

## SEPTIC TANK GUIDELINES

Memorandum of Understanding  
between the  
California Water Quality Control Board  
Lahontan Region  
and the  
County of Inyo

This Memorandum of Understanding is entered into by and between the California Regional Water Quality Control Board, Lahontan Region (hereinafter Board), and the County of Inyo (hereinafter County). Its purpose is to expedite the overall review process for ~~proposed~~ developments and to provide a clear operating policy between the Board and the County on the implementation of the Board's guidelines for wastewater disposal from land developments.

Section 13260 of the California Water Code requires any person discharging waste or proposing to discharge waste that may affect waters of the State, except to a community sewer system, to file a report of waste discharge with the regional board of that region. Implementation of this code section has included regulation of individual waste systems wherever warranted.

In 1973 and again in 1974, the Board adopted guidelines to (1) establish the conditions under which waivers of the filing requirement would be in the public interest (pursuant to California Water Code Section 13269); (2) establish minimum criteria for the use of individual systems; and (3) prevent pollution or nuisance caused by the discharges from leaching or percolation systems.

On January 14, 1988, the Regional Board adopted revisions to the "Guidelines for Waste Disposal From Land Developments." In conjunction with these revisions, the Regional Board also adopted the "Regional Board Guidelines for Implementation of Criteria for Individual Waste Disposal Systems." These implementation guidelines list general and specific provisions in considering exemptions to the maximum density criteria (2 EDU's per acre) for individual waste disposal systems in both new and existing land developments.

This requirement also applies to domestic wastewater discharges from new commercial and industrial development with wastewater discharge volumes exceeding two EDU per acre density (500 gal/day/acre based on 250 gal/day/EDU). On June 16, 1988, the State Water Resources Control Board approved the revisions. For purposes of this Memorandum of Understanding gross acreage is that area which encompasses the entire net lot area plus any underlying fee title within the adjacent right-of-ways, if any.

Inasmuch as the County has incorporated into its review criteria the "Minimum Criteria for Subsurface Discharge of Sewage" contained in the Board's guidelines, and has consistently applied these criteria in its review of proposed developments, it is not against the public interest for the Board to reduce its oversight work by eliminating redundant review of proposed projects.

It is agreed that:

I. The County is authorized to issue construction permits for projects that utilize individual subsurface disposal systems without Regional Board approval under the following conditions:

A. All of the following:

1. The on-site soil characteristics comply with the established "Minimum Criteria for Individual Waste Disposal Systems as adopted by Resolution 6-88-15; and
2. The discharge is composed of domestic wastewater only; and

B. One of the following:

1. The development consists of single-family residences or multiple-family residences, density does not exceed two equivalent dwelling units (EDU) per acre (500 gallons/acre/day waste waterflow), or
2. The development consists only of a single-family home on an individual lot which has a minimum net area of 15,000 square feet; or
3. The development is non-residential or of mixed occupancy and the wastewater discharge does not exceed 500 gallons/acre/day as determined using Table I-2 and I-3 in the Uniform Plumbing Code and occupant loads as determined by Table 33A in the Uniform Building Code; or
4. The project is in a class that has been designated exempt from Regional Board review in writing under signature of the Regional Board Executive Officer; or
5. The project/development has been granted an exemption by the Board and complies with the County's standards for use of septic tank wastewater disposal systems.

- II. The County shall not issue construction permits without Regional Board approval for the following
- A. Projects that involve domestic wastewater discharge from commercial or industrial development in excess of 500 gallon/acre/day as determined by the Board; or
  - B. Projects that will have industrial wastewater discharges; or
  - C. Projects that exceed the two EDU/acre density requirement for septic tank use (except in exempted areas);  
or
  - D. Projects that do not comply with the City's/County's standards for use of septic tank wastewater disposal systems; or
  - E. Projects located within existing waste discharge prohibition areas (unless in areas exempted in I.B. above); or
  - F. Projects utilizing package wastewater treatment plants with onsite disposal; or
  - G. Projects that consist of a single-family home on individual lots that were created out of a subdivision after June 16, 1988 when the lot has a net area of less than 15,000 square feet.
- III. The County, at its discretion, may defer consideration of projects, based on water quality impacts, to the Board for any projects even if it appears that compliance with Section I of this Memorandum of Understanding has been achieved.
- IV. The County, at its discretion, may require the formation of a public entity (as defined in the State of California Government Code Section 53090 et seq.) to maintain septic systems in residential developments of one hundred (100) lots or more.
- V. The Board may review permits issued by the County at its discretion. Copies of permits will be made available upon request for review in County offices.

