

7.4 Idaho Code Title 39, Chapter 36: Water Quality

To access the official code retained at the Idaho legislature's website, go to <http://legislature.idaho.gov/idstat/Title39/T39CH36.htm>.

TITLE 39 Health and Safety

CHAPTER 36 Water Quality

39-3634. COTTAGE SITE DEFINED. “Cottage site” is defined as a state owned lot containing one (1) acre or less which is or may be leased by the state of Idaho primarily for recreational or homesite use by a lessee.

39-3635. COTTAGE SITE LEASES – REQUIREMENTS – CONSTRUCTION OF SEWAGE DISPOSAL FACILITIES – CONNECTION TO WATER AND SEWER DISTRICT SYSTEMS – PAYMENT OF CHARGES – NOTIFICATION OF DEFAULTS – SATISFACTION OF REQUIREMENTS.

- (1) After the effective date of sections 39-3634 through 39-3639, Idaho Code, all cottage site leases authorized by the state of Idaho shall require that each lessee must construct, at his cost and expense, sewage disposal facilities, certified by the director of the department of environmental quality as adequate, as follows:
 - (a) For all new cottage or house construction completed after July 1, 1971 on any cottage site the certificate shall be issued prior to occupancy.
 - (b) Those cottages or houses existing on the cottage sites prior to the effective date of sections 39-3634 through 39-3639, Idaho Code, shall meet those standards required by the director of the department of environmental quality for certification within two (2) years of the effective date of sections 39-3634 through 39-3639, Idaho Code, unless a public or private sewage collection or disposal system is being planned or constructed in which case the director of the department of environmental quality may grant extensions on a year by year basis but not exceed three (3) such extensions for any one (1) cottage site.
 - (c) Isolated dwellings on sites situated on mining, grazing or other similar types of state land board leases shall not be affected unless within two hundred (200) yards of any flowing stream or a lake.
- (2) Wherever any cottage site is located within the boundaries of a district organized for water or sewer purposes, or a combination thereof, pursuant to the provisions of chapter 32, title 42, Idaho Code, as amended, the cottage site lessee shall connect his property to the sewer system of the district within sixty (60) days after written notice from the district so to do, provided, however, no cottage site lessee shall be compelled to connect his property with such sewer system unless a service line is brought by the district to a point within two hundred (200) feet of his dwelling place. All cottage site leases hereafter issued shall require,