



GRAHAM COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES

Health (928) 428-1962

826 West Main Street, Safford, Arizona 85546

Fax (928) 428-8074

DATE: March 8, 2016
TO: Applicant
FROM: Office of Environmental Health
SUBJECT: **WASTEWATER CLEARANCE LETTER**

If you plan to add to or modify a structure, or install or construct a home that discharges to an existing onsite wastewater treatment facility (septic system), an application is required.

The application and review process will determine whether the existing system is sufficiently sized to service the proposed structure(s), meets all setbacks, and is in compliance with all other requirements set forth by the Arizona Department of Environmental Quality.

Please submit the completed application to the Graham County Department of Health and Human Services, and allow up to five business days for review. An onsite review of the structure or system and/or an onsite septic inspection, completed by a licensed septic pumper, may be requested by this Department prior to a decision being made. You will be contacted when the review is finished. If approved, there will be a \$75 charge for the Wastewater Clearance Letter. You will be given two copies of this letter, one to submit to the Planning and Zoning Office, and one for your records.

If you have any questions, or require assistance, please call us at (928) 428-0110.



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Application for RV Wastewater Clearance Letter

Property Owner: _____ Parcel No: _____

Property Address: _____

Subdivision _____ Lot No. _____

Mailing Address (if different) _____

Phone: _____ Email: _____

Lot Size: _____ Acres

Public Water Private/Shared Well No Water Available

Residential Non-Residential

RV Information:

Travel Trailer Motor Home Other _____ RV Size: _____

How will wastewater be disposed of? (*Verification is required.*)

Wastewater will be disposed of at an approved dump site. Please indicate location:

Wastewater will be removed regularly under contract with an approved septic pumper/hauler. Please provide pumper/hauler information:

I certify that the information provided on this application is correct, and that the disposal of wastewater will be in accordance with all local, county, state, and Arizona Department of Environmental Quality rules.

Applicant Signature

Date:

A.R.S. 11-1604: Prohibited acts by county and employees; enforcement; notice

- A. A county shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule, ordinance, or delegation agreement. A general grant of authority does not constitute a basis for imposing a licensing requirement or condition unless the authority specifically authorizes the requirement or condition.
- B. Unless specifically authorized, a county shall avoid duplication of other laws that do not enhance regulatory clarity and shall avoid dual permitting to the maximum extent practicable.
- C. This section does not prohibit county flexibility to issue licenses or adopt ordinances or codes.
- D. A county shall not request or initiate discussions with a person about waiving that person's rights.
- E. This section may be enforced in a private civil action and relief may be awarded against a county. The court may award reasonable attorney fees, damages and all fees associated with the license application to a party that prevails in an action against a county for a violation of this section.
- F. A county employee may not intentionally or knowingly violate this section. A violation of this section is cause for disciplinary action or dismissal pursuant to the county's adopted personnel policy.
- G. This section does not abrogate the immunity provided by section 12-820.01 or 12-820.02.

A.R.S. § 11-1602: Regulatory Bill of Rights

To ensure fair and open regulation by counties, a person:

- Is eligible for reimbursement of fees and other expenses if the person prevails by adjudication on the merits against a County in a court proceeding regarding a County decision as provided in A.R.S. §12-348.
- Is entitled to receive information and notice regarding inspections as provided in A.R.S. §11-1603 (effective June 30, 2012).
- Is entitled to have a County not base a licensing decision in whole or in part on licensing conditions or requirements that are not specifically authorized as provided in A.R.S. §11-1604.
- May have a County approve or deny the person's license application within a predetermined period of time as provided in A.R.S. §11-1605 (effective December 31, 2012).
- Is entitled to receive written or electronic notice from a County on denial of a license application (effective December 31, 2012):
 - That justifies the denial with references to the statute, ordinance, regulation, delegation agreement or authorized substantive policy statement on which the denial is based as provided in A.R.S. §11-1605.
 - That explains the applicant's right to appeal this denial as provided in A.R.S. § 11-1605.
- Is entitled to receive information regarding the license application process at the time the person obtains an application for a license as provided in A.R.S. § 11-1606.
- May inspect all ordinances, regulations, and substantive policy statements of a County, including a directory of documents, at the offices of the county or on the county's website as provided in A.R.S. § 11-1607.
- Unless specifically authorized, may expect counties to avoid duplication of their laws that do not enhance regulatory clarity and to avoid dual permitting to the maximum extent practicable as provided in A.R.S. § 11.1604.
- May file a complaint with the Board of Supervisors concerning an ordinance, regulation, or substantive policy statement that fails to comply with A.R.S. § 11-1602.

Notice of Inspection Rights

Upon entry to the premises, the County Inspector(s) met with me, presented photo identification, and explained that the purpose of the visit was to conduct an inspection necessary for the issuance of a permit or license and to determine compliance with permit requirements. ***I understand that:***

- Graham County has legal authority to conduct inspections under its Delegation Agreement with the Arizona Department of Health Services.
- I may accompany the Department Inspector(s) on the premises, except during confidential interviews.
- There are no direct fees for this inspection; however, the costs for conducting inspections are included in the annual permit fees.
- I have the right to copies of any original document(s) taken from the premises by the County during the inspection if the County is permitted by law to take the original document(s).
- I have the right to have a split or duplicate of any samples taken during the inspection for the purpose of lab analysis, if the split or duplicate of any samples would not prohibit an analysis from being conducted or render an analysis inconclusive.
- I have the right to copies of any analysis performed on samples taken during the inspection.
- Each person whose conversation with the County Inspector during the inspection is tape recorded will be informed that the conversation is being tape recorded.
- Each person interviewed during the inspection will be informed that their statements may be included in the inspection report.
- The County may provide the regulated person an opportunity to correct deficiencies noted during an inspection, either during or after the inspection; however, a County decision with regard to whether the regulated facility has corrected the deficiency and is in substantial compliance is not an appealable County action. (See A.R.S. § 11-1603 E, F)
- If I have any questions about this inspection I may contact Gavin Lawson, Environmental Health Manager, RS/REHS, at (928) 428-1962.
- I may appeal the results of an inspection to Brian Douglas, Graham County Health Director, 826 West Main Street, Safford, Arizona, 85546, (928) 428-1962. My administrative hearing rights are also set forth in A.R.S. § 41-1061 to -1066.
- I may request that the County clarify its interpretation or application of a statute, ordinance, regulation, delegation agreement or authorized policy statement, by filing a written request in accordance with A.R.S. § 11-1609 and directed to the attention of the Graham County Health Director.
- I may file a complaint with the Graham County Board of Supervisors concerning ordinances, regulations, substantive policy statements, or County practices that are alleged to violate the Regulatory Bill of Rights Statutes (A.R.S. § 11-1601 to -1610).