

**§4807-B. Approval of smaller lots**

**1. Approval by local plumbing inspector.** A lot of less than the size required in section 4807-A may be used for subsurface waste disposal if approved in writing by the local plumbing inspector for the municipality or unorganized territory, as long as:

A. The applicant has submitted a current application for subsurface wastewater disposal, or the equivalent, pursuant to rules adopted by the Department of Health and Human Services; [PL 2003, c. 308, §2 (NEW); PL 2003, c. 689, Pt. B, §6 (REV).]

B. The subsurface waste disposal meets the criteria for first-time subsurface waste disposal systems as adopted by rule by the Department of Health and Human Services without requiring a variance; and [PL 2003, c. 308, §2 (NEW); PL 2003, c. 689, Pt. B, §6 (REV).]

C. The subsurface waste disposal is not an engineered disposal system. [PL 2003, c. 308, §2 (NEW).]

[PL 2003, c. 308, §2 (NEW); PL 2003, c. 689, Pt. B, §6 (REV).]

**2. Approval by Department of Health and Human Services.** A lot that does not meet the criteria listed in subsection 1 may be used for subsurface waste disposal if the subsurface waste disposal is in compliance with the rules regarding subsurface waste disposal adopted by the Department of Health and Human Services and is approved in writing by the Department of Health and Human Services.

[PL 2003, c. 308, §2 (NEW); PL 2003, c. 689, Pt. B, §6 (REV).]

**3. Review fee.** The Department of Health and Human Services or the municipality or unorganized territory may charge a review fee not to exceed \$50.

[PL 2003, c. 308, §2 (NEW); PL 2003, c. 689, Pt. B, §6 (REV).]

**SECTION HISTORY**

PL 1973, c. 411, §1 (NEW). PL 1985, c. 481, §A21 (AMD). PL 2003, c. 308, §2 (RPR). PL 2003, c. 689, §B6 (REV).

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