



**RESOLUTION 2019-28**  
**Request to establish an effective date for the Operation and Maintenance Program**  
**And**  
**Revisions to the Operation and Maintenance Exemptions**  
**March 07, 2019**

The Board of Health of Huron County Public Health, Huron County, Ohio met at a regular meeting of the Board, on March 07, 2019 at 1:00p.m.; whereupon the following was placed in consideration on the regular agenda of the Board:

**WHEREAS**, the Huron County Board of Health established an Operation and Maintenance program structure in Resolutions 2018-140, 2018-141, and 2018-142; and

**WHEREAS**, this program is supported by fees established by Resolution 2018-138 in compliance with Chapters 3701-29 and 3701-9-03 of the Administrative Code; as well as 3709-09 of the Revised Code; and

**WHEREAS**, the State Sewage Rules explicitly require the Ohio Department of Health to survey the Operation and Maintenance program and requires the District to demonstrate noteworthy movement towards compliance.

**NOW THEREFORE BE IT RESOLVED** that the Board of Health of Huron County Public Health, voted as certified below to establish the effective date of March 25, 2019 for the implementation of the Operation and Maintenance program.

**BE IT FURTHER RESOLVED** that the exemptions in Resolution 2018-141 be revised and amended to read as outlined in section I.

**WHEREUPON** Board Member Mr. Robinson moved to adopt Resolution 2019-28 and Mr. Polachek seconded. On roll call, the following members voted as follows March 07, 2019.

<u>William Knapp</u> William Knapp, President	- <u>YIS</u>	<u>Kathleen Butler</u> Kathleen Butler, LPN, Vice-President	<u>yes</u>
<u>James A. Gottfried, M.D.</u> James A. Gottfried, M.D.	<u>yes</u>	<u>Shawn Tappel</u> Shawn Tappel	Absent
<u>Lisa Reer, RPH</u> Lisa Reer, RPH	<u>yes</u>	<u>Ron Robinson</u> Ron Robinson	<u>YES</u>
<u>Greg Polachek</u> Greg Polachek	<u>yes</u>	<u>Christine Yeagley, RN</u> Christine Yeagley, RN	Absent
<u>Timothy Hollinger, MPH, Secretary</u> Timothy Hollinger, MPH, Secretary		<u>Kimberly Stults, RN</u> Kimberly Stults, RN	

## Section I.

Each Sewage Treatment System in Huron County shall be inspected and evaluated prior to or after the sale. Transfers exempt (unless under previous H.C.P.H. orders) from inspections include:

1. Transfer to evidence a gift, in any form, between spouses, domestic partners, or parent and child.
2. Transfer into a trust where the settlor or the settlor's spouse or domestic partner conveys property to the trust and is also the beneficiary of the trust.
3. Transfer on death to a relative, spouse, domestic partner or trust.
4. Transfer pursuant to R.C. 2106.16) a purchase of property by a surviving spouse or domestic partner if left by decedent not specifically devised or bequeathed.
5. Transfer between trusts without an exchange of funds.
6. Transfer to a trustee acting on behalf of minor children of the deceased.
7. Transfer to a trustee of a trust when the grantor of the trust has reserved an unlimited power to revoke the trust.
8. Transfer to the grantor of a trust by a trustee of the trust when the transfer is made to the grantor pursuant to the exercise of the grantor's power to revoke the trust or to with draw trust assets.
9. Transfer between person's pursuant to Revised Code section 5302.18 (survivorship).
10. Transfer creating or ending joint ownership if at least one person is an original owner of the property or his or her spouse or domestic partner.
11. Change in ownership solely to exclude a spouse or domestic partner.
12. Pursuant to a court of competent jurisdiction an order to settle a divorce, dissolution or legal separation.
13. Transfer to confirm or correct a deed previously executed and recorded.
14. Transfer of an easement or right of way when the value of the interest conveyed does not exceed \$1,000.00.
15. Transferred to or from the United States, Ohio or any instrumentality, agency or political subdivision of the United States or Ohio.
16. Dwelling that is in possession of an active operation and maintenance permit obtained from HCPH prior to date of property transfer, i.e. 2015 or newer constructed home with system approved by H.C.P.H .
17. Premises or dwelling that has obtained an STS abandonment permit from HCPH to ensure proper demolition.
18. Municipal Sanitary Sewer will be available within three (3) months, and system is not failing. Affidavit and agreement will be required.
19. Transfer that has met all of the District's requirements and is delayed 45 days from the fully compliant and completed H.C.P.H. application date.
20. Transfer from a sale that is under contract with a buyer before March 25, 2019.