- VI. The Board, upon reviewing permits issued by the County, may require proposals be submitted and/or waste discharge requirements (permits) be obtained for all other types of waste discharges such as stormwater runoff and solid waste leachate.
- VII. The County, on its own initiative or at the request of an applicant and upon providing the information specified in the implementation guidelines, may apply for individual, large scale, or area-wide exemptions.
- VIII. The applicant, for projects found in compliance with the Board's guidelines, will be notified of acceptance by issuance of a County Environmental Health Services permit or by issuance of a Board clearance letter.
- IX. The County shall maintain a record of all documents submitted and reviewed under this Memorandum of Understanding. This record shall be kept as a note on the construction permit for each project.
- X. This Memorandum of Understanding shall be effective immediately after execution of this agreement and shall remain in full force until terminated by a prior thirty (30) day written notice by either party.
- XI. This Memorandum of Understanding may be amended as mutually agreed to by the County and the Regional Board.
- XII. All notices and communications under this Memorandum of Understanding shall be addressed to the following:

Robert Kennedy  
Inyo County  
Dept. of Env. Health  
P.O. Drawer H  
Independence,  
Ca. 93526

Executive Officer  
California Reg. Water Quality  
Control Board, Lahontan Reg.  
15371 Bonanza Road  
Victorville, Ca. 92392-2494

This Memorandum of Understanding is executed on the date of the most recent signature below, by the following authorized representatives of the parties.

*Keith Bright*  
Keith Bright, Chairperson  
Board of Supervisors  
Inyo County

Date: December 19, 1989

*Harold J. Singer*  
Executive Officer  
Ca. Reg. Water Quality Board  
Lahontan Region

Date: February 6, 1990

APPROVED AS TO FORM AND LEGALITY  
COUNTY COUNSEL

BY *Paul N. Bunch*  
DEPUTY

**MUSTANG MESA WASTEWATER MANAGEMENT PLAN**

**Memorandum of Understanding  
between the  
California Water Quality Control Board  
Lahontan Region,  
County of Inyo,  
and the  
Mesa Community Services District**

This Memorandum of Understanding is entered into by and between the California Regional Water Quality Control Board, Lahontan Region (hereinafter Board), the County of Inyo (hereinafter County), and the Mesa Community Services District (hereinafter Mesa CSD). Its purpose is to acknowledge the cooperative involvement by these three agencies over the last 2 and 1/2 years which has established a safe, workable wastewater management plan for the build-out of the Mustang Mesa/Alta Vista Community, in Bishop, California. The Memorandum of Understanding recognizes the cooperative effort by the above mentioned agencies and charges them with the same participatory responsibility in the future. It also clearly defines the responsibilities specifically outlined in the Mustang Mesa Wastewater Management Plan (hereinafter Plan)(attachment 1). This Memorandum of Understanding shall supersede over any conflicting points which may arise between it and the February 6, 1990 Septic Tank Guidelines Memorandum of Understanding between the Board and the County.

On January 9, 1991 the Board voted to direct staff to draft a resolution lifting the 2 prohibitions established in 1975 on the Mustang Mesa/Alta Vista Community. The resolution contains the condition that the "County is delegated the authority to monitor and regulate the Mesa". In addition the Board voted to direct staff to meet with the County and the Mesa CSD (Wastewater Management Plan Committee, hereinafter Committee) and formulate a wastewater management plan for the Mesa that would meet the approval of all agencies involved. Through numerous meetings by the Committee, a conceptual Plan was developed. In addition to these meetings a "Mustang Mesa Ground-Water Investigation" (attachment 2) and a "Site Feasibility Analyses and On-Site Sewage Disposal System Design for the Mustang Mesa Community Services District" (attachment 3) were contracted by the County and the Mesa CSD respectively.

