



Notice of Intent

In accordance with the provisions of section 4-168(a) of the Connecticut General Statutes (CGS), the Connecticut Department of Energy and Environmental Protection (DEEP) hereby gives notice that it proposes to adopt a regulation concerning Water Pollution Control at sections 22a-430-1, 22a-430-4, and 22a-430-8 of the Regulations of Connecticut State Agencies (RCSA).

Comment Period.

A comment period of not less than 30 days shall begin upon posting of this notice to the eRegulations System website and shall end on March 27, 2025.

Purpose.

Section 27 of Public Act 23-207¹ amended Section 22a-430(g) of the Connecticut General Statutes to require the Commissioner of DEEP adopt regulations to establish and define categories of discharges that constitute small community sewerage systems and household and small commercial subsurface sewage disposal systems no later than July 1, 2025. Furthermore, Public Act 23-207 instructed the Commissioner to delegate authority to issue permits or approvals and to hold public hearings to the Commissioner of Public Health for household and small commercial subsurface sewage disposal systems with a capacity of 10,000 gallons per day or less and authorized the same threshold for small community sewerage systems. These amendments transfer permitting authority for a number of facilities subject to DEEP regulation to the Department of Public Health.

Description.

This proposal amends RCSA section 22a-430-1 to include a definition of “small community subsurface sewage disposal system”, increases the discharge capacity from 5,000 to 10,000 gallons per day or less of domestic sewage for Category I and II, and amends Category I to include a small community subsurface sewage disposal system.

The proposal also updates references to the Commissioner of Public Health in RCSA sections 22a-430-1 and 22a-430-4 and updates the discharge capacity from 5,000 to 10,000 gallons per day in RCSA section 22a-430-8.

Statutory authority.

The authority to adopt the proposal is granted by CGS sections 22a-6 and 22a-430.

¹ [AN ACT ESTABLISHING A TAX ABATEMENT FOR CERTAIN CONSERVATION EASEMENTS AND ADDRESSING HOUSING AFFORDABILITY FOR RESIDENTS IN THE STATE.](#)

Written comments.

Interested persons are invited to provide written comment on the proposal. Comments should be submitted no later than 5:00 p.m. on March 27, 2025 via the eRegulations System (Tracking Number PR2024-054) or electronic mail to Audra Dickson, Division Director, at audra.dickson@ct.gov.

Public hearing.

In addition to the opportunity to provide written comment, DEEP may also hold a public hearing upon request on March 19, 2025, at 1:30 p.m. Requests for a public hearing should be submitted no later than 5:00 p.m. on March 11, 2025 via electronic mail to Audra Dickson at audra.dickson@ct.gov. If a request for a public hearing is received by the specified deadline, information will be posted on DEEP's website no later than March 12, 2025 indicating that the public hearing will be held as scheduled and providing the location and time. Otherwise, information will be posted no later than March 12, 2025, indicating that the public hearing has been cancelled.

Additional information.

The proposed regulation text, the fiscal note, and the regulatory flexibility analysis and a statement required by CGS section 22a-6(h) are posted on the eRegulations System (Tracking Number PR2024-054). For further information, contact Audra Dickson, Division Director, at audra.dickson@ct.gov.

DEEP is an Affirmative Action/Equal Opportunity Employer that is committed to complying with the requirements of the Americans with Disabilities Act. Any person with a disability who may need a communication aid or service may contact DEEP's ADA Coordinator at 860-424-3194 or at deep.hrmed@ct.gov. Any person needing a hearing accommodation may call the State of Connecticut relay number - 711. Any person with limited proficiency in English, who may need information in another language, may contact DEEP's Title VI Coordinator at 860-424-3035 or at deep.aoffice@ct.gov. ADA or Title VI discrimination complaints may be filed with DEEP's EEO Manager at 860-424-3035 or at deep.aoffice@ct.gov. Requests for accommodations must be made at least two weeks prior to any agency hearing, program or event.



Katherine S. Dykes
Commissioner

2/25/2025
Date