

Regulation 1-2013

Amending Hamilton County General Health District Household Sewage Code Regulation 529, pursuant to the Ohio Revised Code, Sections 3707, 3709, and 3718.

The Board of Health of the Hamilton County General Health District met in a regular session on June 10, 2013, with the following members present:

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

Mr. Chatham moved for adoption of the following regulation:

Regulation 1-2013 - Amending Hamilton County General Health District Household Sewage Code Regulation 529, pursuant to the Ohio Revised Code, Sections 3707, 3709, and 3718

WHEREAS, the Board of Health of the Hamilton County General Health District has the authority pursuant to Ohio Revised Code Sections 3707, 3709, and 3718 to make such Orders and Regulations as are necessary for its own government, for the public health, the prevention or restriction of disease, and the prevention abatement and suppression of nuisances; and

WHEREAS, the Board of Health of the Hamilton County General Health District is mandated to adopt such rules and regulations as it deems necessary for the public health, the prevention or restriction of disease, and the prevention, abatement and suppression of nuisances; and

WHEREAS, the Board of Health of the Hamilton County General Health District has determined the need to revise and update its own local sewage rules, Household Sewage Code Regulation 529, which regulates sewage treatment systems in order to prevent disease, contamination, and public health nuisances; and

WHEREAS, the Board of Health of the Hamilton County General Health District has considered and documented the economic impact of revising and updating Household Sewage Code Regulation 529 on property owners pursuant to the Ohio Revised Code, Section 3718.02(B)(1); and

WHEREAS, the Board of Health of the Hamilton County General Health District has considered available technologies and the nature and economics of the available alternatives in revising and updating the standards in Household Sewage Code Regulation 529; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Health of the Hamilton County General Health District adopts Regulation 1-2013, Amending Hamilton County General Health District Household Sewage Code Regulation 529, attached hereto, and that it becomes part of the record of the local Regulations of the Board of Health of the Hamilton County General Health District.

BE IT FURTHER RESOLVED, that Hamilton County General Health District, Sewage Treatment System Code Regulation 529 adopted under Regulation 1-2013, is in effect and enforceable effective July 1, 2013; and

BE IT FURTHER RESOLVED, that the Hamilton County General Health District, Sewage Treatment System Code Regulation 529 adopted under Regulation 1-2013 supersedes any and all prior Hamilton County General Health District household and small flow sewage regulations, rules, or policies that in any way conflicts in part or in whole with this regulation; and

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 this Board of Health of the Hamilton County General Health District, that this 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; and

BE IT FURTHER RESOLVED, that this Board of Health of the Hamilton County General Health District find and determine that all formal actions relative to the passage of this regulation were taken in an open meeting of this 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.

Dr. Amend the Regulation, and upon roll call, the vote was as follows:

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

Board of Health of the Hamilton County General Health District

[Signature] 6-10-13
Jim Brett, President Date

Attest: [Signature] 6-10-13
Timothy I. Ingram, Secretary to the Board Date
Health Commissioner

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

By: [Signature] June 10, 2013
Nee Fong Chin Date
Chief Assistant Prosecuting Attorney