



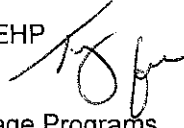
Charlie Crist
Governor

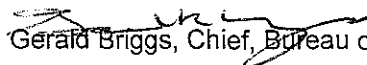
Ana M. Viamonte Ros, M.D., M.P.H.
State Surgeon General

INTEROFFICE MEMORANDUM

DATE: September 10, 2007 **ACTION**
HSES 07-009

TO: County Health Department Directors/Administrators
ATTN: Environmental Health and Engineering Directors

THROUGH: Lisa Conti, D.V.M., M.P.H., Dipl. ACVPM, CEHP
Director, Division of Environmental Health 

FROM:  Gerald Briggs, Chief, Bureau of Onsite Sewage Programs

SUBJECT: Amended Chapter 64E-6 030, Fees

ACTION REQUIRED: Review and Implement **DATE DUE:** September 24, 2007

We filed the amendments to Section 64E-6 030, Florida Administrative Code, Fees, and they will become effective on September 24, 2007. These fee changes are an effort to make fees for services better cover the cost for services in the onsite sewage program. The changes are summarized below:

A new system construction permit package (application, site evaluation, permit, research surcharge, initial inspection) will be \$350. Each additional inspection (excavation inspection, stabilization, correction of deficiencies, etc) would be \$50.

A repair permit package (application, existing system evaluation, site evaluation, permit, training surcharge, initial inspection) will be \$300. Again, each additional inspection would be \$50

A modification permit package (application, existing system evaluation, site evaluation, permit, initial inspection) will be \$295 with each additional inspection being \$50.

An abandonment permit package (application, permit, inspection) will be \$50.

Variance fees for single-family residence will be \$200 per site and for multi-family or commercial will be \$300 for each site.

Operating and service permit fees and contractor registration fees are unchanged.

Centrax and the Environmental Health Database are being updated to reflect the new fees. Those updates will be available the weekend before the Effective Date. Therefore, it is critical that you be current on application and fee inputs at the close of business on Friday, September 21, 2007.

The amount of the fees collected should be based on the fee schedule in place on the day the fee is collected. Also, beginning September 24, stabilization inspections, like any other inspection following the initial inspection, require a \$50 fee, regardless of the permitting date. The updated rule with attachments and a coded (underline/overstrike) version are available on the bureau internet site and the bureau SharePoint site. If you use a hardcopy of the rule that was printed and mailed from this office, updated pages are attached for your use.

If you have any questions, please call Dale Holcomb at 850-245-4093.



Division of Environmental Health, Bureau of Onsite Sewage Programs
4052 Bald Cypress Way, Bin #A08, Tallahassee, Florida 32399-1713

- d. Name of the person who collected samples.
 - (b) All reports of operating permit violations shall be reported to the department within five working days.
 - (c) If the system cannot be brought into compliance with design parameters, the contingency plan must be implemented by the system owner.
 - (d) All failures of the performance-based treatment system shall be reported to the county health department by the maintenance entity within one working day from discovery of failure. The testing laboratory shall mail copies of all results to the county health department.
 - (3) Florida Keys nutrient reduction treatment systems shall be monitored and sampled in accordance with Part II of this chapter.
 - (4) All systems with drainfields designed under s. 64E-6.028(3) shall be monitored via placing a minimum of two observation ports in the drainfield. Monitoring will consist of recording depth of effluent ponding in the drainfield in at least two places on a quarterly basis.
 - (5) If soil is considered part of the treatment system in any performance-based standard, two monitoring points in the effluent plume within the boundaries of the property must be in compliance with the performance level specified by the design engineer.
 - (6) Any performance based treatment system that is out of compliance with the terms of the operating permit shall be re-engineered by an engineer registered in the State of Florida. The system shall be brought into compliance with treatment standards required at the time of system permitting.
 - (7) Innovative systems shall be monitored in accordance with the design engineer's protocol submitted with the application as approved by the department. All monitoring and sampling shall be performed at the expense of the applicant. At a minimum, the monitoring protocol shall:
 - (a) determine if baseline standards are being met
 - (a) address the monitoring for any contaminant being reduced.
 - (b) address the monitoring of any site condition being modified.
 - (8) The following shall be considered as violations of the performance based treatment system operating permit:
 - (a) The failure to maintain equipment in a condition which will enable the intended function.
 - (b) The submission, by the owner, manager or maintenance entity of a performance based treatment system, or agent or employee thereof, of misleading, false, or inaccurate information or operational reports to the department, either knowingly or through neglect.
 - (c) The submission of fraudulent data produced with an intention to deceive including the following:
 1. Apparent measurement results for which no measurement or test results were actually made as determined by the absence of the supporting records which are usually made.
 2. Measurements or test results obtained by deliberately and knowingly making measurements or collecting samples at places and times other than as specified in this chapter.
 3. Test results obtained through use of unapproved and erroneous sampling, preservation, storage, or analysis procedures.
 4. Computational errors, misunderstandings of required procedures and other common errors are excluded.
- Specific Authority 381.0011(13), 381.006, 381.0065(3)(a), 489.553(3), 489.557(1), FS. Law Implemented 154.01, 381.001(2), 381.0011(4), 381.0012, 381.0025, 381.006(7), 381.0061, 381.0065, 381.0067, 386.041, 489.553, FS History—New 2-3-98, Amended 3-22-00, 06-18-03.

