

NEBRASKA

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DEPT. OF ENVIRONMENT AND ENERGY

DEC 31 2019



Pete Ricketts, Governor

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Tom Mullally
Mullally Plumbing & Heating
PO Box 400
North Bend, NE 68649

COPY

Agenda Item # 346
Date JAN 15 2020

RECEIVED
2020 JAN -6 PM 12:02
DODGE COUNTY HIGHWAY DEPT

RE: Title 124 Requirements
Notification No. 030617-MW-1430
Matthew and Cody Woehl Farm
1580 County Rd 11, North Bend
S, SW, SW Section 14, Township 18 N, Range 6 E, in Dodge County

NDEE ID: 109336/ 397579
Program ID: OWT TS30886/ 1293

Dear Mr. Mullally

On March 6, 2017, the Nebraska Department of Environment and Energy (NDEE) received information indicating the septic system at 1580 County Rd 11, North Bend, Nebraska, was installed in 2016, but has not been registered with the Department. In a phone conversation April 7, 2017, you acknowledged a new onsite wastewater treatment was constructed at the location and was not registered. A soil percolation test data sheet and site diagram were requested by the Department, along with the system registration, the \$140.00 registration fee, and the \$450.00 late fee for systems registered more than 90 days after construction completion. As of December 31, 2019, the Department has not received the registration, requested information, or required fees.

Nebraska Administrative Code Title 124- Rules and Regulations for the Design, Operation and Maintenance of Onsite Wastewater Treatment Systems, Chapter 3, states the owner of a dwelling facility with a domestic wastewater flow of 1,000 gallons per day or less, is authorized by rule, to operate an onsite wastewater treatment system provided such system is not failing, does not endanger human health, does not cause pollution, and if installed on or after January 1, 2004, the system meets the requirements of this Title at the time it was installed and has been registered with the Department in accordance with this Title.

Title 124, Chapter 22, states on or after January 1, 2004, any onsite wastewater treatment system constructed, reconstructed, altered, modified, or otherwise changed by a certified professional, professional engineer, or registered environmental health specialist shall be registered with the Department by the certified professional, professional engineer, or registered environmental health specialist inspecting within 45 days of completion of the construction, reconstruction, alteration, modification, or other change.

Any work conducted on an onsite wastewater treatment system must be performed by a certified onsite wastewater professional, a registered environmental health specialist, or a professional engineer licensed in Nebraska.

Please submit a written response to my attention at the NDEE by **January 20, 2020**, addressing this matter. The Department appreciates your cooperation with this request. A certified wastewater professional can assist you with conducting an evaluation of the property's onsite wastewater treatment system and registering the system if it meets Title 124 requirements.

This letter is an attempt to advise you of the regulations with regard to onsite wastewater treatment systems and to obtain your voluntary compliance.

If you have any questions, please feel free to contact me at (402) 471-4372 or by e-mail at tricia.scott@nebraska.gov.

Sincerely,

A handwritten signature in cursive script that reads "Tricia Scott". The signature is written in black ink and is positioned above the printed name.

Tricia Scott

Program Specialist, Onsite Wastewater Unit
Nebraska Department of Environment and Energy

Cc: Dodge County Planning and Zoning
Andrew & Kelsie Snodgrass, 1581 County Road 11, North Bend, NE 68649