

MARILYN J. NOVAK
COUNTY RECORDER
BY *Marilyn J. Novak*
DEPUTY

OFFICE OF
BENTON COUNTY RECORDER
BENTON COUNTY, MN
CERTIFIED TO BE FILED
AND/OR RECORDED ON

313130

2004 APR -9 A 8:17

BENTON COUNTY ORDINANCE NO. 374

WHEREAS, the Benton County Department of Development instituted proceedings to amend the Benton County Ordinance 185; and,

WHEREAS, on February 17, 2004 Notice of Public Hearing and intent to amend Benton County Ordinance was published in the official newspaper of the county; and,

WHEREAS, public hearings regarding the proposed ordinance amendments have been conducted by the Benton County Planning Commission and the Benton County Board of Commissioners on March 4th, 2004 and March 16th, 2004.

NOW PURSUANT TO THE AUTHORITY VESTED BY MINNESOTA STATUTES SECTION 394.25, THE BENTON COUNTY BOARD OF COMMISSIONERS ORDAINS: that Sections of the Benton County Ordinance 185 be amended as follows:

Add the following to Section 9.6.19:

12. All ISTS designs submitted to the Department shall include a photo copy of the Benton County Soil Survey map identifying the location of the proposed ISTS.
13. The minimum size for any ISTS designed shall be for 300 gallons per day.

Amend Section 9.6.24 As Builts Requirements to read as follows:

If the permittee provides proper notice as described above and the Department does not appear for an inspection within 24 hours after the set time, the permittee may complete the installation. The permittee shall then file a signed As-Built packet provided by the Department (as defined in Minn. Rules 7080.0020, Subp. 4c). The As-Built packet shall be submitted to the Department within ten business days of the date of the ISTS's installation. The As-built shall include a certified statement that the work was installed in accordance with submitted design and permit conditions and that it was free from defects. Failure to submit the As-Built packet within the timeframe specified on it shall result in an As-Built late fee to be paid by the installer.

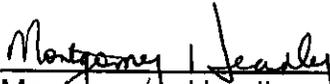
This ordinance shall be effective upon publication.

Approved and adopted by the Benton County Board of Commissioners this 16th, day of March in the year of 2004.



Earl M. Bukowski, Chair
Benton County Board of Commissioners

ATTEST:



Montgomery Headley
Benton County Administrator