64E-6.0295 Innovative System Reclassification

- (1) Following the installation and monitoring of the number of systems allowed by the innovative system permit, the applicant may request reclassification of their innovative system by the Bureau of Onsite Sewage Programs. Requests for reclassification as an alternative system component and design shall be made in accordance with section 64E-6.009(7), FAC. Requests for reclassification as a performance-based treatment system shall include the following:
 - (a) Results and analysis of monitoring of the systems installed.
 - (b) Observations of system performance.
 - (c) Maintenance, repairs or modifications performed on any systems.
 - (d) Comments from the system operators or users.
 - (e) Comments from the design engineers who designed the individual system designs.
 - (f) Comments from the county health departments in the counties where the systems were installed.
 - (g) Specification of the proposed classification as performance-based.
 - (h) Rationale for the proposed type of classification desired.
 - (i) Proposed monitoring protocol.

(j) A sample manual addressing the siting, design, installation, inspection, operation, maintenance and abandonment procedures.

(2) The Bureau of Onsite Sewage Programs shall process the request in accordance with chapter 120, FS. The department shall approve the request only if the department is satisfied that the system will reliably perform to the standards desired under normal operating conditions as demonstrated by the information provided.

Specific Authority 381.0011(13), 381.006, 381.0065(3)(a), 489.553(3), 489.557(1), FS. Law Implemented 154.01, 381.001(2), 381.0011(4), 381.0012, 381.0025, 381.006(7), 381.0061, 381.0065, 381.0067, 386.041, 489.553, FS. History—New 06-18-03.

Part V

64E-6.030 Fees

(1) The following fees are required for services provided by the department.

(a) Application and plan review for construction permit for new system	\$100
(b) Application and approval for existing system, if system inspection is not required	\$35
(c) Application and Existing System Evaluation	\$50
(d) Application for permitting of a new performance-based treatment system	\$125
(e) Site evaluation	\$115
(f) Site re-evaluation	\$50
(g) Permit or permit amendment for new system, modification or repair to system	\$55
(h) Research / Training surcharge, new and repair permits	\$5
(i) Initial system inspection	\$75
(j) System reinspection (stabilization, non-compliance or other inspection after the initial inspection)	\$50
(k) Application for system abandonment permit, includes permit issuance and inspection	\$50
(l) Annual operating permit industrial/manufacturing zoning or commercial sewage waste	\$150
(m) Biennial operating permit for aerobic treatment unit or performance-based treatment system	\$100
(n) Amendment to operating permit	\$50
(o) Tank Manufacturer's Inspection per annum	\$100
(p) Septage Disposal Service permit per annum	\$75
(q) Portable or Temporary Toilet Service permit per annum	\$75
(r) Additional charge per pumpout vehicle, septage disposal service or portable toilet service	\$35
(s) Septage stabilization facility inspection fee per annum per facility	\$150
(t) Septage disposal site evaluation fee per annum	\$200
(u) Aerobic treatment unit maintenance entity permit per annum	\$25
(v) Variance Application for a single family residence per each lot or building site	\$200
(w) Variance Application for a multi-family or commercial building per each building site	\$300
(x) Application for innovative product approval	\$2500

(2) The following fees are required to accompany applications for registration of individuals for septic tank contractor or master septic tank contractor or for a certificate of authorization for partnerships and corporations.

