the Hamilton County General Health District, that in any way conflicts with this regulation in part or in whole is rescinded and repealed in part or in whole to the extent of any conflict; and

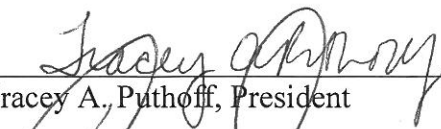
**BE IT FURTHER RESOLVED** by this Board of Health of the Hamilton County General Health District that the regulation be published in one newspaper of general circulation within the Hamilton County General Health District once a week for two consecutive weeks and that the first publication take place no later than ten (10) days prior to the effective date of the regulation;

**BE IT FURTHER RESOLVED** that the Board of Health of the Hamilton County General Health District finds and determines that all formal actions relative to the passage of this regulation were taken in an open meeting of the Board and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirement, including Sections 121.22 of the Ohio Revised Code.

Mr. Chatham seconded the regulation, upon roll call, the vote was as follows:

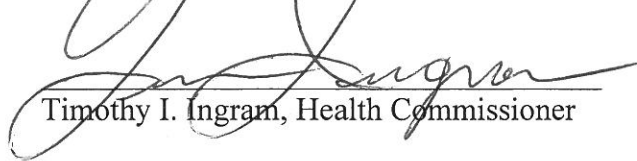
|                                |            |
|--------------------------------|------------|
| Tracey A. Puthoff, President   | <u>yes</u> |
| Thomas Chatham, Vice President | <u>yes</u> |
| Kenneth G. Amend, M.D.         | <u>yes</u> |
| Jim Brett                      | <u>yes</u> |
| Mark A. Rippe                  | <u>yes</u> |

Board of Health of the Hamilton County General Health District

  
\_\_\_\_\_  
Tracey A. Puthoff, President

3/14/11  
\_\_\_\_\_  
Date

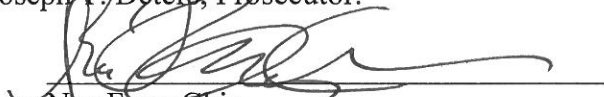
Attest:

  
\_\_\_\_\_  
Timothy I. Ingram, Health Commissioner

3/14/11  
\_\_\_\_\_  
Date

This regulation was approved as to form by the office of the Hamilton County Prosecuting Attorney, Joseph T. Deters, Prosecutor.

By:

  
\_\_\_\_\_  
Nee Fong Chin  
Chief Assistant Prosecuting Attorney

March 14, 2011  
\_\_\_\_\_  
Date