

**ARTICLE IV**

**WASTE FACILITIES AND DISPOSAL**

**4.1.0 - Declaration of Policy**

It is hereby declared to be the health policy of the Rockland Health District to protect the quality of water supplies by assuring the proper installation and operation of sewage disposal systems. Furthermore, it is declared to be the policy to assure citizens accessibility to clean public toilets and clean hand washing facilities.

**4.2.0 - Approval of Plans Required**

- 4.2.1 No person, either as owner or agent, or the leasee or tenant or any other person acting on behalf of the owner or the owner's agent thereof or leasee or tenant, shall undertake to construct, reconstruct, alter, repair, or rebuild a system or facilities for the private disposal of waterborne sewage, domestic or trade wastes to serve any dwelling, building, school, institution or other premises for public, semi-public or private use until a plan of these facilities shall have been filed with, and approved by the Rockland County Commissioner of Health. The owner or his agent, or the leasee or tenant, or any other person acting on behalf of the owner or the owner's agent who shall be in responsible charge of such dwelling, building, school, institution, or other premises for which this approval has been given, shall not use, or permit the use of such system or facilities until construction has been completed in accordance with the approved plans, inspected and approved by the Commissioner, and a certificate of approval issued and a copy filed with the Department of Health. (\*Revised 7/18/12.)
- 4.2.2 No person shall establish or permit a change of use of a property with an existing sewage disposal system, without prior approval of the Commissioner. (\*Added 6/16/10.)
- 4.2.3\* A fee shall be paid for approval of sewage disposal systems in accordance with Article I of the Rockland County Sanitary Code. An inspection fee shall be paid at the time the application for inspection is made. These fees shall be paid by cash, check or money order made payable to the Commissioner of Finance. (\*Revised 8/97. Amended 6/16/10.)

**4.3.0 - Public Toilet Facilities**

- 4.3.1 All toilet facilities available for public use are to be conveniently located and properly installed. Such facilities are to be accessible at all times when the premises are used or operating. Toilet fixtures are to be of sanitary design and readily cleanable. Toilet rooms are to be completely enclosed and to have well-fitted, self-closing doors.
- 4.3.2 Toilet facilities are to be kept clean, in good repair and free from objectionable odors. A supply of toilet tissue is to be provided at all times at each toilet. Easily cleanable receptacles for waste paper and other refuse are to be provided. One receptacle in toilet rooms used for women is to be covered.

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- 4.3.3 Each handwashing facility is to be provided with running hot and cold or tempered potable water. Self-closing or metering faucets if used are to provide a flow of water for at least 15 seconds without need to reactivate the faucet. In new construction or extensively altered installations, handwashing facilities are to be provided with hot and cold water tempered by means of a mixing valve or combination faucet.
- 4.3.4 Each handwashing facility is to be provided with hand cleaning soap or detergent with a sanitary storage receptacle. Individual single service towels, or warm air blowers are to be provided. Common towels are prohibited. Conveniently located waste receptacles are to be provided if disposable towels are used.
- 4.3.5 Handwashing facilities, soap or detergent receptacles, handwashing devices and related facilities are to be kept clean and in good repair.

**4.4.0\* - Sewage Connections Required if Available**

No person shall construct, reconstruct, alter, rebuild, or repair any subsurface sewage disposal system for the disposal of sewage, where a public sanitary sewer is available and accessible. The Commissioner may order the owner of any property, whereon any other method of sewage disposal is located, to abandon the use of said subsurface sewage disposal system and connect the sewage disposal system with the sanitary sewer system within a period of not more than 30 days. (\*Amended 1/92.)

**4.5.0 - Temporary Toilet Facilities on Construction**

Any builder, contractor, or other person, firm or corporation employing men on the construction or repair of any building or structure shall provide, or cause to be provided, a temporary privy or privies or other satisfactory toilet facilities at a convenient place upon the premises, or readily accessible thereto, and the same shall be properly enclosed and contents thereof shall be completely covered with inert material, or otherwise effectively treated at the end of each shift or working day.