(a) Application for registration including examination	\$75
(b) Initial registration	\$100
(c) Renewal of registration	\$100
(d) Certificate of authorization each two-year period	\$250

Specific Authority 154.06(1), 381.0066, 489.557(1), FS. Law Implemented 381.0065, 381.0066, 489.557, FS. History—New 2-3-98, Amended 3-22-00, 4-21-02, 05-24-04, 11-26-06, 9-24-07.

STATE OF FLORIDA
DEPARTMENT OF HEALTH
CHAPTER 64E-6, FLORIDA ADMINISTRATIVE CODE
STANDARDS FOR ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS

EFFECTIVE SEPTEMBER 24, 2007

PART I

64E-6.001	GENERAL-----	1
64E-6.002	DEFINITIONS-----	2
64E-6.003	PERMITS-----	7
64E-6.004	APPLICATION FOR SYSTEM CONSTRUCTION PERMIT-----	9
64E-6.005	LOCATION AND INSTALLATION-----	11
64E-6.006	SITE EVALUATION CRITERIA-----	13
64E-6.008	SYSTEM SIZE DETERMINATIONS-----	14
64E-6.009	ALTERNATIVE SYSTEMS-----	20
64E-6.010	SEPTAGE AND FOOD ESTABLISHMENT SLUDGE-----	23
64E-6.0101	PORTABLE RESTROOMS AND PORTABLE OR STATIONARY HOLDING TANKS-----	27
64E-6.011	ABANDONMENT OF SYSTEMS-----	30
64E-6.012	STANDARDS FOR THE CONSTRUCTION, OPERATION, AND MAINTENANCE OF AEROBIC TREATMENT UNITS-----	31
64E-6.013	CONSTRUCTION MATERIALS AND STANDARDS FOR TREATMENT RECEPTACLES-----	34
64E-6.014	CONSTRUCTION STANDARDS FOR DRAINFIELD SYSTEMS-----	40
64E-6.015	PERMITTING AND CONSTRUCTION OF REPAIRS-----	43
64E-6.0151	ADDITIVE USE-----	49
64E-6.016	U.S. DEPARTMENT OF AGRICULTURE SOIL TEXTURAL CLASSIFICATION-----	50

PART II FLORIDA KEYS

64E-6.017	DEFINITIONS-----	51
64E-6.018	SYSTEM LOCATION, DESIGN AND MAINTENANCE CRITERIA-----	52
64E-6.0181	CESSPIT REPLACEMENT AND UNDOCUMENTED SYSTEM REPLACEMENT AND INTERIM SYSTEM USE-----	54
64E-6.0182	COORDINATED PERMITTING-----	56

PART III SEPTIC TANK CONTRACTORS

64E-6.019	REQUIREMENTS FOR REGISTRATION-----	56
64E-6.020	MASTER SEPTIC TANK CONTRACTORS-----	57
64E-6.021	ISSUANCE OF REGISTRATION CERTIFICATES AND RENEWAL-----	58
64E-6.022	STANDARDS OF PRACTICE AND DISCIPLINARY GUIDELINES-----	59
64E-6.023	CERTIFICATION OF PARTNERSHIPS AND CORPORATIONS-----	60

PART IV PERFORMANCE-BASED TREATMENT SYSTEMS

64E-6.025	DEFINITIONS-----	61
64E-6.026	APPLICATIONS FOR INNOVATIVE SYSTEM PERMITS AND SYSTEM CONSTRUCTION PERMITS-----	63
64E-6.027	PERMITS-----	64
64E-6.028	LOCATION AND INSTALLATION-----	66
64E-6.029	MONITORING-----	67
64E-6.0295	INNOVATIVE SYSTEM RECLASSIFICATION-----	69

