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TITLE 12. NATURAL RESOURCES

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ARTICLE 1. FEES

R12-15-101. Definitions

In addition to the definitions in A.R.S. §§ 45-101, 45-271, 45-401, 45-511, 45-561, 45-802.01, 45-1001, 45-1201 and A.A.C. R12-15-701, the following terms apply to this Article:

1. “Application” means a written request submitted by an applicant to the Department for the purpose of obtaining a permit, license or other legal authorization issued by the Department.
2. “PRE-DECISION ADMINISTRATIVE HEARING” MEANS AN ADMINISTRATIVE HEARING HELD ON AN APPLICATION BEFORE THE DEPARTMENT MAKES ANY DECISION ON THE APPLICATION. A PRE-DECISION HEARING DOES NOT INCLUDE AN ADMINISTRATIVE HEARING HELD ON AN APPLICATION AFTER A PARTY APPEALS THE DEPARTMENT’S DECISION ON THE APPLICATION PURSUANT TO A.R.S. § 41-1092.03(B).
23. “Review hours” means the hours or portions of hours spent by Department employees in reviewing an application and making a decision thereon, including pre-application consultation time in excess of 60 minutes, THE TIME SPENT AT A SITE VISIT, AND THE TIME SPENT PREPARING AN INSPECTION REPORT PURSUANT TO A.R.S. § 41-1009 FOLLOWING A SITE VISIT. ONLY TIME SPENT BY THE PROGRAM STAFF MEMBERS AND TECHNICAL REVIEW TEAM MEMBERS RESPONSIBLE FOR PROCESSING THE APPLICATION SHALL BE INCLUDED AS REVIEW HOURS. Review hours do not include the first 60 minutes of pre-application consultation time, THE TIME SPENT TRAVELLING TO A SITE VISIT, AND ANY TIME SPENT ON THE APPLICATION AFTER A PARTY APPEALS THE DIRECTOR’S DECISION ON THE APPLICATION PURSUANT TO A.R.S. § 41-1092.03(B).
34. “Review-related costs” means the following costs incurred by the Department in reviewing an application:
 - a. Costs associated with a pre-decision administrative hearing on the application, or any objection to an application, including:
 - i. Court reporter services; and
 - ii. Facility rentals for the hearing.

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- b. Mileage expenses for site visits ~~conducted before issuing a permit, license or approval~~ AT THE RATE SET BY THE ARIZONA DEPARTMENT OF ADMINISTRATION FOR STATE TRAVEL BY MOTOR VEHICLE.
5. “SITE VISIT” MEANS AN INSPECTION CONDUCTED BEFORE ISSUING A DECISION ON AN APPLICATION.

R12-15-102. Application Filing Fees; REQUEST FOR EXPEDITED REVIEW OF APPLICATION FILED BEFORE EFFECTIVE DATE OF SECTION

- A.** A person filing an application with the Department after the effective date of this Section shall pay an hourly-rate application fee as provided in A.A.C. R12-15-103 or a fixed application fee as provided in A.A.C. R12-15-104, whichever applies. Fees for applications shall be paid in U.S. dollar by cash, check, cashier's check, money order, or any other method acceptable to the Department.
- B.** EXCEPT AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, Aa person with an application pending before the Department on the effective date of this Section shall pay the application fees and costs in effect when the application was filed.
- C.** A PERSON WITH AN APPLICATION PENDING BEFORE THE DEPARTMENT ON THE EFFECTIVE DATE OF THIS SECTION MAY REQUEST AN EXPEDITED REVIEW OF THE APPLICATION BY SUBMITTING A REQUEST IN WRITING. THE DEPARTMENT WILL GRANT THE REQUEST AND EXPEDITE ITS REVIEW OF THE APPLICATION IF ALL OF THE FOLLOWING APPLY:

1. THE APPLICATION WOULD HAVE BEEN SUBJECT TO AN HOURLY APPLICATION FEE UNDER SECTION R12-15-103 IF IT HAD BEEN FILED ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION.
2. THE DIRECTOR DETERMINES THAT CURRENT WORKLOAD AND STAFFING ALLOW THE DEPARTMENT TO EXPEDITE ITS REVIEW OF THE APPLICATION.
3. THE APPLICANT AGREES TO PAY AN HOURLY FEE FOR THE APPLICATION UNDER SECTION R12-15-103 AS IF THE APPLICATION HAD BEEN FILED ON OR AFTER THE EFFECTIVE DATE OF THIS SECTION, EXCEPT THAT THE HOURLY FEE SHALL NOT INCLUDE ANY REVIEW HOURS SPENT BY THE DEPARTMENT IN REVIEWING THE APPLICATION PRIOR TO THE DATE THE REQUEST FOR EXPEDITED REVIEW WAS SUBMITTED. IF THE REQUEST FOR EXPEDITED REVIEW IS GRANTED, THE BILLING AND PAYMENT REQUIREMENTS IN SECTION R12-15-103 SHALL APPLY TO THE APPLICATION.
4. THE DIRECTOR DETERMINES THAT THE DEPARTMENT CAN COMPLETE ITS REVIEW OF THE APPLICATION WITHIN THE OVERALL TIME FRAME FOR THE APPLICATION OR THE APPLICANT AGREES TO WAIVE ITS RIGHT TO THE NUMBER OF TIME FRAME DAYS IDENTIFIED FOR THE APPLICATION IN R12-15-401, TABLE A.

