

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2021

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SENATE BILL 148
PROPOSED COMMITTEE SUBSTITUTE S148-PCS15158-BR-4

Short Title: Wastewater System Permit Extension.

(Public)

Sponsors:

Referred to:

February 25, 2021

1 A BILL TO BE ENTITLED
2 AN ACT TO EXTEND THE VALIDITY OF IMPROVEMENT PERMITS OR
3 AUTHORIZATIONS FOR WASTEWATER SYSTEM CONSTRUCTION TO JANUARY
4 1, 2024, IN CERTAIN CIRCUMSTANCES.

5 The General Assembly of North Carolina enacts:

6 SECTION 1. G.S. 130A-336 reads as rewritten:

7 "§ 130A-336. Improvement permit and authorization for wastewater system construction
8 required.

9 ...

10 (b1) An improvement permit or authorization for wastewater system construction issued
11 with a wastewater system classification of Type V in accordance with 15A NCAC 18A .1961 by
12 a local health department from ~~January 1, 2000, January 1, 2007,~~ to January 1, 2015, January 1,
13 2019, which has not been acted on and would have otherwise expired, shall remain valid until
14 January 1, 2020, January 1, 2024, without penalty, unless there are changes in the hydraulic flows
15 or wastewater characteristics from the original local health department evaluation. Permits are
16 transferrable with ownership of the property. Permits shall retain the site, soil evaluations, and
17 construction conditions of the original permit. Site activities under the improvement permit or
18 the authorization for wastewater system construction begun pursuant to this section shall
19 continue until the operation permit is issued. Site activities begun or completed pursuant to
20 requirements from the local health department under the original permit, however, shall not be
21 construed to be altered conditions and shall not constitute a basis for refusal of the permit
22 extension. The property owner may contract with a person licensed pursuant to Chapter 89F of
23 the General Statutes as a licensed soil scientist to conduct a site verification to determine whether
24 the conditions of the original permit are unchanged. Written verification by the licensed soil
25 scientist shall be accepted by the local health department, used in lieu of verification by the local
26 health department, and be attached to the permit. Verification of original site conditions by a
27 licensed soil scientist shall not be considered an evaluation, and the permit shall remain an
28 issuance of the local health department.

29"

30 SECTION 2. This act is effective when it becomes law.



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