PART V FEES

64E-6.030	FEES-----	70
-----------	-----------	----

REFERENCED POLICIES AND PROCEDURES

CONTINUING EDUCATION COURSES AND COURSE PROVIDERS – SEPTEMBER 2006----- 72
VOLUNTARY INSPECTION AND ASSESSMENT OF EXISTING SYSTEMS - MAY 2000----- 75
DRAINFIELD SIZING IN AREAS WITH DISCONTINUOUS LIMESTONE - AUGUST 1999 ----- 77
APPROVAL STANDARDS FOR OSDS OUTLET FILTER DEVICES - AUGUST 1999----- 81

2006 FLORIDA STATUTES (EXCERPTS)

CHAPTER 381.001, F.S. LEGISLATIVE INTENT, PUBLIC HEALTH SYSTEM----- 83
CHAPTER 381.0011, F.S. DUTIES AND POWERS OF THE DEPT. OF HEALTH----- 83
CHAPTER 381.0012, F.S. ENFORCEMENT AUTHORITY----- 85
CHAPTER 381.0013, F.S. EMINENT DOMAIN----- 85
CHAPTER 381.0014, F.S. REGULATIONS AND ORDINANCES SUPERCEDED----- 85
CHAPTER 381.0015, F.S. PRESUMPTIONS----- 85
CHAPTER 381.0016, F.S. MUNICIPAL REGULATIONS AND ORDINANCES----- 85
CHAPTER 381.0025, F.S. PENALTIES----- 85
CHAPTER 381.006, F.S. ENVIRONMENTAL HEALTH----- 86
CHAPTER 381.0061, F.S. ADMINISTRATIVE FINES----- 87
CHAPTER 381.0064, F.S. CONTINUING EDUCATION COURSES FOR PERSONS
INSTALLING OR SERVICING SEPTIC TANKS----- 88
CHAPTER 381.0065, F.S. ONSITE SEWAGE TREATMENT AND DISPOSAL
SYSTEMS; REGULATION----- 88
CHAPTER 381.00655, F.S. CONNECTION OF EXISTING OSDS TO CENTRAL
SEWERAGE SYSTEM; REQUIREMENTS----- 98
CHAPTER 381.0066, F.S. ONSITE SEWAGE TREATMENT AND DISPOSAL SYSTEMS; FEES----- 99
CHAPTER 381.0067, F.S. CORRECTIVE ORDERS----- 100
CHAPTER 381.0068, F.S. TECHNICAL REVIEW AND ADVISORY PANEL----- 100

CHAPTER 386.01, F.S. SANITARY NUISANCES----- 102
CHAPTER 386.02, F.S. DUTY OF THE DEPARTMENT----- 102
CHAPTER 386.03, F.S. NOTICE TO REMOVE NUISANCES----- 102
CHAPTER 386.041, F.S. NUISANCES INJURIOUS TO HEALTH----- 102
CHAPTER 386.051, F.S. NUISANCES INJURIOUS TO HEALTH, PENALTY----- 103

CHAPTER 489.103, F.S. EXEMPTIONS----- 104
CHAPTER 489.105(3)(m), F.S. DEFINITION OF PLUMBING CONTRACTOR----- 107
PART III, CHAPTER 489, F.S. SEPTIC TANK CONTRACTING
CHAPTER 489.551, F.S. DEFINITIONS----- 107
CHAPTER 489.552, F.S. REGISTRATION REQUIRED----- 108
CHAPTER 489.553, F.S. ADMINISTRATION OF PART; REGISTRATION
QUALIFICATIONS; EXAMINATION----- 108
CHAPTER 489.554, F.S. REGISTRATION RENEWAL----- 109
CHAPTER 489.555, F.S. CERTIFICATION OF PARTNERSHIPS AND CORPORATIONS----- 110
CHAPTER 489.556, F.S. SUSPENSION OR REVOCATION OF REGISTRATION----- 110
CHAPTER 489.557, F.S. FEES, ESTABLISHMENT----- 110
CHAPTER 489.558, F.S. PENALTIES AND PROHIBITIONS----- 111

INDEX----- 112