



**DATE:** March 9, 2016

**TO:** Washington State Board of Health Members

**FROM:** Keith Grellner, Chair

**SUBJECT:** REQUEST FOR RULE DELEGATION FOR WAC 246-272C-0150, Transition from the approved on-site sewage tank list to the sewage tank registered list.

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**Background and Summary:**

The Washington State Board of Health has authority under RCW 43.20.050 (Tab 8b) to adopt rules and standards for the prevention, control, and abatement of health hazards and nuisances related the disposal of human and animal excreta. The board has further authority to adopt rules for the design, construction, installation, operation, and maintenance of on-site sewage systems with design flows of 3,500 gallons or less. Chapter 246-272C WAC establishes requirements for sewage tank design and construction, plan review and approval, and prefabricated tank registration. WAC 246-272C-0150 was adopted by the board in 2009 as a temporary rule to phase-out an “approved list” of on-site sewage tanks and transition to a “sewage tank registered list” for prefabricated tanks. The tanks on the “registered list” are compliant with updated requirements in chapter 246-272C WAC for prefabricated tanks.

Transition to the registered list is now complete. The department requests the Board delegate rule making authority to the department in order to repeal WAC 246-272C-0150.

Kelly Cooper, Environmental Public Health Policy Director, is here to answer any questions about this request.

**Recommended Board Action:**

The Board may wish to consider the following motions:

*The Board delegates to the Department of Health authority to repeal WAC 246-272C-0150, Transition from the approved on-site sewage tank list to the sewage tank registered list.*

**Staff Contact:** David DeLong