

# 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, data, 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

[M14-218]

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

Department of Environmental Quality

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

Pima County

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

Approvals of Drinking Water Systems, Subdivisions, On-Site Wastewater Treatment Facilities and Sewage Collection Systems: Private Residential Gray Water

Name: John A. Calkins  
Title: Manager, Drinking Water Section

Address: Department of Environmental Quality  
1110 W. Washington St.  
Phoenix, AZ 85007

Phone: (602) 771-4617

E-mail: ja1@azdeq.gov

**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 amend the delegation agreement with Pima County, the Local Agency (LA). The proposed delegation agreement makes the following changes to Appendix A, Water Quality Management:

- Grants LA authority over water quality issues pertaining to the Town of Marana, and
- Clarifies that LA's review and approval of delegated approvals and licenses for a private facility to be dedicated to the LA after completion of construction must be done before the date of the dedication to the LA, or the LA must obtain both new initial construction approval and construction completion approval from ADEQ.

All other delegated program elements remain the same as the current delegation agreement.

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

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

<http://azdeq.gov/function/permits/delegated.html>

Or contact: Sherri Zendri, Administrative Counsel  
Department of Environmental Quality  
Office of Administrative Counsel  
1110 W. Washington St.  
Phoenix, AZ 85007

Telephone: (602) 771-2242

E-mail: slz@azdeq.gov

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

Where there is sufficient public interest, 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 will be provided in the corresponding Notice of Public Hearing pursuant to A.A.C. R18-1-401 and R18-1-402.

*Arizona Administrative Register / Secretary of State*  
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ADEQ accepts written statements, arguments, data, and views on the proposed delegation agreement that are received within 30 days after the date of the publication of this notice in the *Register* by 5:00 p.m. or postmarked not later than that date.

After the conclusion of the public comment period and hearing, if any, the agency shall prepare a written summary responding to the comments received, whether oral or written. The agency shall consider the comments received from the public in determining whether to enter into the proposed delegation agreement. The agency shall give written notice to those persons who submitted comments of the agency's decision on whether to enter into the proposed delegation agreement.