
THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL
No. 2036 Session of
1987

INTRODUCED BY BRANDT, BARLEY, SCHULER, COY, BELFANTI, HONAMAN,
JAROLIN, GODSHALL, WOZNIAK, BUNT, DeLUCA, TELEK, VEON,
PHILLIPS, FARGO, LUCYK, NOYE, LASHINGER, VROON, BOYES,
JADLOWIEC, HAYES, FLICK, FARMER, MERRY, JOHNSON, CARLSON,
NAHILL, DEMPSEY, BURD, HESS, DISTLER, DORR, HERSHEY, GEIST,
PUNT, BLACK AND E. Z. TAYLOR, DECEMBER 2, 1987

REFERRED TO COMMITTEE ON CONSERVATION, DECEMBER 2, 1987

AN ACT

1 Amending the act of January 24, 1966 (1965 P.L.1535, No.537),
2 entitled, as amended, "An act providing for the planning and
3 regulation of community sewage systems and individual sewage
4 systems; requiring municipalities to submit plans for systems
5 in their jurisdiction; authorizing grants; requiring permits
6 for persons installing such systems; requiring disclosure
7 statements in certain land sale contracts; authorizing the
8 Department of Environmental Resources to adopt and administer
9 rules, regulations, standards and procedures; creating an
10 advisory committee; providing remedies and prescribing
11 penalties," further providing for revocation of permits.

12 The General Assembly of the Commonwealth of Pennsylvania
13 hereby enacts as follows:

14 Section 1. Section 7(b)(6) of the act of January 24, 1966
15 (1965 P.L.1535, No.537), known as the Pennsylvania Sewage
16 Facilities Act, amended July 22, 1974 (P.L.621, No.208), is
17 amended to read:

18 Section 7. Permits.--* * *

19 * * *

20 (6) [If the local agency determines that: (i) any change has

1 occurred in the physical conditions of any lands which will
2 materially affect the operation of the community sewage system
3 or individual sewage system covered by any permit issued by the
4 local agency under section 7 of this act, or (ii) one or more
5 tests material to the issuance of the permit has not been
6 properly conducted, or (iii) information material to the
7 issuance of the permit has been falsified, or (iv) the original
8 decision of the local agency otherwise failed to conform to the
9 provisions of this act or the rules and regulations of the
10 department, or (v) the permittee has violated the rules and
11 regulations of the department under which the permit was issued,
12 the permit shall be revoked. Such action shall be taken after
13 notice and opportunity for hearing has been given to the
14 permittee.] A permit, once issued by the local agency, shall not
15 be revoked by the local agency or the department for any reason
16 except falsification of material relevant to the issuance of the
17 permit. Revocation under this subsection shall be valid only if
18 the permittee is notified, in writing, of the intent to revoke
19 not more than seven days after issuance of the permit and the
20 permittee is given the opportunity for a hearing within fifteen
21 days after receipt of the notice of intent to revoke and an
22 adjudication is rendered within seven days of the conclusion of
23 the hearing.

24 * * *

25 Section 2. This act shall take effect in 60 days.