

CHAPTER XIII - INDIVIDUAL SEWAGE DISPOSAL SYSTEMS

SECTION I - AUTHORITY

The enabling legislation is RSA 485-A. Provisions adopted under this section shall be in addition to any requirements imposed by the state for the installation, inspection and maintenance of sewage disposal systems.

The rules and regulations established by the State of New Hampshire Department of Environmental Services, Subsurface Systems Bureau (NH DES) form a part of this regulation to the extent that said regulations are excepted and added to by the provisions of this entire regulation.

SECTION II -OBJECTIVE

To provide regulations for adequate and safe sewage disposal installations which are to be located and constructed so to avoid contaminating any existing or future water source or water supply and to provide for the efficient, effective administration of those regulations.

SECTION III - GENERAL

Individual sewage disposal systems shall consist of a house sewer, septic tank, a distribution box, and acceptable leach field.

SECTION IV – DEFINITIONS

A. “Designer” - shall mean any individual who has demonstrated a sound working knowledge of the procedures and practices required in the site evaluation, design, and operation of subsurface sewage or waste disposal systems, and who holds a current Permitted Designer authorization from the New Hampshire Department of Environmental Services Subsurface Systems Bureau.

B. “Inspector” - shall mean the individual authorized by the Town Council to perform administrative and inspection responsibilities of this section.

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SECTION IV - DEFINITIONS (Cont'd)

C. "Installer" - shall mean any individual or firm responsible for installing the subsurface sewage or waste disposal system in accordance with the intent of the approved plan who holds a current Permitted Installer authorization from the New Hampshire Department of Environmental Services Subsurface Systems Bureau.

D. "Owner" - shall mean the person in whose name the ownership of the property is legally recorded. The authority to perform any of the duties as herein described may be transferred to any other person, provided however, that the responsibility for proper performance of said duties shall remain with the property owner.

E. "Town" shall mean the Town Council of the Town of Londonderry or its appointed inspector. Appeals from the administrative decisions of the inspector shall be made directly to the Town Council.

F. NH DES shall mean the New Hampshire Department of Environmental Services Subsurface Systems Bureau.

SECTION V - RESPONSIBILITY

A. The designer shall be responsible for the accuracy of all technical data and compliance with all design criteria.

B. In the event of any question or dispute, the NH DES shall make the final determination of the accuracy of such data.

SECTION VI - LOCATION AND INSTALLATION

A. Location and installation of the sewage disposal system shall be such that, with reasonable maintenance, it will function in a sanitary manner and will not create a nuisance, health hazard or endanger the safety of any domestic water supply.

B. Consideration shall be given to the size and shape of the lot, slope of natural and finished grade, depth and fluctuation of ground water (all seasons of the year), proximity of existing or future water supplies, onsite structures and possible expansion of the system.

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SECTION VII - FEES FOR *PLAN REVIEW*, PERMITS, INSPECTIONS

A. No sewage disposal system shall be installed, altered or maintained in the Town of Londonderry unless in conformity with these regulations as well as the pertinent regulations of the State of New Hampshire as may exist, be established or amended.

B. The designer must submit ~~four (4) sets of plans~~, and the required **NHDES application** for the requested system **to the Town for review and approval prior to submittal to the State**: ~~Three (3) for the NH-DES and One (1) plan copy shall be provided~~ for the Town of Londonderry. Review fee of thirty five dollars (\$35.00) shall accompany each plan submitted. If plans are rejected, no additional fees shall be required for a second review.

C. A permit for the installation and/or alteration of a sewage disposal system must be obtained from the Town of Londonderry-Health Officer, prior to the commencement of any work on a system.

D. A fee of thirty five dollars (\$35.00) shall accompany every application for a permit for the installation and/or alteration of a sewage disposal system.

E. A permit must be obtained before any drinking well is installed, and must be accompanied by a diagram of the location. A fee of thirty five dollars (\$35.00) must accompany each application.

F. The inspector may require inspections during the course of work at the following intervals:

1. House sewer inspection
2. Excavation (Bed Bottom)
3. Leach Field after placement, prior to backfill.

G. Minimum notice of 24 hours shall be given prior to the start of work or to request inspections of any above listed stages.

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SECTION VIII –RESPONSIBILITIES

A. Designer - Responsible for the collection of all necessary technical data relative to any proposed system or alteration; for the design and layout of the systems; for the submitting of all prints and applications as required by the Town of Londonderry and NH DES.

B. Installer - To secure an installation permit and to construct the system or alter an existing system in accordance with all regulations and laws, and to notify the inspector for final inspection before backfilling.

C. Inspector - To maintain a file of all approvals issued by NH DES; to issue permits; to perform any inspections as he deems necessary; to return, within seven (7) days, a copy of the application receipt including any changes to the submitted plans as required or suggested by the inspector; to perform any other duties relative to individual waste disposal systems as specified by the Board of Health.

SECTION IX - FINES AND PENALTIES

A. A penalty in accordance with the provisions of RSA 676:17 shall be imposed upon the applicant for failure to comply with these regulations.

B. Each day of continuing failure to comply, after written notice of the violation(s) shall constitute a new offense.

~~End of Section~~