

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

Date: July 12, 2022

Time: 10:00 am

Location: WebEx virtual meeting

Attendees:

Anne Powell – VDH

Shawn Carman – Prince William County Health Department

Curtis Moore – Virginia Onsite Wastewater Recycling Association (VOWRA)

Anthony Creech – VDH

Katherine Merten – Rappahannock-Rapidan Health District

Tanya Pettus – Department of Professional and Occupational Regulations

Mike Lynn – Sewage Handling and Disposal Advisory Committee

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. Focus Beyond the First Flush

- i. Renewable Operation Permit
- ii. Enforcement
 1. Track failing OSS and repair permits
 2. Track O&M reporting – renewed focus on AOSS O&M – cleaner, more transparent process
 3. Track professional licensure – cleaner, more transparent process
 - a. Can VDH issue permits to licensed installer/driller rather than the owner? (for example: permits for construction of houses are issued to the contractor)
 - b. If construction permits were issued to installers, the Renewable OP would be issued to the current owner. (Research the Fairfax HD process as an example.)

b. “Shall” Statements

- i. Directed at a specific audience
- ii. Include licensure requirement(s)

c. Alignment with Other Regulations

- i. Building Inspections / Plumbing Code / Fire Code (UST)

- ii. DEQ Stormwater Infrastructure
 - iii. DEQ SCAT Regulations (large flows, underground utilities, stream crossings, etc.)
 - iv. SCC for Utilities Requirements for Large Flows
 - v. DEQ VPA Regulations
 - vi. VDOT
 - vii. VA 811 and SCC – “private utilities” (when no public water or sewer, include a BOLD statement about the possibility/likelihood of a well and/or septic)
 - viii. DCR – flood plains – inconsistencies can lead to missing federal aid in emergency/disaster
 - ix. VDH – Private Well Regulations – siting wells downslope from “source of contamination” – also consider effluent level and proximity to force mains
- d. Database Concerns
- i. Reporting Operation and Maintenance
 - ii. Online Applications and Permitting
 - iii. Public Access
 - 1. Possible access to permits and records
 - 2. Possible notification to property owners about upcoming O&M requirements

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.