The implementation of the Plan will involve numerous regulatory, monitoring, and communication requirements. Inherent to this process are the unknowns in forecasting contaminant concentrations, future wastewater disposal technologies, and regulatory procedures. Therefore it will be the charge of the Committee to review and recommend to the agencies involved any changes necessary to maintain the overall purpose of the Plan.



It is agreed that:

I. The Board authorizes the County to issue construction permits for individual residential and commercial discharges of domestic wastewater to on-site wastewater disposal systems that conform to the Plan's present or future specifications. Regulation and inspection of the siting and construction of the above systems will be the responsibility of the County.

II. The Mesa CSD shall routinely perform the required maintenance on all individual/cluster residential/commercial on-site wastewater disposal systems installed or renovated after the date of this Memorandum of Understanding.

III. The Mesa CSD is responsible for implementing and performing the Plan's on-going monitoring requirements (effluent, aquifer, and public health). It is also the responsibility of the Mesa CSD to report the results of the monitoring program to all appropriate agencies (Lahontan Regional Water Quality Control Board and Inyo County Environmental Health) and property owners as outlined in the Plan.

IV. The Mesa CSD shall establish local authority to implement and carry out all requirements of the Plan, and create enforcement procedures and actions for non-complying property owners. This enforcement procedure and action may be formally delegated to the County if it accepts responsibility. The Level one and Level two contingency plans are described in the Wastewater Management Plan. The County shall have the primary enforcement responsibility for the Level one, sand filter upgrade, contingency plan. Enforcement of the Level two, contingency plan, sewer upgrade, shall be the primary enforcement responsibility of the Board after thorough review by the Committee. The enforcement of either the Level one or two contingency plans by the primarily responsible agency shall have the full support of the two remaining parties to this agreement.

V. The County and the Mesa CSD shall maintain records of all construction permits; well and on-site wastewater disposal, and monitoring data, and, as required in the Plan, provide all agencies and property owners with annual reports of monitoring/maintenance/renovation activity. In addition any changes to the Plan recommended by the Committee shall be reported and distributed as described above by the County. To take effect, such recommendations would require formal adoption by all three parties in the form of an amended Plan.

VI. The Mesa CSD, County, and the Board shall continue to participate as active dedicated members of this Plan's Committee, and attend Plan review/update meetings as necessary. The Committee's purpose is to promote safe, well-planned development of the Mustang Mesa/Alta Vista Community and to protect ground water from degradation of water quality objectives over time.



VII. This Memorandum of Understanding shall be effective immediately after execution and shall remain in full force until terminated by thirty (30) day written notice by any of the three parties.

VIII. This Memorandum of Understanding may be amended as mutually agreed by the County, Mesa CSD, and the Board.

IX. All notices and communications under this Memorandum of Understanding shall be addressed to the following:

William Perry  
President, Mesa CSD  
P.O. Box 221  
Bishop, California 93515

Robert L. Kennedy  
Director of Environmental Health  
Inyo County  
P.O. Box 427  
Independence, California 93526

Executive Officer  
California Regional Water Quality Control Board  
Lahontan Region  
2092 Lake Tahoe Blvd.  
P.O. Box 9428  
South Lake Tahoe, California 95731-2428

This Memorandum of Understanding is executed of the date of the most recent signature below, by the following authorized representatives of the parties.



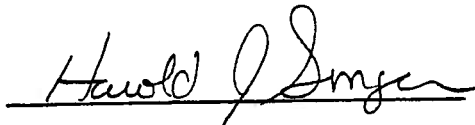
Sam Dean, Chairperson  
Board of Supervisors  
Inyo County

Date: 8-13-93



William Perry, President  
Mesa Community Services  
District

Date: 8/3/93



Executive Officer  
Calif. Reg. Water Quality Board

Date: August 30, 1993



**In the Rooms of the Board of Supervisors**  
County of Inyo, State of California

I HEREBY CERTIFY, That at a meeting of the Board of Supervisors of the County of Inyo, State of California, held in their rooms at the Court House in Independence on the 10th day of August, 1993, an order was duly made and entered as follows:

Mesa Moved by Supervisor Arcularius and seconded by Supervisor Bear to approve the revised  
Comm. Ser/ Memorandum Of Understanding between the County of Inyo, the Mesa Community Services  
MOU District, and the California Regional Water Quality Control Board, Lahontan Region; and  
Water authorize the Chairman to sign. Motion carried unanimously.

