

**RESOLUTION # \_\_\_\_\_**

**RESOLUTION TO ADOPT THE RECOMMENDED STANDARDS AND  
GUIDANCE FOR ON SITE SEPTIC SYSTEM PROPRIETARY  
TREATMENT PRODUCTS**

**WHEREAS**, RCW 70.05.060(1) relating to the powers and duties of boards of health provides that such boards shall: enforce through the local health officer or the administrative officer appointed under RCW 70.05.040, if any, the public health statutes of the state and rules promulgated by the state board of health and the secretary of health; and

**WHEREAS**, the Skagit County Health Department has the authority as given in WAC 246-272A-0015 to develop local management and regulation as adopted by the Washington State Board of Health July 13, 2005; and

**WHEREAS**, WAC 246-272A-0015 requires local health jurisdictions in areas bordering Puget Sound including Skagit County, to develop a written plan by July 1, 2007 regarding development and management activities for all on site septic systems in Skagit County; and

**WHEREAS**, properly functioning proprietary devices are an important component of proper management of on site septic systems; and

**WHEREAS**, the Skagit County On Site Sewage Code, Chapter 12.05, section 050 gives the Health Department authority to approve guidelines for proprietary devices; and

**WHEREAS**, the Skagit County On Site Sewage Code, Chapter 12.05, section 120 on design, subsection (7) requires a notice to be recorded with the County Auditor whenever an on site septic system design contains a certified propriety product which is listed and registered with the Washington State Department of Health and requires a perpetual operations and maintenance contract between the user and a service company; and

**WHEREAS**, the Washington State Department of Health has a Recommended Standards and Guidance (RSG) for Testing, Performance, Application, Design and Operation and Maintenance for Proprietary Treatment Products (PTPs) effective January 10, 2005 (attached); and

**WHEREAS**, WAC 246-272A allows local health jurisdictions to adopt the RSG for PTPs in order to more accurately reflect local conditions; and

**WHEREAS**, the Skagit County Public Health Department has developed an operations and maintenance database for the means of collecting and retrieving septic system maintenance information, which is available to the public at the Health Department or electronically; and

**WHEREAS**, Proprietary Treatment Products in Skagit County are not being serviced as required by the manufacturers and the Skagit County Health Department; and

**WHEREAS**, The Skagit County On Site Sewage Code Rules and Regulations, Chapter 12.05, section 230 provides for certification of septic system operations and maintenance specialists; and

**WHEREAS**, Skagit County Public Health Department provides to the public at the Health Department, electronically and at Septics 101 classes a list of certified operations and maintenance specialists; and

**WHEREAS**, Skagit County certified operations and maintenance specialists have established in cooperation with the Health Department an on site septic system inspection procedure and a summary report form for reporting such work; and

**WHEREAS**, Skagit County Certified Operations and Maintenance Specialists have been informed and provided copies of the RSG for PTP's in a quarterly meeting November 18, 2005; and

**WHEREAS**, an on site septic system inspection provides to the property owner a detailed report of the entire septic system's operational status including the Proprietary Treatment Product and determines if the system or any of its components requires any form of maintenance, corrections or repair; and

**WHEREAS**, in order to implement the plan as required in WAC 246-272A Skagit County will adopt the Recommended Standards and Guidance for Proprietary Treatment Products;

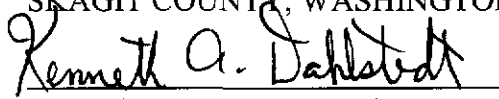
**WHEREAS**, Notice of Public Hearing was published in the Skagit Valley Herald on January 12, 2006 and January 19, 2006; and

**WHEREAS**, the Board of Health provided an opportunity for public testimony and questioned staff concerning the proposed charges during the February 14, 2006 public hearing,

**NOW, THEREFORE, BE IT RESOLVED** that the Recommended Standards and Guidance for Proprietary Treatment Products be adopted into Chapter 12.05 On Site Sewage Code Rules and Regulations.

**WITNESS** our hands and the official seal of our office this 14<sup>th</sup> day of February, 2006

BOARD OF HEALTH  
SKAGIT COUNTY, WASHINGTON

  
Kenneth A. Dahlstedt, Chairman



Ted W Anderson  
Ted W. Anderson, Commissioner

Don Munks  
Don Munks, Commissioner

Attest:

Joanne Giesbrecht  
Joanne Giesbrecht, Clerk of the Board  
Skagit County Board of Commissioners

SKAGIT COUNTY  
Resolution # R20060057

Page 3 of 3