

CHESTER COUNTY HEALTH DEPARTMENT

§504. SOLID AND LIQUID WASTE MANAGEMENT.

504.1. PURPOSE. This section provides regulations which:

504.1.1. Establish minimum standards for the regulation of the handling, transporting, storage and disposal of solid and liquid waste material, essential to prevent public health hazards in Chester County;

504.1.2. Establish minimum standards governing the condition and maintenance of solid and liquid waste disposal facilities, vehicles, and other equipment;

504.1.3. Fix certain responsibilities and duties on the owners, operators, and others who are in control of the handling, transporting, storage, and disposal of solid and liquid waste material.

504.1.4 Assist municipalities in Chester County in their Septage Management Program record keeping by requiring electronic reporting of all liquid waste pumping.

504.2. DEFINITIONS.

504.2.1. All definitions, except for those given in 504.2.2, immediately below, pertaining to the handling, transportation, and disposal of solid and liquid waste shall be in accord with those found in the "Pennsylvania Sewage Facilities Act" (the Act of January 24, 1966, P.L. 1535, No. 537, as amended, 35 P.S. §750.1 et seq.), the "Pennsylvania Solid Waste Management Act" (the act of July 7, 1980, P.L. 380, No. 97, as amended, 35 P.S. §6018.101-1003 et seq.), and those Rules and Regulations of the Pennsylvania Department of Environmental Protection (as found in 25 P.S. §75.1 et seq.), adopted pursuant thereto.

504.2.2. The following words and terms, in addition to those described in 504.2.1, immediately above, when used in this Section, shall have the following meanings:

504.2.2.1. "Chester County Septage Management Data System": A database located within the Chester County World Wide Web site (www.chesco.org) that is established to facilitate the electronic collection, storage and dissemination of pumping records for all individual properties within Chester County that have on-site sewage facilities requiring routine pumping of liquid waste. The records contained in this database will be maintained for use by individual municipalities or authorized multi-municipal authorities in the administration of Municipal Septage Management Plans.

504.2.2.2. "Liquid Waste": Sewage pumped from septic tanks, cesspools, holding tanks, or privies, or chemical toilets, not containing liquids or materials classified as toxic, industrial, or hazardous waste.

504.2.2.3. "Liquid Waste Hauler": Any person who engages in the business of pumping and transporting liquid waste within Chester County.

504.2.2.4. "Solid Waste": Any waste, including but not limited to municipal, residual, or hazardous wastes, including solid, liquid, semisolid or contained gaseous materials which are not disposed of under a permit issued by the Pennsylvania Department of Environmental Protection.

504.3. STANDARDS.

504.3.1. All standards pertaining to the handling, transportation, and disposal of all solid and liquid waste shall be in accord with those found in the "Pennsylvania Sewage Facilities Act, as amended (35 P.S. §750.1 et seq.), and the Pennsylvania Solid Waste Management Act, as amended (35 P.S. §6018.101-1003 et seq.). Any Rules and Regulations adopted by the Pennsylvania Department of Environmental Protection with reference hereto, after the effective date of this Section 504 shall be incorporated by reference as if fully set forth herein.

504.4. LIQUID WASTE OPERATIONS LICENSE.

504.4.1. No person shall pump or otherwise remove liquid waste from any container designed to receive such waste, or transport any liquid waste without having obtained from the Department a current and valid license to pump and transport such liquid waste.

504.4.2. Each person applying for a license to pump and transport liquid waste shall make written application on a form provided by the Department.

504.4.2.1. The application must be accompanied by a check payable to the Treasurer of Chester County, in accordance with Chapter 700, Subsection 701 of the Rules and Regulations.

504.4.2.2. Each liquid waste disposal facility used by the applicant shall be listed on the application. Any changes in the disposal sites must be submitted to, and approved by, this Department prior to any such changes.

504.4.2.3. Each vehicle used by the applicant shall be listed on the application. Each vehicle shall require a separate Chester County Health Department license. Any change in the liquid waste transport vehicles must have prior approval of this Department before said vehicle operates in Chester County.

504.4.2.4. Any new liquid waste transport vehicle must be licensed by this Department prior to operating in Chester County.

504.4.3. Licenses to Pump and Transport Liquid Waste shall expire one (1) calendar year from date of issuance, and application for renewal thereof shall be made in writing within thirty (30) days preceding this expiration date.

