WATER SOFTENER WAIVER

In accordance with 7 Del. Admin. C. §7101, Section 3.31.4 of the <u>Regulations Governing the Design, Installation, and Operation of On-Site Wastewater Treatment and Disposal Systems</u> (Regulations) "No cooling water, air conditioning water, groundwater, oil, water softener backwash (regeneration water) or roof drainage shall be discharged into any system without specific authorization of the Department." These regulations have been in effect since 1985 and subsequent studies have not provided evidence to change the Regulations and allow regeneration water to be disposed of into an on-site wastewater treatment and disposal (septic) system (OWTDS).

The Department, after consultation with water softener industry representatives and the on-site industry, has agreed to allow a waiver of Section 3.31.4 of the Regulations. There are certain requirements which must be met by the homeowner and the water softener company prior to the issuance of such a waiver. Those requirements are delineated below.

The homeowner is further reminded that 7 Del. Admin. C. §7101, Section 3.33.2 of the Regulations requires the property owner to "Maintain the on-site wastewater treatment and disposal system or any component thereof in accordance with these regulations and in compliance with all applicable OWTDS permit conditions;"

The requirements for consideration of the waiver are as follows:

1. The water softener being installed in the dwelling must be a NSF/ANSI/44 Third Party Certified Demand Initiated Regeneration (DIR) water softener; and
2. The water softener company installing the DIR water softener must sign this waiver certifying that the unit installed is a DIR; and
3. The OWTDS must be a conventional system to include; Full Depth and Capping Fill Gravity, Low Pressure Pipe (Full Depth and Capping Fill), Elevated Sand Mound, Wisconsin At-Grade, and Pressure-Dosed Full Depth and Capping Fill; and
4. The homeowner expressly stipulates and agrees that he/she will be responsible for any and all costs and expenses to repair or replace a failing or malfunctioning system.
5. This waiver, once signed by the homeowner and the water softener representative, must be recorded with the Recorder of Deeds for the appropriate county in which this property resides. A copy of this signed and recorded agreement must be submitted to the Department, specifically the Groundwater Discharges Section, within 30 days of water softener installation.

Delaware's good nature depends on you!

Water Softener Waiver
Delaware Department of Natural Resources and Environmental Control

Septic Permit #: _____

Tax Parcel #: _____

DIR Water Softener Brand & Model #: _____

Homeowner Acknowledgement

I have read and understand the information presented above and hereby request that the regeneration discharge be connected to my plumbing which discharges directly into my on-site wastewater treatment and disposal system.

_____   _____
Homeowner/Property Owner   Date

STATE OF DELAWARE   )
) SS.
COUNTY OF _____

      Be it remembered, that on this _____ day of _____, 2014, personally came before me the Subscriber, a Notary Public in and for the State and County aforesaid, _____, party to this instrument, known to me personally to be such, and acknowledged this indenture to be his/her act and deed.

_____
Notary Public

Water Softener Installer

I certify that I have installed the DIR water softener detailed above and plumbed the regeneration discharge directly into the existing dwelling plumbing which discharges directly into the dwellings on-site wastewater treatment and disposal system.

_____   _____
Water Softener Representative   Date

_____   _____
Company Name   Phone Number

_____
Company Address

STATE OF DELAWARE   )
) SS.
COUNTY OF _____

       Be it remembered, that on this _____ day of _____, 2014, personally came before me the Subscriber, a Notary Public in and for the State and County aforesaid, _____, party to this instrument, known to me personally to be such, and acknowledged this indenture to be his/her act and deed.

_____
Notary Public

NOTICE: THIS WAIVER IS EXPRESSLY LIMITED TO THE DISCHARGE FROM THE DIR WATER SOFTENER AND CONVENTIONAL OWTDS SPECIFICALLY DESCRIBED HEREIN. ANY REQUEST FOR A WAIVER THAT DOES NOT ADDRESS THESE SYSTEMS AND EQUIPMENT WILL BE DEEMED NULL AND VOID.