

NOTICES OF PROPOSED DELEGATION AGREEMENT

The Administrative Procedure Act requires the publication of notices of proposed delegation agreements in the *Register*. A delegation agreement is an agreement between an agency and a political subdivision that authorizes the political subdivision to exercise functions, powers or duties conferred on the delegating agency by a provision of law. Delegation agreements are not intergovernmental agreements pursuant to A.R.S. Title 11, Chapter 7, Article 3. For at least 30 days after publication of the Notice of Proposed Delegation Agreement in the *Register*, the agency shall provide persons the opportunity to submit in writing statements, arguments, date, and views on the proposed delegation agreement and shall provide an opportunity for a public hearing if there is sufficient interest. The delegating agency shall follow the procedures for delegation agreements specified in A.R.S. Title 41, Chapter 6, Article 8.

NOTICE OF PROPOSED DELEGATION AGREEMENT

1. **Name of the agency proposing the delegation agreement:**

Arizona Department of Environmental Quality

2. **The name of the political subdivision to which functions, powers, or duties of the agency are proposed to be delegated:**

Maricopa County

3. **The name, address, and telephone number of agency personnel to whom persons may direct questions or comments:**

Name: Sandra Sutton

Address: Arizona Department of Environmental Quality
Office of Administrative Counsel
3033 N. Central Avenue
Phoenix, AZ 85012-2809

Telephone: (602) 207-4869

4. **A summary of the delegation agreement and the subjects and issues involved:**

Under A.R.S. § 49-107, the Arizona Department of Environmental Quality proposes to delegate the program elements listed below to Maricopa County, serving as the local agency. The proposed delegated program elements include: Issuance of approval to construct and final approval of construction for Conventional Septic Tank Systems, that conform to Engineering Bulletin 12; Compliance O&M, Inspection and Enforcement of Conventional Septic Tank Systems; Issuance of Approval To Construct and final Approval Of Construction for Alternate Individual On-site Disposal System, that conform to Engineering Bulletin 12; Compliance, O&M, Inspection and Enforcement of Alternate Individual Onsite Disposal System; Issuance of Approval To Construct and Approval Of Construction for Sewerage Systems and/or Treatment Works; Compliance O&M Inspection and Enforcement of Sewerage Systems and/or Treatment Works; Issuance of Approval of Sanitary Facilities for Sub-Divisions; Enforcement of Rules governing Sanitary Facilities for Sub-Divisions; Issuance of Approval to Construct and Final Approval of Construction for Public Drinking Water Facilities; Operation & Maintenance Compliance Inspections of Public Drinking Water Systems with Drinking Water Treatment Plant(s); Operation & Maintenance Compliance Inspections of Public Drinking Water Systems Site Facilities; Monitoring & Reporting Compliance Determinations for Delegated Public Drinking Water Systems; Enforcement of Delegated Drinking Water Rules Governing Construction Approvals and Operation & Maintenance Requirements Public Drinking Water Systems; Enforcement of Delegated Drinking Water Rules Governing Monitoring and Reporting Requirements for Public Drinking Water Systems; Issuance of Approval to Construct and Final Approval of Construction for Public and Semipublic Swimming Pools; Enforcement of Rules Governing the Design and Construction of Public and Semipublic Swimming Pools (subject to limitations specified in Appendix A of the proposed delegation agreement); and inspection of septic tank cleaners for ADEQ licensing; Inspection of refuse haulers; Investigation of nuisance complaints, and enforcement to eliminate environmental nuisances; Investigation of, and enforcement to eliminate illegal disposal of solid waste; Investigation of and enforcement to eliminate illegal waste tire storage and disposal; Investigation of and enforcement to eliminate used oil disposal to land; Investigation and enforcement of used oil generators for compliance with storage, labeling, and release response requirements; Inspection of agricultural solid waste landfills operated by persons engaged in farming or ranching on at least 40 acres in an unincorporated area; Inspection of landfills for the disposal of solid waste resulting from residents' household activities at single family residences located on a farm or ranch of more than 40 acres in an unincorporated area; Approval of solid waste collection and disposal provisions for new subdivisions; Granting

Notices of Proposed Delegation Agreement

of refuse collection frequency variances for all commercial accounts and for residential areas outside city or town limits; Inspection of biohazardous medical waste transporters for ADEQ registration (subject to limitations specified in Appendix B of the proposed delegation agreement); and authority and jurisdiction to perform air quality management activities (subject to limitations specified in Appendix C of the proposed delegation agreement).

5. Copies of the proposed delegation agreement may be obtained from the agency as follows:

An electronic copy may be downloaded from the following web site address:

Web site: <http://www.adeq.state.az.us/lead/oac/delegate.html>

OR

Name: Sandra Sutton

Address: Arizona Department of Environmental Quality
Office of Administrative Counsel
3033 N. Central Avenue
Phoenix, AZ 85012-2809

Telephone: (602) 207-4869

6. The schedule of public hearings on the proposed delegation agreement:

ADEQ will hold a public hearing to receive public comments in accordance with A.R.S. § 41-1081. The time, place, and location of the hearings are listed below:

Maricopa County
July 6, 2000
6:00 p.m.
Maricopa County Environmental Services Department
1001 N. Central
Phoenix, Arizona 85004

The close of comment will occur on July 13, 2000. ADEQ will accept written comments that are received by 5:00 p.m. on July 13, 2000 or postmarked not later than that date.

ADEQ is committed to complying with the Americans With Disabilities Act. If any individual with a disability needs any type of accommodation, please contact ADEQ at least 72 hours before the hearing.