



STATE OF WISCONSIN
Department of Safety and Professional Services
1400 E Washington Ave.
Madison WI 53703

Mail to:
PO Box 8935
Madison WI 53708-8935

Email: dps@wisconsin.gov
Web: <http://dps.wi.gov>
Phone: 608-266-2112

Governor Scott Walker Secretary Dave Ross

ADDENDUM

**DESIGNERS SECTION
EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS,
PROFESSIONAL ENGINEERS, DESIGNERS, AND LAND SURVEYORS**

Room 121A, 1400 E. Washington Avenue, Madison

Contact: Tom Wightman 608-267-9378

April 23, 2013

9:30 A.M.

OPEN SESSION

F. Legislative/Administrative Rule Matters

- 1) Discussion of proposal to revise A-E 5.06 and related review of Stat. 145.20.

**State of Wisconsin
Department of Safety & Professional Services**

AGENDA REQUEST FORM

1) Name and Title of Person Submitting the Request: Tom Wightman		2) Date When Request Submitted: 4/18/13	
		Items will be considered late if submitted after 4:30 p.m. and less than: <ul style="list-style-type: none"> ▪ 10 work days before the meeting for Medical Board ▪ 14 work days before the meeting for all others 	
3) Name of Board, Committee, Council, Sections: Designers Section			
4) Meeting Date: 4/23/13	5) Attachments: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	6) How should the item be titled on the agenda page? Discussion of Proposal to Revise A-E 5.06 and Related Review of Stat 145.20	
7) Place Item in: <input checked="" type="checkbox"/> Open Session <input type="checkbox"/> Closed Session <input type="checkbox"/> Both	8) Is an appearance before the Board being scheduled? <input type="checkbox"/> Yes (Fill out Board Appearance Request) <input type="checkbox"/> No	9) Name of Case Advisor(s), if required:	
10) Describe the issue and action that should be addressed:			
11) Authorization			
Signature of person making this request			Date
Supervisor (if required)			Date
Executive Director signature (indicates approval to add post agenda deadline item to agenda)			Date
Directions for including supporting documents: 1. This form should be attached to any documents submitted to the agenda. 2. Post Agenda Deadline items must be authorized by a Supervisor and the Policy Development Executive Director. 3. If necessary, Provide original documents needing Board Chairperson signature to the Bureau Assistant prior to the start of a meeting.			

From: Leroy Jansky [<mailto:ljansky@charter.net>]

Sent: Monday, January 28, 2013 11:49 AM

To: gklaetsch@kpasllc.com

Subject: DSPS Code and Statute Issues

George:

Attached are an existing administrative rule section and statute to which I feel WOWRA needs to seek changes for the benefit of POWTS Designers and the maintenance of pretreatment technology in Wisconsin. These changes should be brought to the WOWRA Board for their consideration.

The language contained in A-E 5.06 (6)(b), Wis. Adm. Code is outdated in that POWTS Designers actually do much more than design septic tanks and disposal fields as stated. These outdated terms need to be replaced by the all-inclusive term "private onsite wastewater treatment systems" (POWTS) so that holding tanks, sand filters, aerobic units and similar devices are included. Basically, anything that is considered part of a POWTS.

In addition, there are other plumbing components that in effect are part of a POWTS that should be clearly specified/included so that the POWTS Designer can design a complete system from the building to the final dispersal of treated effluent. These components should include building sewers (these are currently included but not clearly defined), private interceptor main sewers (building sewers used in common) that discharge to a POWTS and grease interceptors (actually a pretreatment unit) that discharge to a POWTS.

Section 145.20 (4), Wis. Stats., also needs to be updated so that it can be effectively used to ensure proper maintenance is completed on the most advanced technology currently in use (e.g. aerobic treatment units and disinfection units). The ultimate enforcement action by a county is to engage a maintainer to bring a private system's maintenance into compliance and add the cost to the property's tax liability. This is a quick and relatively easy way to make sure systems are maintained. The current language is out of date with the technology we have in place and thus county regulators may be less effective in gaining compliance and protecting public health and environmental quality.

These two items need to be updated and I believe WOWRA is in the position to propose changes that will improve the POWTS program in Wisconsin.

Thanks in advance for your consideration and help in this matter. If you have any questions please feel free to contact me.

Leroy G. Jansky
Landmark Soils & Septic Design
(715) 723-0408
ljansky@charter.net

Wis. Adm. Code

A-E 5.06 Designer permit limitation.

(1) Design services which may be performed by designers are the preparation of plans and specifications, consultation, investigation and evaluation in connection with the preparation of plans and specifications in those fields and subfield set forth in sub. (2).

(2) Permits for the design of engineering systems shall be issued in the following fields and subfield:

(a) The field of heating, ventilation and air conditioning systems.

(b) The field of plumbing systems.

(c) The subfield of private sewage systems.

(d) The field of electrical systems.

(e) The field of fire protection systems.

(3) Permit numbers shall designate the fields or subfield to which permits are restricted.

(4) Designers may not perform design services in those fields or subfield for which they do not hold a permit, unless the designer or building involved is exempt under ss. 443.14 and 443.15, Stats.

(6)

(a) A master plumber's license restricted to private sewage systems issued pursuant to s. 145.14, Stats., shall be deemed equivalent to 4 years of approved experience in designing private sewage systems. The mathematics and mechanical science portions of the examination for the subfield of private sewage systems may be waived for an applicant who holds such license. An applicant who does not hold such license shall take the mathematics, mechanical science and practice portions of the examination for the subfield of private sewage systems.

(b) A plumbing design permit in the subfield of private sewage systems shall be limited to the design of septic tanks for private sewage disposal systems, drain fields designed to serve such septic tanks, and the sewer service from the septic tank or sewer extensions from mains to the immediate inside or proposed inside foundation wall of the building.

Wis. Stats.

145.20

(4) SPECIAL ASSESSMENT FOR HOLDING AND SEPTIC TANK PUMPING. A governmental unit may assess the owner of a private on-site wastewater treatment system for costs related to the pumping of a septic or holding tank. The governmental unit shall make any assessment in the same manner that a city, village or town makes an assessment under s. 66.0703.