

RECORDING FEE \$ NONE FILED FOR RECORD THE 5 DAY OF
September 2008 AT 9:30
TRANSFER FEE \$ O'CLOCK A M. INSTRUMENT NO. 2008-3774 BY Craig P. ... RECORDER
DEPUTY

BUTLER COUNTY ORDINANCE
AN ORDINANCE AMENDING TITLE V, ORDINANCE #9- HEALTH
REGULATIONS OF BUTLER COUNTY BY CREATION OF SEPTIC
CONTRACTOR LICENSING

PREPARER INFORMATION:

Butler County Board of Supervisors, 428 6th St, Allison, IA 50602

RETURN DOCUMENT TO:

Butler County Board of Supervisors, 428 6th St, Allison, IA 50602

Approved & Recommended for Passage by the Butler County, Iowa, Board of Health on

July 23, 2008


Chairman

Attest: 
Secretary

Butler County Ordinance

An Ordinance Amending Title V, Ordinance #9 – Health Regulations of Butler County By Creation of Septic Contractor Licensing

BE IT ENACTED BY THE BUTLER COUNTY, IOWA, BOARD OF SUPERVISORS:

SECTION 1. Title V, Ordinance #9 is amended by the addition of the following to Section 1 – Definitions:

7. “Septic Contractor” means any person, or business firm, installing, repairing, or providing maintenance of on-site wastewater treatment and disposal systems for compensation.
8. “County Sanitarian” means the Butler County Environmental Health Specialist.

SECTION 2. Title V, Ordinance #9 is amended by the addition of the following to Section II – General Requirements:

- 9 Any septic contractor who designs, constructs, installs, alters or repairs or provides maintenance on any on-site wastewater treatment and disposal system in Butler County, must have a current license, issued by Butler County Board of Health, under the provisions of Section XII of this regulation.

SECTION 3. Title V, Ordinance #9 is amended by the addition of the following Section XII – Septic Contractor License:

Any person, firm or corporation desiring to construct, alter, repair or provide maintenance of any private on-site wastewater treatment and disposal system in Butler County, Iowa shall first file for a license and approval with the Butler County Sanitarian, conditioned on the faithful performance of all duties and regulations required by the Butler County Board of Health, and all Ordinances and Regulations of Butler County and the Iowa Department of Natural Resources governing “On-site Wastewater Treatment and Disposal Systems”.

1. Persons desiring to obtain a Butler County license to install, repair, alter or maintain on-site wastewater treatment and disposal systems must be a holder in good standing of an Iowa On-site Wastewater Association (IOWWA) certification as a Certified Installer of On-site Wastewater Treatment System, either **Basic or Advanced Levels. Certification must be obtained by July 1, 2010. Continuing education credits to be defined by IOWWA Certification requirements.** Prior to July 1, 2010, the applicant must maintain 12 hours of

continuing education through training provided by IOWWA, or training approved by the Butler County Sanitarian. **All inspections of on-site wastewater treatment and disposal systems require that an IOWWA Certified Installer be on site during the inspection.**

2. The Administrative Authority will issue a Contractor's License, valid for a period of twelve (12) months, provided the applicant is the holder in good standing of the IOWWA Certified Installers License and has met the continuing education requirements of such certification.
3. An annual license fee shall be established by the Butler County Board of Health and shall be paid at the time of application.
4. License fees will be determined by the Butler County Board of Health.
5. Revocation and Denial of License. The septic contractor license may be revoked by the Administrative Authority if terms of this Regulation or any part of Title V, Ordinance #9 or the Iowa Code, Environmental Protection [567], Chapter 69 are violated. The contractor may only be reinstated at the discretion of the Butler County Board of Health.
6. Revocation Period. Application for renewal of license, when the license has been revoked, will not be allowed for a period of one (1) year from the date of revocation.
7. Appeal Hearing. An appeal hearing on license denial or revocation may be requested in writing to the Butler County Board of Health.

SECTION 4. REPEALER. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed.

SECTION 5. SEVERABILITY CLAUSE. If any section, provision, or part of this ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the ordinance as a whole or any section, provision, or part thereof not adjudged invalid or unconstitutional.

SECTION 6. EFFECTIVE DATE. This ordinance shall be in full force and effect from and after its passage and publication as provided by law.

Passed and adopted this 2nd day of September 2008

PUBLICATION DATES:

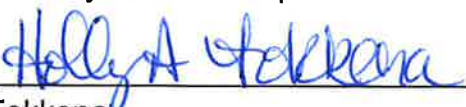
FIRST: August 7, 2008

SECOND: Sept 2, 2008

THIRD: Waived


Larry Backer
Chairman

Butler County Board of Supervisors

Attest: 
Holly Fokkena
Butler County Auditor

STATE OF IOWA

COUNTY OF BUTLER

On this 2 day of September, 2008, before me the undersigned, a Notary Public in and for said County and State, personally appeared Larry Backer and Holly A. Fokkena, to me personally known, who, being duly sworn, did say that they are the Chairperson of the Board of Supervisors and County Auditor of Butler County, Iowa, respectively; that the seal affixed hereto is the seal of said County; that said instrument was signed and sealed on behalf of the said Butler County, Iowa, by authority of its Board of Supervisors and pursuant to Ordinance I, No. 1, of said Board; and that said Larry Backer and Holly A. Fokkena as such officers, acknowledge the execution of said instrument to be the voluntary act and deed of said County, it and by them voluntarily executed.

Amy Stanbrough

Notary Public In and For Said County
And State of Iowa

