

Approved & Recommended for Passage by the Butler County, Iowa, Board of Health on _____, 2008

Chairman

Attest: _____
Secretary

Butler County Ordinance

An Ordinance Amending Title V, Ordinance #9 – Health Regulations of Butler County By Creation of Septic Contractor Licensing

BE IT ENACTED BY THE BUTLER COUNTY, IOWA, BOARD OF SUPERVISORS:

SECTION 1. Title V, Ordinance #9 is amended by the addition of the following to Section 1 – Definitions:

7. “Septic Contractor” means any person, or business firm, installing, repairing, or providing maintenance of on-site wastewater treatment and disposal systems for compensation.
8. “County Sanitarian” means the Butler County Environmental Health Specialist.

SECTION 2. Title V, Ordinance #9 is amended by the addition of the following to Section II – General Requirements:

- 9 Any septic contractor who designs, constructs, installs, alters or repairs or provides maintenance on any on-site wastewater treatment and disposal system in Butler County, must have a current license, issued by Butler County Board of Health, under the provisions of Section XII of this regulation.

SECTION 3. Title V, Ordinance #9 is amended by the addition of the following Section XII – Septic Contractor License:

Any person, firm or corporation desiring to construct, alter, repair or provide maintenance of any private on-site wastewater treatment and disposal system in Butler County, Iowa shall first file for a license and approval with the Butler County Sanitarian, conditioned on the faithful performance or all duties and regulations required by the Butler County Board of Health, and all Ordinances and Regulations of Butler County and the Iowa Department of Natural Resources governing “On-site Wastewater Treatment and Disposal Systems”.

1. Persons desiring to obtain a Butler County license to install, repair, alter or maintain on-site wastewater treatment and disposal systems must be a holder in good standing of an Iowa On-site Wastewater Association (IOWWA) certification as a Certified Installer of On-site Wastewater Treatment System, either **Basic or Advanced Levels. Certification must be obtained by July 1, 2010. Continuing education credits to be defined by IOWWA Certification requirements.** Prior to July 1, 2010, the applicant must maintain 12 hours of

continuing education through training provided by IOWWA, or training approved by the Butler County Sanitarian. **All inspections of on-site wastewater treatment and disposal systems require that an IOWWA Certified Installer be on site during the inspection.**

2. The Administrative Authority will issue a Contractor's License, valid for a period of twelve (12) months, provided the applicant is the holder in good standing of the IOWWA Certified Installers License and has met the continuing education requirements of such certification.
3. An annual license fee shall be established by the Butler County Board of Health and shall be paid at the time of application.
4. License fees will be determined by the Butler County Board of Health.
5. Revocation and Denial of License. The septic contractor license may be revoked by the Administrative Authority if terms of this Regulation or any part of Title V, Ordinance #9 or the Iowa Code, Environmental Protection [567], Chapter 69 are violated. The contractor may only be reinstated at the discretion of the Butler County Board of Health.
6. Revocation Period. Application for renewal of license, when the license has been revoked, will not be allowed for a period of one (1) year from the date of revocation.
7. Appeal Hearing. An appeal hearing on license denial or revocation may be requested in writing to the Butler County Board of Health.

SECTION 4. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed and adopted this _____ day of _____ 2008

PUBLICATION DATES:

FIRST: _____

SECOND: _____

THIRD: _____

Larry Backer

Chairman

Butler County Board of Supervisors

Attest: _____

Holly Fokkena

Butler County Auditor