

2SHB 3227 - S COMM AMD

By Committee on Water, Energy & Telecommunications

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** A new section is added to chapter 90.88 RCW
4 to read as follows:

5 (1) In aquatic rehabilitation zone one, any new or retrofitted on-
6 site sewage disposal systems installed after July 1, 2009, may not
7 discharge to ground or surface waters more than twenty milligrams per
8 liter of total nitrogen. In aquatic rehabilitation zone one, any new
9 or retrofitted wastewater treatment system installed after July 1,
10 2009, must use all known, available, and reasonable methods of nitrogen
11 removal.

12 (2) By December 1, 2008, the department of health and the
13 department of ecology shall jointly report to the legislature regarding
14 the impact of removing phosphates from the discharge of on-site sewage
15 disposal systems and wastewater treatment systems in aquatic
16 rehabilitation zone one.

17 NEW SECTION. **Sec. 2.** A new section is added to chapter 70.118 RCW
18 to read as follows:

19 In aquatic rehabilitation zone one as designated in RCW 90.88.010,
20 any new or retrofitted on-site sewage disposal system installed after
21 July 1, 2009, may not discharge to ground or surface waters more than
22 twenty milligrams per liter of total nitrogen.

23 NEW SECTION. **Sec. 3.** A new section is added to chapter 70.118A
24 RCW to read as follows:

25 In aquatic rehabilitation zone one as designated in RCW 90.88.010,
26 any new or retrofitted on-site sewage disposal system installed after
27 July 1, 2009, may not discharge to ground or surface waters more than
28 twenty milligrams per liter of total nitrogen.

1 **Sec. 4.** RCW 70.118B.040 and 2007 c 343 s 5 are each amended to
2 read as follows:

3 (1) For the protection of human health and the environment, the
4 secretary shall adopt rules for the comprehensive regulation of large
5 on-site sewage systems, which includes, but is not limited to, the
6 siting, design, construction, installation, maintenance, repair, and
7 permitting of the systems.

8 (2) In adopting the rules, the secretary shall, in consultation
9 with the department of ecology, require that large on-site sewage
10 systems comply with the applicable sections of chapter 90.48 RCW
11 regarding control and prevention of pollution of waters of the state,
12 including but not limited to:

13 (a) Surface and groundwater standards established under RCW
14 90.48.035; and

15 (b) Those provisions requiring all known, available, and reasonable
16 methods of treatment.

17 (3) In aquatic rehabilitation zone one as designated in RCW
18 90.88.010, any new or retrofitted large on-site sewage disposal system
19 installed after July 1, 2009, may not discharge to ground or surface
20 waters more than twenty milligrams per liter of total nitrogen.

21 (4) In adopting the rules, the secretary shall ensure that
22 requirements for large on-site sewage systems are consistent with the
23 requirements of any comprehensive plans or development regulations
24 adopted under chapter 36.70A RCW or any other applicable comprehensive
25 plan, land use plan, or development regulation adopted by a city, town,
26 or county.

27 NEW SECTION. **Sec. 5.** A new section is added to chapter 90.48 RCW
28 to read as follows:

29 In aquatic rehabilitation zone one as designated in RCW 90.88.010,
30 any new or retrofitted wastewater treatment system installed after July
31 1, 2009, must use all known, available, and reasonable methods of
32 nitrogen removal.

33 NEW SECTION. **Sec. 6.** A new section is added to chapter 70.118 RCW
34 to read as follows:

35 Within five years of the effective date of this section, the
36 department and the department of ecology shall jointly report to the

1 appropriate legislative committees regarding the requirements for on-
2 site sewage disposal systems in sections 1 through 3 of this act and
3 RCW 70.118B.040 including, but not limited to:

4 (1) The effectiveness of the requirements in addressing low-
5 dissolved oxygen in aquatic rehabilitation zone one, established in RCW
6 90.88.010;

7 (2) A review of the cost impacts in meeting the new requirements;
8 and

9 (3) Any recommendations for modifications to the standards.

10 The department and the department of ecology shall consult with
11 interested parties when developing this report.

12 NEW SECTION. **Sec. 7.** If specific funding for the purposes of this
13 act, referencing this act by bill or chapter number, is not provided by
14 June 30, 2008, in the omnibus appropriations act, this act is null and
15 void."

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16 On page 1, line 3 of the title, after "plants;" strike the
17 remainder of the title and insert "amending RCW 70.118B.040; adding a
18 new section to chapter 90.88 RCW; adding new sections to chapter 70.118
19 RCW; adding a new section to chapter 70.118A RCW; adding a new section
20 to chapter 90.48 RCW; and creating a new section."

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