

## **15A NCAC 18E .1713 LOCAL HEALTH DEPARTMENT RESPONSIBILITIES**

To implement this Section the LHD shall:

- (1) When a Provisional System is proposed, confirm that the designated repair system complies with the provisions of Rule .0508 of this Subchapter and with individual PIA Approval requirements, except:
  - (a) when an existing wastewater system is available for immediate use, including connection to a public or community wastewater system;
  - (b) when the Provisional System is used as a repair to an existing malfunctioning system when there are no other approved Innovative or Accepted repair options; or
  - (c) as provided in G.S. 130A-343(f) for Provisional Systems.
- (2) Notify the Department of all IPs, CAs, and OPs issued for Provisional Systems.
- (3) Notify the Department of all OPs issued for Innovative Systems.
- (4) Permit systems designated as Accepted Systems, without requiring a request from the owner, in an equivalent manner to a conventional system. The Accepted System shall be sited and sized in accordance with Section .0900 of this Subchapter or PIA Approval. The type of Accepted System installed shall be indicated on the OP. The owner shall re-apply to the LHD and receive a new or revised IP or CA for any of the following before system installation:
  - (a) location of any part of the dispersal field outside of the approved initial dispersal field area;
  - (b) changes to the trench depth, and slope correction if applicable, specified on the IP or CA;
  - (c) changes to the effluent distribution method; or
  - (d) changes to the DDF or wastewater strength.
- (5) Grant permit reductions in total trench length less than or equal to 25 percent for Innovative or Accepted Systems only to dispersal fields receiving DSE or better quality. A facility with a full kitchen shall not be granted a permit reduction in total trench length.
- (6) Grant facilities generating HSE the 25 percent reduction allowed for Innovative or Accepted Systems if the system includes an approved advanced pretreatment system designed to ensure effluent strength equal to or better than DSE.
- (7) Prohibit issuance of an OP for a proprietary system installed by a person not authorized by the manufacturer, unless the manufacturer of the proprietary system approves the installation in writing.
- (8) Inform the Department, as well as the manufacturer or their authorized representative, of any system determined to be malfunctioning. If the system has been permitted in accordance with G.S. 130A-336.1 or G.S. 130A-336.2 and Rule .0207 of this Subchapter, the LHD shall instruct the owner to contact the PE or AOWE for determination of the reason and the malfunction and development of an NOI for repairs.
- (9) Issue a NOV to the owner when the system is determined to be malfunctioning in accordance with Rule .1303(a)(1) and (2) of this Subchapter or when an individual advanced pretreatment system at a single site is out of compliance in accordance with Rule .1302(f) of this Subchapter. The notice shall identify the violations and steps necessary to remedy the problems, including modification of the system, established time frame to achieve compliance, other follow-up requirements, and specify further enforcement possibilities if compliance is not achieved.

*History Note: Authority G.S. 130A-335(e) and (f); 130A-343; S.L. 2023-77, s.21; S.L. 2024-49, s.4.47; Eff. January 1, 2024; Amended Eff. June 1, 2026.*