**4.6.0\* - Exposure of Sewage**

No person shall construct or maintain any sewage disposal system so as to expose or discharge the sewage contents, or other deleterious liquid or matter therefrom, to the atmosphere, or on the surface of the ground, into any storm sewer or drain, or so as to endanger any watercourse or body of water, unless a permit for such discharge shall have been issued by the Rockland County Commissioner of Health, or the State Department of Environmental Conservation, and such discharge is in accordance with the requirements thereof. (\*Amended 1/92.)

**4.7.0 - Notification of Sewage Overflow**

The owner and operator of any sewage conveyance or treatment system located within the Rockland County Health District shall notify the Commissioner or his duly authorized representatives of any failure or malfunction of said system causing a discharge of sewage upon the ground surface or surface waters of the Rockland County Health District within one hour of the occurrence of the failure or malfunction of said system.

**4.8.0\* - Subsurface Disposal Systems for Commercial and Industrial Facilities**

The Commissioner of Health may require the sampling and analysis of the contents of septic tanks, cesspools and seepage pits, if hazardous chemicals as defined under 29 CFR 1910.1200 are used at the facility or if there is probable cause to believe that hazardous chemicals may be used at said facility. The owner of the property shall be responsible for providing access to the sewage disposal system in order that sampling may be performed. (\*Added 1/92.)

**4.9.0\* - Toilet Facilities at Recreation Events**

No person, either as owner or agent, or the lessee or tenant or licensee or any other person acting on behalf of the owner or owners agent thereof or lessee or tenant or licensee shall grant permission for use of property for recreation activities, fairs, carnivals, religious gatherings or any other event where persons congregate, without satisfactory toilet facilities or temporary privies located at a convenient place upon the premises, or readily accessible thereto. All toilet facilities must be kept in satisfactory working condition at all times and must comply with all sections of this Article. There shall not be less than one (1) toilet for every 100 persons or part thereof. Property of less than 20,000 sq. ft. need not be provided with toilet facilities except that existing toilet facilities must be open and working properly. (\*Effective 1/1/06.)

**4.10.0 – Residential Subsurface Disposal Systems (\*Added 6/16/10.)**

Residential disposal systems shall be designed in accordance with Appendix 75-A of the Public Health Law with the following exceptions:

- 4.10.1 Systems constructed in non-sewered areas shall have two (2) septic tanks installed in series. The first tank will be sized in accordance with Table 3 of Appendix 75-A. The second tank will have a minimum tank capacity of 1000 gallons.
- 4.10.2 Construction of systems utilizing serial distribution is prohibited.
- 4.10.3 Construction of systems utilizing drop manholes is prohibited.
- 4.10.4 For all newly constructed systems a \$2000 performance bond for a 12 month period to guarantee the satisfactory operation of the subsurface disposal system must be submitted to the Health Department prior to final approval of the system. In lieu of providing the performance bond, a waiver may be signed by the person to reside in the dwelling and submitted to the Health Department.  
(\*Added 7/18/12.)

**4.11.0 – Enhanced Treatment Units (\*Added 6/16/10.)**

The owner of any disposal system utilizing an Enhanced Treatment Unit (ETU) is required to maintain and service the ETU in accordance with the manufacturer's recommendation. A valid maintenance agreement shall be in place at all times.

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**4.12.0 – Fee** (\*Added 6/16/10.)

A fee shall be charged for each plan review, site evaluation and inspection in accordance with Article I of the Rockland County Sanitary Code. This fee shall be paid by cash, check or money order made payable to the Commissioner of Finance of Rockland County. Payment shall accompany the submission of plans. (\*Revised 7/18/12.)

**4.13.0 - Effective Date** (\*Added 6/16/10.)

Revised August 1987. Added to and amended January 1992. Added to effective January 1, 2006. Added to June 16, 2010. Added to and revised July 18, 2012.