

COUNTY NOTICES PURSUANT TO A.R.S. § 49-112

COUNTY NOTICES PURSUANT TO A.R.S. § 49-112

NOTICE OF FINAL RULEMAKING ADOPTED PURSUANT TO A.R.S. § 49-112 (A) OR (B)

PIMA COUNTY CODE

TITLE 7 – WATER QUALITY CONTROL

CHAPTER 3

1. Sections Affected

PCC 7.03.120
PCC 7.03.125

Rulemaking Action

Amend
New Rule

2. Summary of the adopted rules, ordinance or other regulations:

Deletion of Rules: 7.03.120 – Pima County deleted this section of county ordinance relating to fees for plan reviews and final inspections. This section is replaced by a new section 7.03.125.

New Rule 7.03.125, Water and Wastewater Fees – Pima County revised existing fees to implement the Water Quality Management program. This program administers the permitting, complaint response, compliance enforcement, and customer assistance related to onsite disposal systems, public water systems and wastewater collection systems.

3. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:

Name: Marian Conrad
Program Coordinator

Address: Pima County DEQ
130 W. Congress, 3rd Floor
Tucson, AZ 85701

Telephone: (520) 740-3978
Fax: (520) 882-7709

4. Where persons may obtain a full copy of the adopted rules, ordinance, or other regulation:

Name: Pima County Department of Environmental Quality
Address: 130 W. Congress, 3rd Floor
Tucson, AZ 85701

Telephone: (520) 740-3978
Fax: (520) 882-7709

5. A demonstration of the grounds and evidence of compliance with A.R.S. § 49-112(A) or (B):

Based on the information and belief, the Pima County Department of Environmental Quality affirms the following:

- Pima County is in compliance with A.R.S. § 49-112(A) in that Pima County Department of Environmental Quality is proposing to adopt rules that are not more stringent nor are they in addition to any applicable provisions of A.R.S. Title 49 or adopted by the Director of ADEQ or any Board or Commission authorized to adopt these rules pursuant to A.R.S. Title 49.
- Pima County is in compliance with A.R.S. § 49-112(B) in that Pima County Department of Environmental Quality is proposing to adopt rules that are as stringent as a provision of A.R.S. Title 49 or rule adopted by the Director of ADEQ or the Board or Commission authorized to adopt rules pursuant to A.R.S. Title 49. The cost of obtaining permits or other approvals from Pima County will be approximately equal or less than the fee or cost of obtaining similar permits or approvals under A.R.S. Title 49. If the state had not adopted a fee or tax for similar programs or approvals, Pima County fees do not exceed the reasonable costs of the county to issue and administer that permit or plan approval program. A report on costs and fees is also available.

6. The effective date for the rule or ordinance:

Pima County Code 7.03.125 is effective on April 17, 2003.

7. The full text of the rule follows:

Section 1. That Section 7.03.120 of the Pima County Code is amended to read:

7.03.120 Fees for plan reviews and final inspections. RESERVED

A. ~~Fees for plan reviews and final inspections are due when an application for approval is submitted to the department, and are not refundable. If a certificate to construct becomes void, a new fee shall be required.~~

B. ~~Fee Schedule:~~

1. ~~Public and semi-public water systems, one hundred ninety dollars;~~
2. ~~Additions to public and semi-public water systems, no inspections, eighty-nine dollars;~~
3. ~~Public and private sewage plants, three hundred forty-six dollars;~~
4. ~~Additions to public and private sewage collection and disposal systems, no inspections, eighty-nine dollars;~~
5. ~~Public and private landfills and other methods of solid waste disposal, one hundred ninety dollars;~~
6. ~~Individual sewage disposal systems (septic systems):~~
 - a. ~~For systems with sewage loading rate less than or equal to two thousand gallons per day (gpd): no site visit, one hundred two dollars; with site visit, one hundred eighty-six dollars;~~
 - b. ~~For systems with sewage loading rate greater than two thousand gpd:~~
 1. ~~No site visit, one hundred two dollars plus twenty-four dollars per each additional increment of two thousand gpd;~~
 2. ~~With site visit, one hundred eighty-six dollars plus twenty-four dollars per each additional increment of two thousand gpd;~~
 - e. ~~Alternative on-site disposal systems: one hundred twenty-five percent of the fee as calculated in (6)(a) or (6)(b).~~
7. ~~Individual sewage disposal systems for subdivisions, one hundred twenty-four dollars;~~
8. ~~Subdivisions:~~
 - a. ~~Full review, no inspection, two hundred twenty dollars;~~
 - b. ~~Full review and inspection, three hundred twenty-two dollars;~~
9. ~~Other plan reviews, fifty-four dollars;~~
10. ~~Other field inspections, fifty-four dollars;~~
11. ~~VA, FHA approvals, eighteen dollars.~~

