

# HOUSE . . . . . No. 6196

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## *The Commonwealth of Massachusetts*

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HOUSE OF REPRESENTATIVES, May, 11, 1982.

The committee on Natural Resources and Agriculture, to whom was referred the petition (accompanied by bill, House, No. 2835) of William P. Nagle, Jr., for legislation to establish uniform procedures for individual sewage disposal system applications, reports recommending that the accompanying bill (House, No. 6196) ought to pass.

For the committee,

WILLIAM P. NAGLE, JR.

## The Commonwealth of Massachusetts

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In the Year One Thousand Nine Hundred and Eighty-Two.

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### AN ACT ESTABLISHING UNIFORM PROCEDURES FOR INDIVIDUAL SEWAGE DISPOSAL SYSTEM APPLICATIONS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Chapter 111 of the General Laws, is hereby amended by insert-  
2 ing after Section 31D the following section: —

3 *Section 31E.* Any health officer or board of health for any city,  
4 town or district, whose authority includes the issuance of permits  
5 for construction, maintenance or alteration of individual sewage  
6 disposal systems for residential buildings of not more than four  
7 dwelling units, shall act upon a completed application for such a  
8 permit to construct, maintain, or alter such a system within forty-  
9 five days from the date upon which such completed application is  
10 filed with said health officer or board of health. If a determination  
11 on a completed application is not rendered within forty-five days  
12 by the appropriate health officer or board of health, then said  
13 permit shall be granted.

14 For the purpose of this section, a completed application shall  
15 include but not be limited to information satisfactory to any local  
16 board of health regarding the number of deep observation holes;  
17 all percolation tests and a plan which meets the requirements of the  
18 state sanitary code and any local health regulation. Such applica-  
19 tion shall be considered filed on the date upon which a completed  
20 application is presented by the person who is seeking the permit, to  
21 the health officer, board of health or agent thereof. For the purpose  
22 of this section, "action on a completed application" shall mean  
23 approval of said application and issuance of the permit to con-  
24 struct, maintain, or alter, or disapproval of said application with a  
25 written statement of all reasons for such disapproval of said appli-  
26 cation with a written statement of all reasons for such disapproval.

27 The written specification of reasons in the case of a disapproval  
28 shall include all information necessary in order to ascertain where  
29 and why the application or the proposed system or both fail to  
30 comply with local or state sanitary code requirements.

