

Amendment 1 to Council Resolution No. 161-2016

**BY: The Chairperson at the
request of the County Executive**

**Legislative Day No. 17
Date: November 7, 2016**

Amendment No. 1

(This amendment:

- 1. Corrects outlining; and*
- 2. Clarifies that certain enforcement provisions will be applied progressively.)*

- 1 In the Food Service Facilities Regulations, attached to the Resolution as Exhibit A:
- 2 1. Remove page 42 and substitute a revised page 42, as attached to this Amendment; and
- 3 2. Insert new page 42A, as attached to this Amendment, after page 42.

FACILITY OR CAPTURES AND RECORDS ON A DAILY BASIS ALL WASTEWATER FLOWS IN GALLONS PER DAY THAT IS DISCHARGED TO THE ON-SITE SEWAGE DISPOSAL SYSTEM;

2. IS ACCESSIBLE TO THE APPROVING AUTHORITY FOR MONITORING, AND

3. ALLOWS THE LICENSEE TO PROVIDE FLOW DATA WHEN REQUESTED BY THE APPROVING AUTHORITY FOR THE ENTIRE DURATION OF ON-SITE SEWAGE DISPOSAL SYSTEM USE AFTER THE FLOW METER IS INSTALLED.

e IV. ADJUSTMENTS TO EXISTING DESIGN FLOW SEAT COUNTS OR ANY OTHER ADJUSTMENT OF USE USED TO CALCULATE DESIGN CAPACITY AS DETERMINED BY THE APPROVING AUTHORITY:

~~i~~1. SHALL ONLY OCCUR WITH PRIOR WRITTEN APPROVAL BY THE APPROVING AUTHORITY;

~~ii~~2. MAY REQUIRE VERIFIABLE DAILY FLOW METER READINGS TO INCLUDE AT LEAST 2 YEARS OF READINGS FROM THE FACILITY UNDER TYPICAL OPERATING CONDITIONS;

~~iii~~3. MAY BE APPROVED BASED ON WATER METER FLOW DATA FROM AN ESTABLISHED FACILITY OR OPERATION DEEMED SIMILAR IN NATURE AND OF SUFFICIENT DURATION BY THE APPROVING AUTHORITY;

~~iv~~4. MAY HAVE LIMITATIONS ATTACHED, AND

~~v~~5. SHALL HAVE AN AGREEMENT OF SEATING COUNTS RECORDED IN THE COUNTY LAND RECORDS FOR FACILITIES THAT HAVE SEATING COUNTS DEVIATING FROM THE STANDARD FLOW PER SEAT USED TO DESIGN AN ON-SITE SEWAGE DISPOSAL SYSTEM.

⊕ V. UNAPPROVED INCREASED USE BEYOND WHAT HAS BEEN AGREED UPON AND RECORDED IN LAND RECORDS MAY RESULT IN A GRADUATED RESPONSE OF ONE OR MORE OF THE FOLLOWING:

~~1~~. DENIAL OF A FOOD SERVICE FACILITY LICENSE;

~~2~~. FOOD SERVICE FACILITY LICENSE
SUSPENSION;

~~3~~. FOOD SERVICE FACILITY LICENSE
REVOCATION;

~~4~~. REFUSAL TO RENEW A FOOD SERVICE
FACILITY LICENSE; OR

~~5~~. THE ISSUANCE OF A CITATION.

(2) Non-Water-Carried Sewage