504.4.4. No person shall use a vehicle to pump and transport liquid waste in Chester County unless that vehicle has a current and valid license from this Department. Meeting the conditions of licensing is not contingent on the operational status of the vehicle. If a vehicle is listed on the license application but is not being used to pump and transport liquid waste in Chester County, the Hauler must sign a certification under penalty of false swearing that the vehicle is not being used to haul liquid waste.

504.4.5. Annual inspections of all vehicles that are licensed by the applicant to transport liquid waste and/or the re-inspection of vehicles that failed this annual inspection, or new vehicles purchased after the initial annual inspection is completed, shall be completed within a time frame agreed upon by the applicant and the department. This time frame shall not exceed 60 calendar days.

504.4.5.1. Each vehicle shall have a Vehicle Identification Number (VIN), Vehicle Registration Number (License Tag number), and Chester County License Number that matches exactly to that listed on the application.

504.4.5.1.1 Each vehicle shall have the Chester County License Number in a conspicuous place on both sides of the vehicle, in letters not less than three (3) inches in size, in a color contrasting the background, and which is preceded by "CCHD".

504.4.5.2. Vehicles shall have no detectable leaks of liquid waste from the tank.

504.4.5.3 Each vehicle used to pump liquid waste shall be so equipped as to ensure that each receptacle or container shall be thoroughly cleaned in such a manner as to effectively remove all solids and scum.

504.4.6. No person, including any owner or applicant of a licensed vehicle to pump and transport liquid waste in Chester County shall alter, repair, replace, or enlarge any part of an on-lot sewage disposal system in conflict with the "Pa. Sewage Facilities Act", as amended (35 P.S. §750.1 et seq.

504.4.7. All septic tanks must be pumped out through the manhole in the center of the tank. No person is to pump the contents of the tank out through the septic tank inspection port. Nor may they alter the tank by replacing the four inch inspection port with an inspection port of a larger diameter.

504.4.8. Any license to pump and transport liquid waste may be revoked or suspended upon failure to comply with the following: a) the conditions of the license; and/or, b) any of these Rules and Regulations; and/or c) written order of the Director or his/her designee.

504.4.9 Failure to comply with these regulations may result in legal action being taken against the Liquid Waste Hauler and/or owner of the Liquid Waste Hauler Company. A minimum fine of \$100.00 may be assessed against the Liquid Waste Hauler or company, not to exceed \$1000.00 for subsequent offenses and may include the revocation of the CCHD license, as authorized by the Solid Waste Management Act (35 P.S. 6018.606).

504.4.10. Any person whose license has been revoked or suspended shall:

504.4.10.1. Receive written notification thereof from the Director or his/her designee clearly stating that the Liquid Waste Hauler License has been revoked; and

504.4.10.2. Have the right to a hearing, as promulgated in Chapter 100, 1105, of these Rules and Regulations.

504.5 ELECTRONIC REPORTING

504.5.1 It shall be a condition of the License to Pump and Transport Liquid Waste that an electronic report shall be entered into the Chester County Septage Management Data System found on the Chester County Web site by the Liquid Waste Hauler for every location where a septic tank is pumped.

504.5.2. Reports of pumping shall be entered into the Chester County Septage Management Data System on a daily basis. All entries shall be made within 5 working days of completion of the pumping.

504.5.3. This report shall include the property owner name and site address of the tank pumped, the UPI (Tax Parcel) number of this property and the total volume of liquid waste pumped from the tank(s). Any conditions that are observed related to the condition or obvious maintenance needs of the system must be included in the comments section of the report entry.

504.5.4. Multiple pumping at the same site address during any single day may be included in a single report entry. The reason for multiple pumping in a single day must be noted in the comments section of the report entry. Facilities requiring routine pumping numerous times within every week may make weekly entries accompanied by supporting comments.

504.5.5. Failure to comply with this electronic reporting condition of the License to Pump and Transport Liquid Waste may result in the revocation or suspension of the license as provided in § 504.4.9. of these Regulations.

504.5.6 Failure to comply with this electronic reporting condition of the License to Pump and Transport Liquid Waste may result in the issuance of non-traffic citations being filed against the Liquid Waste Hauler or company. A minimum fine of \$100.00 may be issued, not to exceed \$1000.00 for subsequent offenses as authorized by the Solid Waste Management Act (35 P.S. 6018.606).

504.6. LIQUID WASTE DISPOSAL.

504.6.1. It shall be unlawful for any person, municipality, or authority to dump or deposit, or permit dumping or depositing of, any liquid wastes onto or beneath the surface of the ground unless the site has a current and valid permit from the Pennsylvania Department of Environmental Protection for the disposal of such wastes.

