

House Bill No. 1545

An act relating to Monroe County; amending chapter 99-395, Laws of Florida, as amended; revising provisions relating to interim construction standards for new, expanded, or existing onsite sewage treatment and disposal systems scheduled to be served by a central sewage facility before July 1, 2010; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (8) of section 6 of chapter 99-395, Laws of Florida, as amended by chapter 2001-337, Laws of Florida, is amended to read:

Section 6. Sewage requirements in Monroe County.—

(8) The requirements of subsections (2)-(7) do not apply to the following:

(a) Class 1 injection wells as defined by Department of Environmental Protection rule, including any authorized mechanical integrity tests.

(b) Authorized mechanical integrity tests associated with Class V wells as defined by Department of Environmental Protection rule.

(c) The following types of reuse systems authorized by Department of Environmental Protection domestic wastewater rules:

1. Slow-rate land application systems;
2. Industrial uses of reclaimed water; and
3. Use of reclaimed water for toilet flushing, fire protection, vehicle washing, construction dust control, and decorative water features.

However, disposal systems serving as backups to reuse systems shall comply with the other provisions of this act.

(d) In areas that are scheduled to be served by a central sewage facility before July 1, 2010, interim construction standards for new, expanded, or existing onsite sewage treatment and disposal systems shall be allowed.

1. Interim system requirements shall be allowed through July 1, 2010 ~~2004~~, for onsite sewage treatment and disposal systems under the jurisdiction of the Department of Health, as defined in s. 381.0065, Florida Statutes, in areas that are scheduled to be served, according to an adopted local comprehensive plan determined to be in compliance by the Department of Community Affairs, by a central sewage facility before July 1, 2010. The interim system requirements shall be those interim standards for the Florida Keys contained in Department of Health rules effective on March 3, 1998.

~~2. After July 1, 2004, interim system requirements shall be allowed in an area scheduled to be served by a central sewage facility only when all of the following conditions are met:~~

~~a. An enforceable contract to provide the central sewage facility and collection system has been signed;~~

~~b. The contract contains a binding schedule for connecting the onsite sewage treatment and disposal systems under the jurisdiction of the Department of Health to the central sewage facility; and~~

~~c. There is an enforceable requirement for abandonment of the onsite sewage treatment and disposal systems under the jurisdiction of the Department of Health.~~

2.3. Onsite sewage treatment and disposal systems under the jurisdiction of the Department of Health that are not scheduled to be served in accordance with this paragraph shall provide the level of treatment required under paragraph (c).

3.4. All onsite treatment and disposal systems under the jurisdiction of the Department of Health in operation on July 1, 2010, shall provide the level of treatment required under paragraph (c).

Section 2. This act shall take effect upon becoming a law.

Approved by the Governor June 17, 2004.

Filed in Office Secretary of State June 17, 2004.