

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1991

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HOUSE BILL 423
Committee Substitute Favorable 4/18/91

Short Title: Def. Repair/Sanitary Sewage.

(Public)

Sponsors:

Referred to:

April 1, 1991

A BILL TO BE ENTITLED

AN ACT TO CLARIFY THE MEANING OF "REPAIR" OF A SANITARY SEWAGE SYSTEM.

The General Assembly of North Carolina enacts:

Section 1. G.S. 130A-334 is amended by adding two new subdivisions to read:

"(2a) 'Repair' means the extension, alteration, replacement, or relocation of existing components of a sanitary sewage system.

(9a) 'Maintenance' means normal or routine maintenance including replacement of broken pipes, cleaning, or adjustment to an existing sanitary sewage system."

Sec. 2. G.S. 130A-336 reads as rewritten:

"§ 130A-336. Improvement permit required.

(a) No person shall commence or assist in the construction, ~~location~~-location, or relocation of a residence, place of ~~business~~-business, or place of public assembly in an area not served by an approved sanitary sewage system unless an improvement permit is obtained from the local health department. This requirement shall not apply to a residence exhibited for sale or stored for later sale and intended to be located at another site after sale.

(b) The local health department shall issue an improvement permit authorizing work to proceed and the installation or repair of a sanitary sewage system when it has determined after a field investigation that the system can be installed and operated in compliance with ~~the rules and this Article.~~ this Article and rules adopted pursuant to this

1 Article. No person shall commence or assist in the installation, construction, or repair
2 of a sanitary sewage system, other than a connection to an approved public or
3 community sewage system, ~~or a repair of a sanitary sewage system, which repair is not an~~
4 ~~expansion or improvement of the system and which is made entirely within the property of the~~
5 ~~person making or contracting for the repair,~~ system or maintenance of a sanitary sewage
6 system, unless ~~the~~ an improvement permit has been obtained from the local health
7 department. The Department and the local health department may impose conditions on
8 the issuance of an improvement permit."

9 Sec. 3. This act is effective upon ratification.