

**DEPARTMENT OF ENVIRONMENTAL QUALITY
NOTICE OF PROPOSED RULEMAKING, HEARING**

A Statement of Need and Fiscal Impact accompanies this form.

Department of Environmental Quality

Agency and Division

OAR Chapter 340

Administrative Rules Chapter Number

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RULE CAPTION

Onsite program application fee increase.

HEARINGS

<u>September 14, 2009</u> Hearing Date	<u>6:00 PM</u> Time	<u>Comfort Suites, 3420 Leif Ericson Dr., Astoria</u> Location	<u>Connie Schrandt</u> Hearings Officer
<u>September 14, 2009</u> Hearing Date	<u>6:00 PM</u> Time	<u>State Office Building, 700 SE Emigrant Ave., Pendleton</u> Location	<u>Pat Vernon</u> Hearings Officer
<u>September 15, 2009</u> Hearing Date	<u>6:00 PM</u> Time	<u>North Bend Public Library, 1800 Sherman Ave., North Bend</u> Location	<u>Del Cline</u> Hearings Officer
<u>September 15, 2009</u> Hearing Date	<u>6:00 PM</u> Time	<u>Baker City Hall, 1655 First St., Baker City</u> Location	<u>Pat Vernon</u> Hearings Officer
<u>September 16, 2009</u> Hearing Date	<u>6:00 PM</u> Time	<u>Tally Media Group Building, 109 NW "C" St., Grants Pass</u> Location	<u>Chuck Costanzo</u> Hearings Officer
<u>September 16, 2009</u> Hearing Date	<u>6:00 PM</u> Time	<u>Burns City Hall, 242 South Broadway Ave., Burns</u> Location	<u>Bob Baggett</u> Hearings Officer

Auxiliary aids for persons with disabilities are available at hearings upon advance request.

RULEMAKING ACTION

ADOPT: NA

AMEND: OAR 340-071-0140

REPEAL: NA

RENUMBER: NA

AMEND AND RENUMBER: NA

Stat. Auth.: ORS 454.625, 468.020 & 468.065(2)

Other Authority: NA

Stats. Implemented: ORS 454.745, 468.065 & 468B.050

RULE SUMMARY

Onsite program costs have increased 3.89% per year on average over the past 9 years. Application fees have remained the same for the past 9 years. Application fees are proposed to be increased by 40% to 60% to account for these cost increases and take into account rising costs through 2015. The fee increase will support 2.5 staff positions that are currently unaffordable and will provide year-round operating reserves. These fees are found in Tables 9A, 9B, 9C, and 9F, which will be updated through this rulemaking.

The fee increase will mainly impact the estimated 2,500 applicants per year for site evaluations, permits and other reports associated with the development or re-development of properties that utilize septic systems in counties where DEQ administers the onsite program directly (currently 14 of the 36 counties in Oregon). Manufacturers of products for use in septic systems in Oregon will also be impacted by this fee increase.

To submit comments or request additional information, please contact:

- 1) Randy Trox at the Department of Environmental Quality, 165 East 7th Avenue, Suite 100, Eugene, Oregon 97401-3049, call toll free in Oregon 800-844-8467 ext. 7338 or 541-687-733, fax 541-686-7551, email: trox.randall@deq.state.or.us,
- 2) or visit DEQ's public notices webpage <http://www.deq.state.or.us/news/publicnotices/PN.asp>

5:00 PM, Friday, September 25, 2009

Last day to receive public comments

ORS 183.335(2)(b)(G), The Department of Environmental Quality requests public comment on whether other options should be considered for achieving the rule's substantive goals while reducing negative economic impact of the rule on business.

Larry McAllister

Signature and Date

August 12 2009

LARRY McAllister

Printed name

The *Oregon Bulletin* is published on the 1st of each month and updates the rule text found in the Oregon Administrative Rules Compilation. Notice forms must be submitted to the Administrative Rules Unit, Oregon State Archives, 800 Summer Street NE, Salem, Oregon 97310 by 5:00 pm on the 15th day of the preceding month unless this deadline falls on a Saturday, Sunday or legal holiday when Notice forms are accepted until 5:00pm on the preceding workday.