



**ARAPAHOE COUNTY**

# On-Site Wastewater Treatment Systems (OWTS) Regulation Revision Update

December 17, 2025

# Authority and Purpose

## Authority

The ACPH regulation is promulgated pursuant to the On-Site Wastewater Treatment System Act, 25-10-101, et seq. C.R.S.

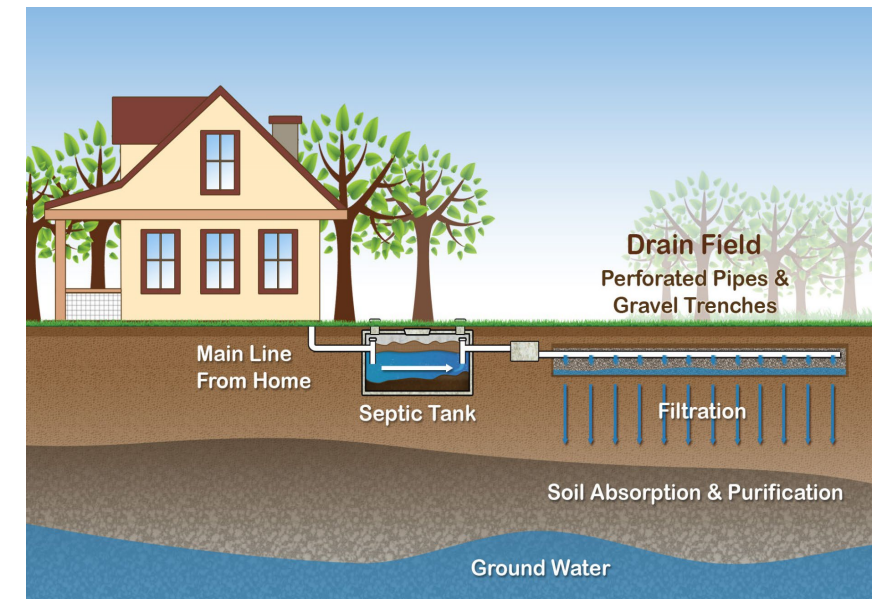
## Purpose

The purpose of these regulations is to provide guidance and establish minimum standards (including the enforcement thereof) for the location, construction, performance, installation, alteration and use of OWTs.



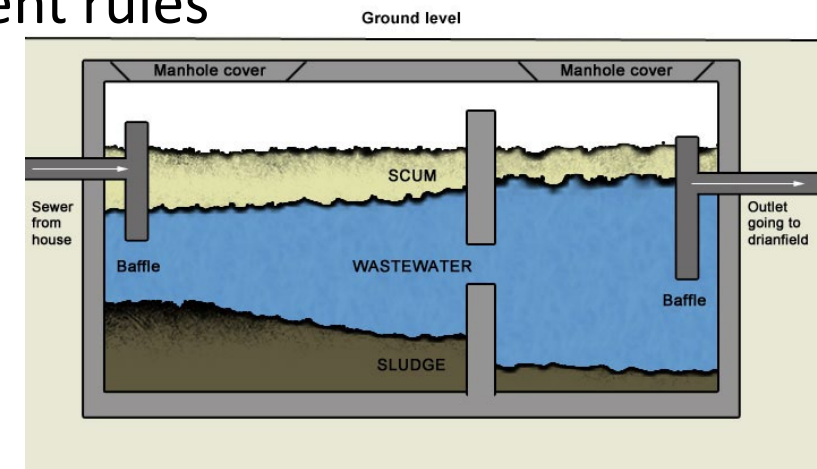
# Why Local Updates Are Required

- CDPHE Regulation 43 updated June 15, 2025.
- Local adoption required by June 15, 2026.
- Ensure consistency and maintain local permitting authority.
- Avoid state assumption of responsibilities.



# Required CDPHE Regulation 43 Changes

- Updated definitions & terminology
- Revised site/soil evaluation requirements
- Updated separation distances from setbacks
- New requirements for different treatment levels and soil applications
- Updated tank/media/distribution standards
- Revised variance and enforcement rules



# ACPH Local Regulation Updates



## Continuing Local Provisions:

- Licensing contractors/installers/cleaners
- Transfer of Title program
- Use Permit & Higher-Level Treatment oversight
- Variance procedures

## NEW 2026 Local Opt-Ins

- 3-ft minimum property line setback
- Expanded bedroom count criteria
- Joint soil pit or additional test pits
- Effluent filters + alarms
- NDDS under oversight
- Prohibit pit privies & slit trenches

# Stakeholder Engagement & Communications

- Draft Revised Regulation posted to website December 2, 2025
- Public Comment: January 5, 2026, through February 4, 2026
- Stakeholder Meetings:
  - January 6, 2026: Virtual
  - January 7, 2026: In Person (Lima Plaza)
- Outreach:
  - Qualtrics survey to collect public comment on draft
  - Webpage updates to link draft and resource materials
  - Social media posts on County platforms
  - Email blasts to licensed contractors and associated industry



# Arapahoe County Board of Health Responsibilities and Key Dates

## BOH Responsibilities:

- Hold public hearing and review comments
- Adopt updated local OWTS Regulations

## Key Dates:

- February 18, 2026 Study Session
  - March 18, 2026 Public Hearing and Adoption
  - May 7, 2026 effective date
  - June 15, 2026 deadline for local adoption
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# Questions?

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