ROUTING  
Clerk \_\_\_\_\_  
Purchasing \_\_\_\_\_  
Personnel \_\_\_\_\_  
Auditor \_\_\_\_\_  
By E. HEALTH  
Date 8-13-93

WITNESS my hand and the seal of said Board this 10th  
day of August, 1993

C. BRENT WALLACE  
Clerk of the Board of Supervisors  
By Patricia Gusselby

MAILING LIST FOR MUSTANG MESA CSD

ORIGINATOR: DAVE HIMEBAUGH

FOR JUNE, 1993 BOARD MEETING

WILLIAM PERRY, PRESIDENT  
106 MESA VISTA DRIVE  
BISHOP, CA 93514

GLEN BOLENBAUGH, VICE PRESIDENT  
618 HOUSTON DRIVE  
BISHOP, CA 93514

RON SHARPLESS, TREASURER  
RT. 2, BOX 448  
BISHOP, CA 93514

DON OWEN  
641 HOUSTON DRIVE  
BISHOP, CA 93514

LINDA ARCULARIUS, SUPERVISOR  
RT. 2, BOX 24A  
BISHOP, CA 93514

BILL HUTCHISON  
WOODWORK-CLYDE  
2020 E. 1ST STREET, #400  
SANTA ANA, CA 92705

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—  
MOUNTAIN REGION  
2 TAHOE BOULEVARD  
UT. KE TAHOE, CALIFORNIA 96150  
6) 544-3481 FAX (916) 544-2271



September 20, 1993

William Perry  
President, Mesa CSD  
P.O. Box 221  
Bishop, CA 93515

*Bill*  
Dear Mr. Perry:

**TRANSMITTAL AND CLARIFICATION OF THE REGIONAL BOARD, INYO  
COUNTY AND MESA CSD MEMORANDUM OF UNDERSTANDING (MOU)**

Enclosed is a signed copy of the above-referenced MOU which the Regional Board approved for my signature at the August 13, 1993 Board Meeting.

As explained at the Board Meeting, the last sentence in paragraph IV. is understood by all parties to mean that if an agency of primary enforcement responsibility should enforce a contingency plan, the remaining two parties to the agreement shall give their full support to this enforcement action. While the Mustang Mesa Wastewater Management Plan details the decision process such that it is fully expected that all parties will be in agreement on enforcement actions, the concurrence of the three parties to the MOU is not required for one of the parties to exercise its enforcement authority. Therefore, no enforcement authorities have been delegated or relinquished by any party to the MOU.

I sincerely appreciate the cooperation and patience displayed by Inyo County and the Mesa CSD throughout the development of the Wastewater Management Plan and trust that it will continue in our future dealings.

Sincerely,

*Harold*

HAROLD J. SINGER  
EXECUTIVE OFFICER

Enclosure

cc: Mesa mailing list

DGH/dm

MEMORANDUM



DATE August 18, 1993

TO Harold Singer

FROM Elmpo County Environmental Health

Please sign all 3 MOU copies and return. Thanks you.

File: Inyo County  
General File

Done 2 copies for  
return 1 copy all  
return our files  
Vicki's RFB  
Callis - DDU

AUG 9

WJS DH ref  
also

these are  
15 this Reg Bd Yes, we sent  
adopted 7 series

**WRITE IT - DON'T SAY!**

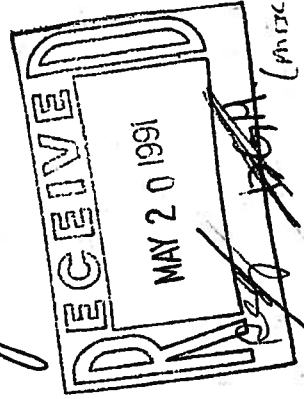
Date 5/15 1991

Reply Wanted

No Reply Necessary

To Dr. Gill  
From Bobbie Carter, Long County

Enclosed is amendment to Septic System Memorandum of Understanding signed by our Board of Supervisors.



