

		West Virginia Department of Health and Human Resources			
		MANUAL OF ENVIRONMENTAL HEALTH PROCEDURES			
Section	Drinking Water	Date	November 1, 1999	Procedure #	DW-9
Subject	Water Well and Sewage System Applications and Permits			Page	1 of 1

It has come to the attention of the Commissioner of the Bureau for Public Health that some Local Health Departments, Local Boards of Health and/or Sanitarians may be delaying permit issuance for individual water wells pending receipt of a waste disposal (sewage) system application and site review. This does not comply with current [Water Well Regulations, 64 CSR 19](#), and current policy memorandum [H-5](#), dated October 22, 1986.

Policy memorandum H-5 states: "Neither the Water Well Regulations nor the Sewage System Rules requires that both applications be submitted simultaneously. Consequently, the sanitarian is required to make decisions and act upon the information contained in whichever application is received **first**. If, for example, an application for constructing a drilled well which **meets all requirements** of the Water Well Regulations, is received, a permit **must be issued** and could **not be held pending receipt of a waste disposal** (individual sewage system) application."

An individual sewage system permit application must be reviewed and processed according to [Sewage Treatment and Collection System Design Standards, 64 CSR 47](#). Water well permit applications must be reviewed and processed in accordance with Water Well Regulations, 64 CSR 19, Section 4.2. **Note: A water well permit shall not be held up or denied pending receipt of an application for a permit for an individual sewage system.**

"It is incumbent upon the sanitarian to advise the property owner of potential problems that may arise in issuing a later permit at the time the initial application is received," as stated in policy memorandum H-5.

All local health departments are to institute this policy immediately in order to comply with existing rules. Variance from the Code and rules bears a degree of liability to the agency and the director's designee. Thank you for your cooperation.

References

[64 CSR 19, Water Well Regulations](#)
[64 CSR 47, Sewage Treatment and Collection System Design Standards](#)
[H-5 Water Well and Sewage Permit Application Review](#)

History

Attachments