

House Bill 511

By: Representatives Jones of the 38th and Burkhalter of the 36th

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 5 of Title 12 of the Official Code of Georgia Annotated,
2 relating to control of water pollution and surface water use, so as to provide as a condition
3 of permit for approval by each county local governing authority when a private waste-water
4 treatment facility located in one county seeks to serve another county; to provide as a
5 condition of permit for approval by each county local governing authority for a private
6 waste-water treatment facility to be constructed within one-half mile of an adjoining county;
7 to provide as a condition of permit for approval by each county local governing authority
8 when a private waste-water treatment facility located in one county and serving in another
9 county seeks to expand capacity; to provide for related matters; to repeal conflicting laws;
10 and for other purposes.

11 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

12 style="text-align:center">**SECTION 1.**

13 Article 2 of Chapter 5 of Title 12 of the Official Code of Georgia Annotated, relating to
14 control of water pollution and surface water use, is amended in Code Section 12-5-30,
15 relating to permits for construction, modification, or operation of facilities which discharge
16 pollutants into waters and permits for discharge of dredged or fill material into waters and
17 wetlands, by inserting a new subsection (g) to read as follows:

18 "(g)(1) No permit or modification thereof shall be issued on or after the effective date of
19 this subsection to authorize operation of a private waste-water treatment facility located
20 in a county to serve an adjoining county unless such action is approved by the local
21 governing authority of each county.

22 (2) No permit shall be issued on or after the effective date of this subsection to authorize
23 operation of a private waste-water treatment facility in a county if any part of the site is
24 within one-half mile of the boundary of any adjoining county in this state unless such
25 action is approved by the local governing authority of each county.

1 (3) No permit or modification thereof shall be issued on or after the effective date of this
2 subsection to authorize operation of a private waste-water treatment facility located in a
3 county and serving an adjoining county to expand capacity unless such action is approved
4 by the local governing authority of each county."

5 **SECTION 2.**

6 All laws and parts of laws in conflict with this Act are repealed.