(MISC. DIVISION)

AM: This Court respecting 06/06/06

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—  
LAHONTAN REGION2092 LAKE TAHOE BOULEVARD  
P.O. BOX 9428  
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428  
(916) 544-3481

March 11, 1991

Robert Kennedy  
Inyo County Department of  
Environmental Health  
P.O. Drawer H  
Independence, CA 93526

Dear Mr. Kennedy:

## AMENDED SEPTIC SYSTEM MEMORANDUM OF UNDERSTANDING

It has come to our attention that an error was made in the original wording of the above-referenced Memorandum of Understanding (MOU) between the Regional Board and Inyo County. Item II. G. of the MOU should have had the word "before" rather than "after" so that the MOU would accurately reflect the intentions of the Regional Board. Pursuant to item XI of the MOU, we propose that this change be made with the mutual agreement of both parties. If you concur, please substitute the enclosed page containing this correction with the corresponding page in your copy of the agreement.

Also, please have one of the enclosed forms signed and returned to this office within 60 days of receipt. We thank you for your prompt attention to this matter. If you have any questions or comments, please contact David Himebaugh or Dr. Ranjit Gill.

Sincerely,

HAROLD J. SINGER  
EXECUTIVE OFFICER

Enclosure

cc: septic system mailing list

sh

**In the Rooms of the Board of Supervisors**  
County of Inyo, State of California

I HEREBY CERTIFY, That at a meeting of the Board of Supervisors of the County of Inyo, State of California, held in their rooms at the Court House in Independence on the 19th day of March, 1991, an order was duly made and entered as follows:

MOU/ Moved by Supervisor Dean, seconded by Supervisor Allsup to approve  
Septic the amendment to the Memorandum of Understanding with the Lahontan  
Tank Regional Water Quality Control Board regarding Septic Tank  
Guidelines Guidelines; and authorize the Chairman to sign. Motion carried  
unanimously.

ROUTING:


CC \_\_\_\_\_  
Purchasing \_\_\_\_\_  
Personnel \_\_\_\_\_  
itor \_\_\_\_\_  
O \_\_\_\_\_  
er E. Health,  
dehontan  
Date May 9, 1991

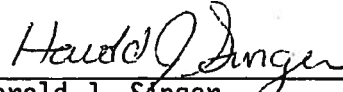
WITNESS my hand and the seal of said Board this 19th  
day of March, 1991

C. BRENT WALLACE  
Clerk of the Board of Supervisors

By Killer Lanahan

The amendment of Item I. G., changing the word "after" to "before" in the Septic System Memorandum of Understanding with the Lahontan Regional Water Quality Control Board is executed on the date of the last signature below, by the following authorized representatives of the parties.

  
Robert H. Campbell, Chairman  
Inyo County Board of Supervisors

  
Harold J. Singer  
Executive Officer

March 19, 1991  
Date

Mar 11, 1991  
Date



II. The County shall not issue construction permits without Regional Board approval for the following:

- A. Projects that involve domestic wastewater discharge from commercial or industrial development in excess of 500 gallon/acre/day as determined by the Board; or
- B. Projects that will have industrial wastewater discharges; or
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- D. Projects that do not comply with the City's/County's standards for use of septic tank wastewater disposal systems; or
- E. Projects located within existing waste discharge prohibition areas (unless in areas exempted in I.B. above); or
- F. Projects utilizing package wastewater treatment plants with onsite disposal; or
- G. Projects that consist of a single-family home on individual lots that were created out of a subdivision before June 16, 1988 when the lot has a net area of less than 15,000 square feet.

III. The County, at its discretion, may defer consideration of projects, based on water quality impacts, to the Board for any projects even if it appears that compliance with Section I of this Memorandum of Understanding has been achieved.

IV. The County, at its discretion, may require the formation of a public entity (as defined in the State of California Government Code Section 53090 et seq.) to maintain septic systems in residential developments of one hundred (100) lots or more.

V. The Board may review permits issued by the County at its discretion. Copies of Permits will be made available upon request for review in County offices.

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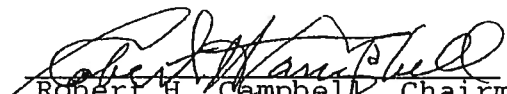
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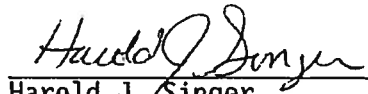
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The amendment of Item G., changing the word "after" to "before" in the Septic System Memorandum of Understanding with the Lahontan Regional Water Quality Control Board is executed on the date of the last signature below, by the following authorized representatives of the parties.

