RESOLUTION 2017-1

A Resolution Recommending the Adoption of an Amendment to Implementation Section (Chapter 6) of the *Janesville Area Point Source Water Quality Management Plan*

WHEREAS, Federal and State Laws require the development and adoption of an Area-Wide Water Quality Management Plan (hereinafter "Plan"); and

WHEREAS, the Wisconsin Department of Natural Resources (DNR) has the responsibility and authority to develop, adopt, and amend a Plan for the Greater Janesville Area; and

WHEREAS, the Janesville Metropolitan Planning Organization (MPO) has agreed to serve as the local Policy Advisory Committee to the DNR to develop and from time-to-time update and amend a Plan and act in an advisory role to DNR in matters concerning the implementation of a Plan; and

WHEREAS, the *Janesville Area Water Quality Management Plan* (hereinafter "*JAWQMP*") was prepared by the Rock County Planning and Development Agency, reviewed by the MPO, adopted by DNR in 1999, and most recently amended in 2011; and

WHEREAS, the Janesville Area Water Quality Technical Advisory Committee and Rock County Planning and Development Committee, after holding a public hearing on April 13, 2017, approved a Plan Amendment as provided in Exhibit A, to address installation and replacement of Private Onsite Wastewater Treatment Systems (POWTS) within the designated *JAWQMP* Sewer Service Area; and

NOW THEREFORE BE IT RESOLVED, that the MPO hereby recommends that the DNR adopt the proposed Text Amendment to Chapter 6 (Implementation) of the *Janesville Area Point Source Water Quality Management Plan*.

BE IT FURTHER RESOLVED that the proposed Text Amendment as provided in Exhibit A is adopted as an integral part of the *Janesville Area Point Source Water Quality Management Plan*.

ADOPTED: May 22, 2017

APPROVED: _____
Chairman, MPO Policy Board

ATTEST: _____
Planning Director

Exhibit A
(Proposed Addendum to Chapter 6: Implementation)
Private Onsite Wastewater Treatment Systems (POWTS) within the SSA
Janesville Area 208 Water Quality Plan
Sewer Service Area Policy

Private Onsite Wastewater Treatment Systems (POWTS) within the SSA
When properly operating, a POWTS safely treats wastewater by storing sludge and solids in a treatment tank and discharging wastewater to a dispersal component. A POWTS may be installed for new structures as well as a replacement system for an existing structure.

A failing system is identified as:

- Discharging sewage to surface water, groundwater, drain tiles, bedrock or zones of seasonally saturated soils.
- Discharging sewage to the surface of the ground.
- Causing the backup of sewage into the structure served.

If a POWTS failure occurs at an existing structure or if a sanitary permit application for a new structure is requested within the SSA, the property will be required to connect to a Wastewater Treatment Facility (WWTF) if the property meets one of the following criteria:

1. If sanitary sewer immediately abuts the lot or parcel of land and said lot or parcel is 2.0 acres or less in size.

2. The property is located within reasonable distance to a public sewer.
    a. A reasonable distance for the purposes of this section shall be 400 feet or less in the case of single or two-family residential properties that are 1.5 acres or less in size and 1,000 feet or less in the case of multi-family residential (housing with three or more units) and nonresidential properties.

    b. The public sewer will follow a dedicated road Right-of-Way or established sanitary sewer easement.

    c. The sewer infrastructure will be available for connection within a reasonable time period.
        i. Reasonable time period for the purposes of this section shall be considered within six months of the initial availability inquiry.
        ii. The six month time period may be extended if reasonable extenuating circumstances will delay the availability.
        iii. Additional time may be allowed if acquisition of Right-of-Way and or an easement is needed.

If the property does not meet either of the two criteria, a letter from the SSA District plant operating municipality will need to be provided within 30 days of request to the Rock County Public Health Department stating that the property may be issued a Sanitary Permit.