ARTICLE ___

To authorize the Board of Selectmen to request the town’s representatives in the state legislature to petition the State Legislature for enactment of special legislation as follows, and that the Board of Selectmen be further authorized to accept changes recommended by Legislative Counsel or Bond Counsel to further effectuate the purposes of this article:

AN ACT TO AUTHORIZE THE BOARD OF SELECTMEN TO EXEMPT CERTAIN ECO-TOILET INSTALLATIONS FROM SEWER CONNECTIONS AND ASSOCIATED BETTERMENTS IN THE TOWN OF FALMOUTH.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of same, as follows:

Section 1. Notwithstanding any general or special law to the contrary, the Board of Selectmen of the town of Falmouth may grant exemptions from future sewer connections and betterment fees attributed to sewer construction for homeowners or business property owners who are chosen to participate in Falmouth’s eco-toilet demonstration project by installing either composting toilets or urine diverting toilets (together designated eco-toilets), or any combination of the two, in all sanitary facilities on their premises. Participants must agree to participate in the eco-toilet demonstration project and adhere to all the requirements of this demonstration. All eco-toilets installed for the demonstration project must comply with the provisions of 310 CMR 15.000 (Title 5 Regulations) and 248 CMR (Uniform State Plumbing Code) and implement a town authorized monitoring and inspection plan approved by the Department of Environmental Protection (Mass DEP). Such plan may include the assessment of a reasonable fee by the Board of Health to implement the monitoring and inspection plan.

Section 2. Notwithstanding any general or special law to the contrary, said property owners may opt to connect to the sewer system and will retroactively pay betterment fees if their property lies within the sewer service area and complies with the Department of Environmental Protection approved Comprehensive Wastewater Management Plan at the discretion of the Board of Selectmen after a public hearing. The Board of Selectmen shall adopt regulations within 120 days after the adoption of this act establishing publication and notification procedures to carry out the purposes of this section.

Section 3. This act shall take effect upon its passage.

Or do or take any other action on the matter. On request of the Water Quality Management Committee.