  
Robert H. Campbell, Chairman  
Inyo County Board of Supervisors

  
Harold J. Singer  
Executive Officer

March 19, 1991  
Date

Mar 11, 1991  
Date

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—  
LAHONTAN REGION

392 LAKE TAHOE BOULEVARD  
P.O. BOX 9428  
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428  
(916) 544-3481



February 6, 1990

Robert L. Kennedy, R.E.H.S.  
Environmental Health Director  
County of Inyo  
Department of Health Services  
Independence, CA 93526

Dear Mr. Kennedy:

MEMORANDUM OF UNDERSTANDING BETWEEN THE CALIFORNIA REGIONAL WATER  
QUALITY CONTROL BOARD-LAHONTAN REGION AND COUNTY OF INYO

On January 29, 1990, we received your letter and Memorandum of Understanding (MOU) between the County of Inyo and the California Regional Water Quality Control Board-Lahontan Region regarding the septic system permitting process. We appreciate the cooperation extended from the County of Inyo by entering into this MOU.

A copy of the signed MOU is enclosed. If you have any questions or require more information regarding this matter, please contact Cindy Rofer or David Himebaugh at this office.

Sincerely,

HAROLD J. SINGER  
EXECUTIVE OFFICER

Enclosure - MOU

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## SEPTIC TANK GUIDELINES

Memorandum of Understanding  
between the  
California Water Quality Control Board  
Lahontan Region  
and the  
County of Inyo

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Inasmuch as the County has incorporated into its review criteria the "Minimum Criteria for Subsurface Discharge of Sewage" contained in the Board's guidelines, and has consistently applied these criteria in its review of proposed developments, it is not against the public interest for the Board to reduce its oversight work by eliminating redundant review of proposed projects.

It is agreed that:

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1. The development consists of single-family residences or multiple-family residences, density does not exceed two equivalent dwelling units (EDU) per acre (500 gallons/acre/day wastewaterflow), or
2. The development consists only of a single-family home on an individual lot which has a minimum net area of 15,000 square feet; or
3. The development is non-residential or of mixed occupancy and the wastewater discharge does not exceed 500 gallons/acre/day as determined using Table I-2 and I-3 in the Uniform Plumbing Code and occupant loads as determined by Table 33A in the Uniform Building Code; or
4. The project is in a class that has been designated exempt from Regional Board review in writing under signature of the Regional Board Executive Officer; or
5. The project/development has been granted an exemption by the Board and complies with the County's standards for use of septic tank wastewater disposal systems.

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Dept. of Env. Health  
P.O. Drawer H  
Independence,  
Ca. 93526

Executive Officer  
California Reg. Water Quality  
Control Board, Lahontan Reg.  
15371 Bonanza Road  
Victorville, Ca. 92392-2494



This Memorandum of Understanding is executed on the date of the most recent signature below, by the following authorized representatives of the parties.

*Keith Bright*  
Keith Bright, Chairperson  
Board of Supervisors  
Inyo County

*Harold J. Dinger*  
Executive Officer  
Ca. Reg. Water Quality Board  
Lahontan Region

Date: December 19, 1989

Date: February 6, 1990

APPROVED AS TO FORM AND LEGALITY  
COUNTY COUNSEL

BY *Paul N. Bunch*  
DEPUTY

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—  
LAHONTAN REGION

192 LAKE TAHOE BOULEVARD  
P.O. BOX 9428  
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428  
(916) 544-3481



March 11, 1991

Robert Kennedy  
Inyo County Department of  
Environmental Health  
P.O. Drawer H  
Independence, CA 93526

Dear Mr. Kennedy:

AMENDED SEPTIC SYSTEM MEMORANDUM OF UNDERSTANDING

It has come to our attention that an error was made in the original wording of the above-referenced Memorandum of Understanding (MOU) between the Regional Board and Inyo County. Item II. G. of the MOU should have had the word "before" rather than "after" so that the MOU would accurately reflect the intentions of the Regional Board. Pursuant to item XI of the MOU, we propose that this change be made with the mutual agreement of both parties. If you concur, please substitute the enclosed page containing this correction with the corresponding page in your copy of the agreement.

