

**Virginia Department of Health (VDH)
Sewage Handling and Disposal Regulations (SHDR)
Administrative – Revisions Subgroup**

Date: July 12, 2022

Time: 1:00 pm

Location: WebEx virtual meeting

Attendees:

Anne Powell – VDH

Shawn Carman – Prince William County Health District

Anthony Creech – VDH

Danna Revis – Virginia Onsite Wastewater Recycling Association (VOWRA)

Joshua Anderson – Loudoun County Health Department

Curtis Moore – VOWRA

Tanya Pettus – Department of Professional and Occupational Regulations

Kim Spangler – New River Health District

Karri Atwood – VDH

1. Welcome / Brief Introductions

Anne Powell welcomed the attendees to the meeting and performed a brief roll call of all attendees.

2. Follow-Up from May Meeting (notes posted to Town Hall)

Anne Powell stated that the meeting summary from the June subgroup meeting is posted on the Virginia Regulatory Town Hall website. Anne Powell asked the attendees if anyone had any questions or concerns in reference to that meeting summary; no comments from the meeting attendees.

3. Discuss Summary of Proposals from Previous Meetings

- a. Removal or Updating of unnecessary or outdated language
 - i. Sections (example: 20, 40, 60, 200-230)
 - ii. Terminology
 - iii. Technology
 - iv. Experimental / Provisionally Approved Systems
- b. Guidance, Memorandum, and Policy (GMPs) into Regulations
 - i. Aspects of GMP 2017-01 – discussed in Installation and Inspection Subgroup
 - ii. Graywater Reuse
- c. Possibly Creating New GMPs out of the SHDR
 - i. Site and Soil Evaluation Manual?
 - ii. Installation and Inspection Manual?

- iii. Important to keep regulations as brief as possible - Regulations could say “Site and soil evaluation shall be conducted in accordance with “Title of Document Included by Reference (DIBR).””
 - d. Definitions
 - i. Failure / Failing OSS –
 - 1. Stronger definition to help narrow the current wide interpretations
 - 2. Could there be a way to capture “failing system” before the system is completely gone (aka “not operating as intended/designed”)?
 - 3. Could there be an entire regulatory section for existing systems that need rehabilitation or replacement (somewhat like the treatment waiver and the voluntary upgrade)?
 - ii. Renewable Operation Permit
 - 1. Contingent on O&M records, satisfactory O&M reports, “operating as designed”, etc.
 - iii. Any new terms
 - e. Reorganization of the SHDR to follow the flow of the program process(es)
 - f. “Suspension” and “Revocation” of permits (to align with other programs) – In the food program, suspension of permit is for an eminent public health hazard and does not require due process. Revocation happens after continuous violation and due process. Permits are renewable each year. Revocations usually come up at the end of the permit cycle.
 - g. Language in SHDR should mirror the language from the Code of Virginia

4. Next Steps / Conclusion

Anne Powell concluded the meeting with explanation of the next steps for the Office of Environmental Health Services in the regulation revision process. OEHS will draft a Notice of Intended Regulatory Action (NOIRA). The subgroup will have an opportunity to review the NOIRA to make sure it encompasses the aspects of the revisions discussed in the subgroup meetings.