

## MONTGOMERY COUNTY

## Chapter 25

## Bill No. 5-72

AN ACT to amend Chapter 100, title "Sewage Disposal," of the Montgomery County Code 1965, as amended, by repealing and re-enacting with amendments, Section 100-4 thereof to permit the reconstruction and repair of septic tanks and tile systems pertaining to dwellings existing on September 1, 1971, located within a fifty year flood plain which abuts a creek or other recess, etc., in the shore of a river.

SECTION 1. BE IT ENACTED BY THE COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND That subsections (c) and (d) of Section 100-4, title "General Requirements for Water-Carried Systems," of Chapter 100 of the Montgomery County Code 1965, as amended, is hereby amended by adding a new subsection (6) to subsection (c) and a new subsection (8) to subsection (d) to read as follows:

100-4. General Requirements for Water-Carried Systems.

\* \* \*

(c) Septic tanks. Septic tanks shall comply with the following requirements:

\* \* \*

(6) NOTWITHSTANDING ANY OF THE PROVISIONS HEREOF, SEPTIC TANKS EXISTING ON SEPTEMBER 1, 1971, AND LOCATED WITHIN ANY FIFTY YEAR FLOOD PLAIN WHICH ABUTS A CREEK OR OTHER RECESS, COVE, BAY OR INLET IN THE SHORE OF A RIVER WHICH ARE DAMAGED OR DESTROYED AS A RESULT OF A FLOOD MAY BE REPAIRED OR RECONSTRUCTED OR OTHERWISE PLACED IN USABLE CONDITION.

(d) Subsurface tile systems. Subsurface tile systems, where used, shall comply with the following requirements:

\* \* \*

(8) NOTWITHSTANDING ANY OF THE PROVISIONS HEREOF, TILE SYSTEMS EXISTING ON SEPTEMBER 1, 1971,