Also, please have one of the enclosed forms signed and returned to this office within 60 days of receipt. We thank you for your prompt attention to this matter. If you have any questions or comments, please contact David Himebaugh or Dr. Ranjit Gill.

Sincerely,

HAROLD J. SINGER  
EXECUTIVE OFFICER

Enclosure

cc: septic system mailing list

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II. The County shall not issue construction permits without Regional Board approval for the following:

- A. Projects that involve domestic wastewater discharge from commercial or industrial development in excess of 500 gallon/acre/day as determined by the Board; or
- B. Projects that will have industrial wastewater discharges; or
- C. Projects that exceed the two EDU/acre density requirement for septic tank use (except in exempted areas); or
- D. Projects that do not comply with the City's/County's standards for use of septic tank wastewater disposal systems; or
- E. Projects located within existing waste discharge prohibition areas (unless in areas exempted in I.B. above); or
- F. Projects utilizing package wastewater treatment plants with onsite disposal; or
- G. Projects that consist of a single-family home on individual lots that were created out of a subdivision before June 16, 1988 when the lot has a net area of less than 15,000 square feet.

III. The County, at its discretion, may defer consideration of projects, based on water quality impacts, to the Board for any projects even if it appears that compliance with Section I of this Memorandum of Understanding has been achieved.

IV. The County, at its discretion, may require the formation of a public entity (as defined in the State of California Government Code Section 53090 et seq.) to maintain septic systems in residential developments of one hundred (100) lots or more.

V. The Board may review permits issued by the County at its discretion. Copies of Permits will be made available upon request for review in County offices.

The amendment of Item G., changing the word "after" to "before" in the Septic System Memorandum of Understanding with the Lahontan Regional Water Quality Control Board is executed on the date of the last signature below, by the following authorized representatives of the parties.

\_\_\_\_\_

Harold J. Singer  
Harold J. Singer  
Executive Officer

\_\_\_\_\_  
Date

Nov 11, 1991  
Date

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD—  
LAHONTAN REGION

72 LAKE TAHOE BOULEVARD  
P.O. BOX 9428  
SOUTH LAKE TAHOE, CALIFORNIA 95731-2428  
(916) 544-3481



February 6, 1990

Robert L. Kennedy, R.E.H.S.  
Environmental Health Director  
County of Inyo  
Department of Health Services  
Independence, CA 93526

Dear Mr. Kennedy:

MEMORANDUM OF UNDERSTANDING BETWEEN THE CALIFORNIA REGIONAL WATER  
QUALITY CONTROL BOARD-LAHONTAN REGION AND COUNTY OF INYO

On January 29, 1990, we received your letter and Memorandum of Understanding (MOU) between the County of Inyo and the California Regional Water Quality Control Board-Lahontan Region regarding the septic system permitting process. We appreciate the cooperation extended from the County of Inyo by entering into this MOU.

A copy of the signed MOU is enclosed. If you have any questions or require more information regarding this matter, please contact Cindy Rofer or David Himebaugh at this office.

Sincerely,

A handwritten signature in cursive script that reads "Harold J. Singer".

HAROLD J. SINGER  
EXECUTIVE OFFICER

Enclosure - MOU

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ROBERT L. KENNEDY, R.S.  
Director, Environmental Health



(619) 878-2411  
Fax #(619) 878-2542

COUNTY OF INYO  
DEPARTMENT OF HEALTH SERVICES  
P. O. DRAWER H  
INDEPENDENCE, CALIFORNIA 93526

January 24, 1990

Mr. Harold Singer  
California Regional Water Quality Control Board  
Lahontan Region  
2092 Lake Tahoe Boulevard  
P.O. Box 9428  
South Lake Tahoe, CA 95731-2428

RE: Septic Tank Memorandum of Understanding.

Dear Mr. Singer:

Please find enclosed the Inyo County Board Order and Memorandum of Understanding for Septic Tanks.

If you have any questions, please feel free to contact me.

