

By: Senator(s) Boyd, Jackson (11th)

To: Local and Private

## SENATE BILL NO. 3089

1 AN ACT TO EXEMPT CERTAIN TRACTS OF LAND IN PANOLA COUNTY,  
2 MISSISSIPPI, FROM THE REQUIREMENTS OF THE MISSISSIPPI INDIVIDUAL  
3 ON-SITE WASTEWATER DISPOSAL SYSTEM LAW CONTAINED IN SECTIONS  
4 41-67-5 THROUGH 41-67-7, MISSISSIPPI CODE OF 1972, PROVIDED THE  
5 TRACTS ARE AT LEAST 1-1/2 ACRES AND MEET CERTAIN OTHER CONDITIONS;  
6 AND FOR RELATED PURPOSES.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

8 **SECTION 1.** (1) A tract of land located in Panola County,  
9 Mississippi, may be exempt from the requirements of the  
10 Mississippi Individual On-Site Wastewater Disposal System Law  
11 contained in Sections 41-67-5 through 41-67-7, Mississippi Code of  
12 1972, if the tract is at least one and one-half (1-1/2) acres, and  
13 the following conditions are met:

14 (a) All wastewater is contained on the tract;

15 (b) No watercourse, as defined in Section 51-3-3(h),  
16 Mississippi Code of 1972, of the state or of the United States is  
17 affected by the exemption; and

18 (c) The tract meets all county ordinances, including,  
19 but not limited to, those concerning flood plains, setbacks,  
20 easements, E-911 address, International Residential Code,



21 manufactured home MH-5 regulations, land development standards,  
22 land use regulations and a functioning wastewater system;

23 (2) An exemption under this section shall not require fees  
24 paid to, or affidavits or documents obtained from, the Mississippi  
25 Department of Health.

26 (3) When the landowner of the tract in question meets the  
27 conditions in this section, the Panola County Land Development  
28 Office shall issue a certificate of occupancy, which shall act as  
29 a permanent authorization for the acquisition of all permanent  
30 public utility connections, including, but not limited to, those  
31 available through any public or private water associations.

32 (4) Nothing in this section shall preclude utility providers  
33 from requiring the landowner to pay associated membership fees and  
34 related costs.

35 **SECTION 2.** This act shall take effect and be in force from  
36 and after its passage.

