PROPOSED AMENDMENT TO TITLE 5 - 301 CMR 15.000

By : Home Builders and Remodelers of Massachusetts (HBRAM)

ADD within 310 CMR 15.002 (Definitions)

Large Reporting Facilities - facilities with total design flows between 7500 and 30,000 gallons per day.

ADD:

310 CMR 15.294 Large Reporting Facilities[[1]](#footnote-1)

1. The Department may approve the construction, upgrade, or expansion of an on-site subsurface sewage disposal system by the issuance of an individual permit for Large Reporting Facilities. Each such permit shall only be issued by the Department under the following conditions:
   1. Large Reporting Systems shall use approved enhanced secondary treatment pursuant to 310 CMR 15.280 for General and Provisional use. Limitations defining enhanced secondary treatment may be expressed in terms of concentration as well as mass;
   2. Each permit shall incorporate special conditions which shall establish effluent limitations, recordkeeping and reporting requirements, and, where applicable, schedules of compliance and other conditions which the Department may determine;
   3. Each permit shall contain monitoring requirements to assure compliance with permit limitations and conditions, including the installation of monitoring wells to ensure the protection of the ground water;
   4. Each permit shall be effective for a fixed term not to exceed five years. The Department may issue any permit for a lesser duration;
   5. Each permit shall incorporate the requirements for the operation, maintenance and staffing of the facility in accordance with the General or Provisional Conditions of the specific Alternative Technology;
   6. Each permit shall include the obligation of all stakeholders to share in the financial and operational responsibilities for the Large Reporting Facilities and shall include, without limitation, the obligation to establish and maintain a financial assurance mechanism that provides for an immediate repair and replacement account and a capital reserve account. The permitte shall meet this obligation by completing the appropriate Department-approved form documents to establish the financial assurance mechanisms and shall file with the Department and maintain the current Department-approved form documents constituting or evidencing compliance with this obligation. Conditions of the financial assurance mechanism shall be outlined in a General Permit for Large Reporting Facilites to be issued by the Department *(see 314 CMR 5.15(5)(a) and (b) as a template).*

1. *Also need to revise 310 CMR 15.004, 15.006, and other sections to amend decrease/increase the daily flow limits of Title 5.*

   Contact: Jeffrey Brem, PE [↑](#footnote-ref-1)