Sincerely,

Robert L. Kennedy, R.E.H.S.  
Environmental Health Director

RLK/an  
sd5/lahontan.mou

Enclosures

**In the Rooms of the Board of Supervisors**  
County of Inyo, State of California

I HEREBY CERTIFY, That at a meeting of the Board of Supervisors of the County of Inyo, State of California, held in their rooms at the Court House in Independence on the 19th day of December, 1989, an order was duly made and entered as follows:

Health/  
Septic  
Tank  
MOU

Moved by Supervisor Campbell, seconded by Supervisor Payne to approve the Memorandum of Understanding with the Lahontan Regional Water Quality Control Board concerning Septic Tank Guidelines; and authorize the Chairman to sign. Motion carried unanimously.

ROUTING:  
CC \_\_\_\_\_  
Purchasing \_\_\_\_\_  
Personnel \_\_\_\_\_  
Director \_\_\_\_\_  
Clerk \_\_\_\_\_  
By Health  
Date 1/12/90

WITNESS my hand and the seal of said Board this 19th  
day of December, 1989

C. BRENT WALLACE  
Clerk of the Board of Supervisors

By Kelli Lankau

  
CaVEPA


February 6, 1998

  
Lahontan  
Regional Water  
Quality Control  
Board

South Lake Tahoe  
Office

2501 Lake Tahoe Blvd.  
South Lake Tahoe, CA  
96150  
(530) 542-5400  
FAX (530) 544-2271

*Inyo Co. Septic*  
*GENERAL Files*

  
Pete Wilson  
Governor

Robert Kennedy  
Inyo County Environmental Health Dept  
PO Box 427  
Independence, CA 93526

Dear Mr. Kennedy:

**PROPOSED DELEGATION TO LOCAL GOVERNMENTS OF ADDITIONAL  
RESPONSIBILITY FOR IMPLEMENTATION OF REGIONAL BOARD  
SEPTIC SYSTEM CRITERIA**

The Regional Board has expressed its desire to delegate approvals for all domestic septic system discharges (including alternative systems and exemptions from the criteria) to local governments. This delegation would not change the Board's existing septic system prohibitions, or septic system location and density criteria, and local governments would be responsible for ensuring compliance with all applicable Regional Board regulations. The Regional Board would still retain responsibility for reviewing discharges of industrial waste to septic systems.

The regulation of septic systems in Inyo County is based on County regulations and siting and density criteria contained in the *Water Quality Control Plan for the Lahontan Region* (Basin Plan) (excerpts enclosed). Through a Memorandum of Understanding (MOU), the County issues septic tank permits on behalf of the Regional Board. However, the Regional Board has retained authority to approve of alternative systems and exemptions to the basic criteria. Since this procedure was implemented in 1988, it is evident to me that County staff have successfully and skillfully implemented the program.

I am therefore delegating additional authority to Inyo County and am proposing to revise our MOU such that it would delegate complete authority for approvals of individual domestic waste disposal systems to Inyo County. The following describes what I intend to delegate immediately to Inyo County, and what I plan to delegate in the near future once we revise our MOU with you.

Delegation -- Exemptions for Alternative Systems

Pursuant to the conditions in the section titled "*Permitting Authority*" on page 4.4 - 20 of the Basin Plan, I am immediately delegating authority to Inyo County to approve of alternative systems. My expectation is that the County will use the "Criteria for Alternative Systems" on page 4.4 - 19 and 20 of the Basin Plan.

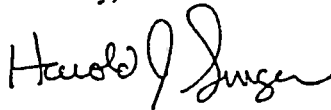


Proposed Delegation -- Exemptions to Density and Siting Criteria

Pursuant to Sections 3 and 4 in the section titled "*Implementation of Criteria for Individual Waste Disposal Systems*" on page 4.4 - 18 of the Basin Plan, I am prepared to delegate authority in the near future to Inyo County to approve of exemptions to the siting criteria and, in many circumstances, the density criteria. We are drafting a revised MOU to implement this delegation. You should expect to receive the draft of the revised MOU by February 17, 1998. This new MOU would replace the existing MOU with Inyo County. The basis for such delegation would be the commitment from you that Inyo County would use the Basin Plan criteria in evaluating exemption requests.

Please contact me at (530) 542-5412 if you have any comments or questions on this matter.

Sincerely,



HAROLD J. SINGER  
EXECUTIVE OFFICER

Enclosures

cc: Regional Board Members w/enclosures

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