



Sanitary Sewer Exemption Program

The Angelina County Fresh Water Supply District No. 1 (District) recognizes that a small number of property owners have an On-Site Sewage Facility (OSSF) which may qualify for an Exemption from connecting to the new sanitary sewer system. The District's Board of Supervisors (Board) has developed this Sanitary Sewer Exemption Program (the Program) to encourage and allow an individual property owner to reap the maximum benefit of previously installed, licensed and functioning OSSFs.

Application Process

To accomplish this purpose, the District has developed the following criteria to ensure that only officially licensed and adequately functioning OSSFs are exempted from the District's requirement to connect to the sanitary sewer system when it becomes available:

1. A current property owner must apply in writing for an Exemption from the requirement to connect to the District's sewer system;
2. The application shall contain such information as the District may require for determining compliance with local and state OSSF requirements in order to qualify for an Exemption;
3. Any Exemption issued applies only to the specific OSSF identified in the application and only under the conditions identified in the authorized Exemption;
4. The District reserves the right to inspect the OSSF for which an Exemption is being requested.
5. Applications must be submitted in person to the District's Manager Angelina & Neches River Authority at 210 E. Lufkin Avenue, Lufkin Texas 75901.

Exemption Criteria

In order to obtain an Exemption, the applicant must demonstrate to the satisfaction of the District that:

1. The subject property is occupied by the property owner; and
2. The current OSSF must have been installed less than 10 years prior to the time of application; and
3. The system must be fully functional and performing per manufacturer's standards; and
4. Is not creating or in danger of creating pollution, nuisance or a health hazard; and
5. The system must be properly licensed by the Angelina County & Cities Health District; or
6. The subject single residential dwelling is located on a land tract that is 10 acres or larger in which the field line or sewage disposal line is not closer than 100 feet of the property line, per Health and Safety Code, Chapter 366.052.

Exemption Terms

Property owners with a qualifying OSSF may:

1. Defer connection to the sanitary sewer collection system for a maximum of up to ten (10) years from the date the Exemption is approved; and
2. Connect to the sanitary sewer collection system at any time before the ten-year exemption period ends; and
3. Be required by local and/or state law to immediately connect to the sanitary sewer system prior to the end of the ten year exemption period should the OSSF fail.

Authorized Administrative Actions

The Board has authorized the following actions regarding an application for an Exemption:

1. Grant an application for Exemption as requested by the property owner; or
2. Refuse an application for Exemption as requested by the property owner; or
3. Grant the application for a limited period of time, and/or may impose reasonable conditions on the grant of exemption.

"Reasonable Conditions" may include, but are not limited to, conditioning approval of new development on connection to the public system, and/or requiring a covenant or condition to be recorded against the property requiring connection at the time of a property transfer or change in ownership.

Customer Responsibilities

At the end of the Exemption period, the property owner shall be required to:

1. Make connection to the District's sanitary sewer system; and
2. Pay all customer deposits, sewer tap fees, administrative fees and any other Board authorized cost in place at that time; and
3. Install customer service line and make connection to the residential or commercial structure at property owner's expense. The existing septic system shall be abandoned in a manner approved by regulatory requirements.

Failure to Connect

Failure of the property owner to comply with any provision of an Exemption granted by the Board under this program will result in the initiation of the enforcement provisions contained in the District's approved Rate Order.