



To Protect and Promote the Health and the Environment of the People of Kittitas County

BOH Staff Report

AGENDA DATE:

06/15/2023

ACTION REQUESTED:

The Board of Health authorizes and schedules a joint BOCC/BOH Public Hearing to consider revisions to Kittitas County Code Chapter 13.03 Definitions, 13.09 Group B Water Systems-Bonding, 13.20 Well Construction, Reconstruction and Decommissioning Requirements, 13.25 Cistern Water System Requirements, 13.30 Group B Water System Requirements, 13.35 Adequate Water Supply Determination, and 13.40 Mitigation and Metering Program, during the next regularly scheduled Kittitas County Board of Health meeting on June 15, 2023 at 10:00am.

BACKGROUND:

Kittitas County Code Chapter 13.03, 13.20, 13.25, 13.30, 13.35, and 13.40 Comprises the water code for the county. The revisions to these codes consist of changes to the language for clarity of legal interpretation. In February 2023, a copy of the revisions was sent to all Drinking Water Quality program stakeholders and feedback was requested within 30 days. After the 30 days two stakeholders replied with feedback which was reviewed and addressed with the stakeholders. From this point the language was sent over to the Kittitas County Prosecutor's Office for legal review. After legal reviewed the revisions and applied their comments, we made necessary edits and sent back to legal for final review. Listed is a brief summary of the changes made to each code.

- **Definitions 13.03.020 Cistern System** modified the definition of Cistern Source to clarify that the sourced group A system must be compliant with state regulations by having either a green or yellow operating permit from the WA State Dept of Health.
- **Definitions 13.03.110 Individual Water System** modified the definition of Individual Water System to state that the water system serves 1 or 2 residential dwelling units. Clarifying the legal position on shared wells.
- **Definitions 13.03.XX Road** added the definition of Road because it is referred to several times throughout the code. To reflect that a road refers to any county, state or federal right of way and any private roadway. Excluding driveways.
- **Definitions 13.03.230 Water Quality Test (3)** Clarified Individual water systems to reflect serving 1 to 2 residences.

- **13.20.030 Notification** Cleaned up language to refer to modern standards of practice within the program, updated form names, procedures, and clarified the water systems.
- **13.20.040 Well Location and Access (3)** Removed Shared wells from Group B water system procedures to reduce confusion on processes needed for shared wells.
- **13.20.040 Well Location and Access (5)** Added shared wells next to individual wells and removed language that did not add value to the intended process.
- **13.25.020 Applicability** Added language that made the cistern program more available to individuals who are within green zones but do not have physical access to water.
- **13.25.080 Cistern System: Source Requirements** Clarified language.
- **13.30.080 Group B Water System-Bonding (i)** Clarified language to include Group B approval process requirements and clarified that a building permit cannot be issued prior to the completion of the group B water system.
- **13.35.020 Applicability (k)** Added language to clarify that Adequate water supply determinations for land use applications did not replace the requirements for AWSD prior to submitting a building permit because the process for land use has been simplified to avoid redundancy.
- **13.40.010 Eligibility (1)(2)** Added language to establish two separate County-run water mitigation bank programs, the standard program and Special Use Program. Within the Standard Program, clarified that short-plat subdivision applicants are eligible for mitigation through the County program. Established a Special Use Program to provide the Board of County Commissioners authority to utilize the County water bank for uses outside the standard program.

INTERACTION:

Kittitas County Prosecutor's Office: Reviewed on 3/6/2023



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RECOMMENDATION:

The Board of Health authorizes and schedules a joint BOCC/BOH Public Hearing to consider revisions to Kittitas County Code Chapter 13.03, 13.20, 13.25, 13.30,13.35, and 13.40, during the next regularly scheduled Kittitas County Board of Health meeting on June 17, 2023 at 10:00am.

HANDLING:

N/A

LEAD STAFF:

Jesse Cox
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