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# Andrew J. Foss Company, Inc.

## NH Designers:

*As you know, there are changes being implemented into **Septic tank design** and installation. We would like for you to be informed about the rule that deals with design of a septic system. As it is now, the wording on the new rule is as follows:*

Env-Wq 1010.15 Use of Existing Stock of Non-Conforming Septic Tanks.

(a) Any manufacturer of septic tanks who, as of the effective date of the 2011 amendments to Env-Wq 1010, has septic tanks in stock that do not conform to the requirements of the 2011 amendments may continue to sell the non-conforming septic tanks if:

(1) The manufacturer submits a written request to the department, stating the total number of non-conforming tanks in stock and the reason(s) for the non-conformity; and

(2) **The designer specifies on the plan submitted for approval that a non-conforming tank may be used.**

(b) No plan submitted for approval after January 1, 2012 shall specify that a non-conforming tank may be used.

*We have been manufacturing tanks that **conform** to the new standards since 2009, but because of the economy we still have some non-conform tanks in stock. The only reason they are non-conforming is because they do not have what is considered **flexible** connections installed in the inlets or outlets. We believe that most **precasters** will fall into this category. We would appreciate it if you could allow non-conforming tanks in your design so that we can go through the rest of our old stock.*



