



## Travis County Commissioners Court Agenda Request

**Meeting Date:** December 2, 2014

**Prepared By:** Stacey Scheffel, Permit Program Manager **Phone #:** (512) 854-7565

**Division Director/Manager:** Anna Bowlin Division Director Development Services  
Long Range Planning

**Department Head:** Steven M. Manilla, P.E., County Executive-TNR

**Sponsoring Court Member:** County Judge Samuel T. Biscoe

**AGENDA LANGUAGE:** Receive comments regarding the proposed Chapter 48, Rules of Travis County, Texas for On-Site Sewage Facilities

### **BACKGROUND/SUMMARY OF REQUEST:**

The State of Texas has adopted basic statewide rules for the installation and maintenance of On-Site Sewage Facilities (OSSFs). Travis County is an Authorized Agent of the state for OSSFs and as such is required to enforce the state rules. The County can adopt more stringent rules in order to protect public health and the environment. In fact, the county adopted more stringent rules in 2000, but the rules are in need of updating.

In order to adopt more stringent requirements, the state requires that a public hearing be held, but not before they approve a draft of the proposed rule. TNR and County Attorney staff prepared a draft based on what we have heard from our customers over the years on what they would like to see in our rules. The state has approved the draft.

### **STAFF RECOMMENDATIONS:**

Staff recommends receiving input from county citizens on the proposed rules. Staff recommends taking action on the rules at a later date so that public input can be incorporated and the state can approve any revisions.

### **ISSUES AND OPPORTUNITIES:**

Although staff has incorporated many suggestions of our customers into the draft, we anticipate that there will be some comments that will require revising the draft and getting the state to approve the revisions prior to adoption. As such staff does not recommend posting the proposed rule for action on the date of the public hearing. Staff will request that the court take action once a revised draft is approved by the state.

Although not required in order to adopt new OSSF rules, the County Attorney's Office completed a Takings Impact Analysis for the proposed rules. The analysis found that the rules do not constitute a taking.

**FISCAL IMPACT AND SOURCE OF FUNDING:**

None

**ATTACHMENTS/EXHIBITS:**

**REQUIRED AUTHORIZATIONS:**

Cynthia McDonald	Financial Manager	TNR	(512) 854-4239
Steven M. Manilla	County Executive	TNR	(512) 854-9429

**CC:**

Rodney Sherrill	Engineer	TNR	512-854-7591
Brandon Couch	Engineer Associate	TNR	512-854-6435
Julie Joe	Assistant County Attorney	County Attorney	512-854-9415

**SM:AB:ss**

**1701 - Private Sewage Facilities - 1705**