(Ord. 1991-138 § 1, 1991; Ord. 1991-137 § 2 (part), 1991)

Section 2. That Section 7.03.125 of the Pima County Code is added to read:

7.03.125. WATER AND WASTEWATER FEES

- A. The Department shall assess and collect fees for the review and approval of plans for potable water systems, wastewater collection systems, or on-site disposal systems. The fees are required when an application is submitted, and are not refundable.
- B. The Department shall assess a flat rate fee for the following services:
 1. Site plan review and approval required pursuant to ARS § 45-596 for Notice of Intention to Drill a well, twenty-five dollars; with site visit, one hundred fifty dollars.
 2. Approval of Sanitary Facilities for Subdivisions. Approvals are granted in phases of 150 lots or less.
 - a. Sewage treatment and disposal is provided outside the boundaries of the individual lots, 150 lots or less, three hundred dollars;
 - b. Sewage treatment and disposal will be located within the boundary of the lot, 40 lots or less, five hundred dollars; 41 to 150 lots, one thousand dollars;
 - c. The appropriate fee(s) specified in (B)(2)(a) and (B)(2)(b) applies to each phase if a subdivision includes more than 150 lots.
 3. Public Water Systems; Approval To Construct/Approval Of Construction.
 - a. Approval to Construct/Approval Of Construction fees established in Table 1 plus any of the following:
 - i. A site visit to verify a construction deviation, one hundred fifty dollars per site visit.
 - ii. A site visit to conduct sampling, one hundred fifty dollars per visit.
 - iii. A site visit to witness a pressure test, one hundred fifty dollars per visit.
 - b. If a water project includes elements from more than one fee category in Table 1, the applicant shall pay the sum of the fees established in Table 1 and any additional fee specified in subsections (B)(3)(a)(i), (B)(3)(a)(ii) and (B)(4)(a)(iii).
 - c. Issuance of plan review exemption letter, fifty dollars.
 4. Wastewater Collection System/ On-site Disposal System; Verification Of Conformance with General Permit.
 - a. New permit and expansion fees established in Table 1 plus any of the following:
 - i. A request for an alternative design, installation, or operational feature, seventy-five dollars per change;
 - ii. A design requiring an interceptor, one hundred dollars per interceptor;
 - iii. A site visit
 - a. To verify a construction deviation, one hundred fifty dollars per site visit.

- b. To verify soil evaluation/site plan, one hundred fifty dollars per visit.
- c. To perform a final inspection, one hundred thirty dollars per site visit.
- b. If an on-site wastewater treatment system is based on a design that combines elements from more than one Type 4 General Permit, the applicant shall pay the fee established in Table 1 for the appropriate Type 4 General Permit plus one hundred dollars for each additional general permit used in the design, and any additional fee specified in subsections (B)(4)(a)(i), (B)(4)(a)(ii), and (B)(4)(a)(iii).
- c. Pre-sale inspection and transfer of ownership, fifty dollars per transfer for an on-site disposal system operating under a Type 1 or Type 4 General Permit.
- d. Septic system location, ten dollars per request.
- e. Issuance of a plan review exemption letter, fifty dollars.
- C. In addition to the fees established by this section, any other site visit, one hundred fifty dollars.
- D. If inspection determines violations have occurred, an investigation fee of up to one thousand dollars, may be assessed to recoup costs of additional inspection and compliance activities.
- E. The Department shall not review a request for a plan review if the initial fee established has not been paid.

Water and Wastewater Fees

Table 1

SERVICE	PERMIT DESCRIPTION	PERMIT FEE
Public Water Systems	All Line Extensions	\$500
	New Water Source (Wells)	\$1,000
	Pump/Booster Stations	\$1,000
	Reservoir/Storage Tanks	\$1,000
Wastewater Collection Systems	Sewer with Manholes	
	a. Serving 50 connections or less	\$500
	b. Serving between 51 & 300 connections	\$1000
	c. Serving 301 or more connections	\$1500
On-site Disposal Systems	Systems less than 3000 gpd	
	a. Septic Tank/Conventional On-site Disposal	\$270
	b. Alternative On-site Disposal System	\$500
	New Systems greater than 3000 gpd	\$1000
	Septic Tank Replacement Permit (tank only)	\$100
	Leach Field Replacement Only (tank must be adequate)	
	Records of System	\$150
	No Records of Existing System	\$270
Request for Waiver	\$25	