

SENATE  
STATE OF MINNESOTA  
EIGHTY-SEVENTH LEGISLATURE

S.F. No. 756

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DATE	D-PG	OFFICIAL STATUS
03/14/2011	497	Introduction and first reading Referred to Environment and Natural Resources
04/14/2011	1281a 1338 3599	Comm report: To pass as amended Second reading Rule 47, returned to Environment and Natural Resources See SF1115, Sec. 80, 98

1.1 A bill for an act  
1.2 relating to environment; modifying requirement to adopt certain ordinances;  
1.3 extending subsurface sewage treatment systems ordinance adoption delay;  
1.4 amending Minnesota Statutes 2010, section 115.55, subdivision 2; Laws 2010,  
1.5 chapter 361, article 4, section 73.

1.6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.7 Section 1. Minnesota Statutes 2010, section 115.55, subdivision 2, is amended to read:

1.8 Subd. 2. **Local ordinances.** (a) All counties must adopt ordinances that comply  
1.9 with revisions to the subsurface sewage treatment system rules within two years of the  
1.10 final adoption by the agency unless all towns and cities in the county have adopted such  
1.11 ordinances. County ordinances must apply to all areas of the county other than cities or  
1.12 towns that have adopted ordinances that comply with this section and are as strict as  
1.13 the applicable county ordinances.

1.14 (b) A copy of each ordinance adopted under this subdivision must be submitted to  
1.15 the commissioner upon adoption.

1.16 (c) A local unit of government must make available to the public upon request a  
1.17 written list of any differences between its ordinances and rules adopted under this section.

1.18 Sec. 2. Laws 2010, chapter 361, article 4, section 73, is amended to read:

1.19 Sec. 73. **SUBSURFACE SEWAGE TREATMENT SYSTEMS ORDINANCE**  
1.20 **ADOPTION DELAY.**

1.21 (a) Notwithstanding Minnesota Statutes, section 115.55, subdivision 2, a county  
1.22 may adopt an ordinance by February 4, ~~2012~~ 2016, to comply with the February 4, 2008,  
1.23 revisions to subsurface sewage treatment system rules. By April 4, 2011, the Pollution  
1.24 Control Agency shall adopt the final rule amendments to the February 4, 2008, subsurface

2.1 sewage treatment system rules. A county must continue to enforce its current ordinance  
2.2 until a new one has been adopted.

2.3 (b) By January 15, 2011, the agency, after consultation with the Board of Water and  
2.4 Soil Resources and the Association of Minnesota Counties, shall report to the chairs and  
2.5 ranking minority members of the senate and house of representatives environment and  
2.6 natural resources policy and finance committees and divisions on:

2.7 (1) the technical changes in the rules for subsurface sewage treatment systems  
2.8 that were adopted on February 4, 2008;

2.9 (2) the progress in local adoption of ordinances to comply with the rules; and

2.10 (3) the progress in protecting the state's water resources from pollution due to  
2.11 subsurface sewage treatment systems.