



INTEROFFICE MEMORANDUM

South District

TO: File 08-0210682-001

FROM: Lucy Blair

DATE: June 22, 2007

SUBJECT: Ordinance requirements

The proposed Manchester Permit would require the following specific conditions:

20. The permittee shall within 180 days enact the attached ordinance, "ORDINANCE NUMBER 2007-XXXX. The provisions of this ordinance (or Department approved modification of the same) shall remain in effect for all affected residences until those affected residences are placed on a sanitary sewer system.
21. This ordinance, as referenced in Specific Condition 20, and any Department approved modification of the same, shall be enforced by the permittee. The permittee shall dedicate sufficient staff to implement the ordinance. The revenue collection for this ordinance shall be set in place no later than October of 2006 and implemented no later than October of 2007.
22. The enacted ordinance as referenced in Specific Condition 20 shall not be modified without Department approval. The enacted ordinance, and any modification of the same, shall always at a minimum include: require residences within 300' of surface waters have their septic systems inspected and maintained every five years within the geographic boundaries as noted on Exhibit E.

The intent of the ordinance would be to require Charlotte County as applicant to implement a program to ensure the non-ATU systems within the drainage area of the Manchester Waterway would be appropriately pumped out and maintained in a functional condition.

Charlotte County has worked cooperatively with the Charlotte County Health Department, a state agency, to develop such a program. Under that program, Charlotte County would pass ordinances that require the properties in question to be regularly serviced and inspected. The program would be administered by the Charlotte County Health Department. Charlotte County would defray the expenses of the Health Department by the adoption of a revised fee schedule. \

The draft ordinances and fee schedules sent to the Department on May 9 and May 25, 2007 fulfill the intent of the conditions made part of the draft Ecosystem Management Permit.