

**Chapter 91. SEPTIC SYSTEMS – ROARING BROOK LAKE DISTRICT****Article I. Septic Tank Pump Out****§ 91-1. Purpose.**

For the purpose of protecting all water bodies within the Roaring Brook Lake District in the Town of Putnam Valley from migrating and otherwise invading the body of water from septic systems matter.

**§ 91-2. Definitions.**

As used herein, the following terms shall have the following meanings:

**WATER BODY**

Any water body within the Roaring Brook Lake District.

**LOT**

A parcel of land bearing a designation on the Town of Putnam Valley Tax Map.

**SEPTIC SYSTEM**

A system for the collection, treatment and subsurface disposal of wastewater.

**DISTRICT**

The Roaring Brook Lake District.

**§ 91-3. Pump-out requirements.**

- A. *The owner of each lot within the District which lot contains a private system(s), shall cause the system(s) to be pumped cleaned and inspected by a licensed septic contractor [in a manner sufficient to enable the inspector to furnish the information required in this Article within the time periods as set forth hereunder and at least every five years:*

*(1) The obligations for initial system pumping and cleaning shall be:*

*(a) Within 60 months of the adoption of this ARTICLE;*

*(b) Failure to identify all lots to which this article shall apply shall suspend the application of this article until such time as the owners of said lots shall have received written notice of this article's adoption.*

**§ 91-4. Property owner notification.**

- A. Within 60 days following this article's adoption, the Town Board shall identify each lot to which this article will apply on the date of its adoption and shall, in writing, notify the owner of each such lot of this article's adoption.
- B. The Town Board's failure to identify or to timely identify all lots to which this article applies or shall hereafter apply shall not exempt said lots from this article's requirements but shall suspend the application of this article to said omitted lots [and toll the running of compliance time period(s)] until such time as the owners of said lots shall have received written notice of this article's adoption.

**§ 91-5. Compliance confirmation.**

- A. Upon completion of a septic system pump-out and inspection, each lot owner shall, within 30 days following such pump-out, provide the Town Code Enforcement Officer ("CEO" hereafter) with a paid receipt from the septic contractor, which receipt shall state:
  - (1) The lot owner's name;
  - (2) The street address and Tax Map designation of the lot;
  - (3) The pump-out date; and
  - (4) The contractor/inspector's report of any observed functional irregularities and/or deficiencies in the system and his/her recommendations, if any, for additional maintenance and/or remediation.
- B. Duplicate copies of the receipt(s) specified under Subsection A above shall be maintained on site by the lot owner and shall be exhibited to the Town Code Enforcement Officer upon request.

**§ 91-6. Penalties for offenses.**

Violations of the chapter shall be deemed a violation under the New York State Penal Law, punishable for a first offense by a fine of up to \$500. For a second and any subsequent offense(s), a fine of up to \$1,500 may be imposed.

**ADOPT ARTICLE 1 SEPTIC PUMP OUT LAW FOR ROARING BROOK LAKE**

Presented by Councilman Mackay

**RESOLUTION #R16-276**

**RESOLVED**, that the Town Board authorize the Supervisor to adopt Article 1 Septic Tank Pump Out law for Roaring Brook Lake.

Councilwoman Annabi asked if a homeowner would be penalized for not getting their septic pumped if they did not receive a letter as specified in §91-4. Property owner notification. A. Supervisor Oliverio said no, they would not be penalized. Council Florence said the statute doesn't start until you get the letter. Councilwoman Whetsel wondered what happens if the home is only a vacation home. Council Florence said if they get noticed the rule is the rule. We need to know from the tax assessor where the notice should go. Supervisor Oliverio said that this will take effect on January 1, 2017.

**ROLL CALL VOTE:**

Councilman Luongo- Absent  
Councilman Mackay- Aye  
Councilwoman Whetsel- Aye  
Councilwoman Annabi- Aye  
Supervisor Oliverio- Aye

Seconded by Councilman Mackay

Motion carried with four Ayes.

**VOTE ON SEPTIC SYSTEMS – ROARING BROOK DISTRICT**

Presented by Supervisor Oliverio

**RESOLUTION # R16- 276**

**RESOLVED** that the Town Board authorize the Supervisor to put into law the following:  
Chapter 91: Septic systems – Roaring Brook Lake District  
Parks and Public Beaches:

Seconded by Councilman Steve Mackay

***OFFICE OF THE TOWN CLERK***

State of New York  
County of Putnam  
Town of Putnam Valley

ss.: 076-56-9028

I have compared the preceding or annexed copy of

**TOWN BOARD MEETING      August 17, 2016      RESOLUTION #R 16- 276**

With the originals filed in this office and **DO HEREBY CERTIFY** the same to be correct transcripts therefrom and of the whole of such originals.

**IN TESTIMONY WHEREOF**, I have subscribed my name and affixed the seal of said Town this:

19rd day of AUGUST 2016

  
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Town Clerk, Town of Putnam Valley