R12-15-103. Applications Subject to Hourly Fee; Amount of Fee; Initial Fee; Billing and Payment; Request for Reconsideration of Fee

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A. The Department shall calculate the fee for an application listed in subsection (B) of this Section by multiplying the number of review hours for the application by an hourly rate of \$118, adjusted annually as provided in this subsection, not to exceed the maximum fee for the application specified in subsection (B) of this Section, plus any applicable review-related costs and the actual cost of mailing or publishing any legal notice of the application OR NOTICE OF A PRE-DECISION ADMINISTRATIVE HEARING ON THE APPLICATION. The Department shall adjust the hourly rate every July 1, to the nearest 10 cents per hour by multiplying \$118 by the Consumer Price Index for the most recent year, and then dividing by the Consumer Price Index for the year 2009. The Consumer Price Index for any year is the average of the Consumer Price Index for all-urban consumers published by the United States Department of Labor for the 12-month period ending on December 31 of that year. The Department shall post the change to the hourly rate on its web site. The Department shall not charge an applicant for the first 60 minutes of Department pre-application consultation time costs. The Department shall not charge an applicant an hourly fee for travel time.

B. A person submitting an application listed below shall pay an hourly fee for the application, not to exceed the maximum fee shown for the application:

1. Wells:

<u>Type of Application</u>	<u>Maximum fee</u>
<u>Variance from the well construction requirements</u>	<u>\$10,000.00</u>

2. Groundwater:

<u>Type of Application</u>	<u>Maximum fee</u>
a. <u>Issuance, renewal or modification of groundwater withdrawal permit, other than a general industrial use permit</u>	<u>\$10,000.00</u>
b. <u>Issuance, renewal or modification of a general industrial use permit</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
c. <u>Issuance of notice of authority to irrigate in an irrigation non-expansion area</u>	<u>\$10,000.00</u>
d. <u>Restoration of retired irrigation grandfathered right pursuant to A.R.S. § 45-469(O)</u>	<u>\$10,000.00</u>
e. <u>Approval of contract by a city, town or private water company to supply groundwater to another city, town or private water company pursuant to A.R.S. § 45-492(C)</u>	<u>\$10,000.00</u>
f. <u>Notice of intent to establish new service area right by a city, town or private water company</u>	<u>\$10,000.00</u>
g. <u>Final petition to establish new service area right by a city, town or private water company</u>	<u>\$10,000.00</u>
h. <u>Extension of the service area of a city, town or private water company to furnish disproportionately large amounts of water to an industrial or other large water user pursuant to A.R.S. § 45-493(A)(2)</u>	<u>\$10,000.00</u>
i. <u>Addition and exclusion of area by an irrigation district</u>	<u>\$10,000.00</u>

<u>pursuant to A.R.S. § 45-494.01</u>	
<u>j. Delivery of groundwater by an irrigation district to an industrial user with a general industrial user permit pursuant to A.R.S. § 45-497(B)</u>	<u>\$10,000.00</u>
<u>k. Determination of historically irrigated acres or annual transportation allotment for lands in McMullen valley groundwater basin pursuant to A.R.S. § 45-552</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
<u>l. Determination of volume of groundwater that can be transported from lands in Harquahala irrigation non-expansion area to an initial active management area pursuant to A.R.S. § 45-554</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
<u>m. Determination of historically irrigated acres or annual transportation allotment for lands in the Big Chino sub-basin of the Verde River groundwater basin pursuant to A.R.S. § 45-555</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>

3. Grandfathered Rights:

<u>Type of Application</u>	<u>Maximum fee</u>
<u>a. Type 1 non-irrigation grandfathered right for land retired from irrigation after date of designation of active management area pursuant to A.R.S. § 45-469 or 45-472</u>	<u>\$10,000.00</u>
<u>b. Revised certificate of type 2 non-irrigation</u>	<u>\$10,000.00</u>

<u>grandfathered right to reflect new or additional points of withdrawal that includes a well drilled after June 12, 1980</u>	
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4. Substitution of Acres:

<u>Type of Application</u>	<u>Maximum fee</u>
a. <u>Substitution of flood damaged acres in an active management area or an irrigation non-expansion area</u>	<u>\$10,000.00</u>
b. <u>Substitution of acres to eliminate limiting condition impeding efficient irrigation in an active management area or an irrigation non-expansion area</u>	<u>\$10,000.00</u>
c. <u>Substitution of acres to allow irrigation with central Arizona project water in an active management area</u>	<u>\$10,000.00</u>

5. Lakes:

<u>Type of Application</u>	<u>Maximum fee</u>
a. <u>Permit to fill body of water with poor quality water pursuant to A.R.S. § 45-132(C)</u>	<u>\$10,000.00</u>
b. <u>Permit for interim water use in a body of water</u>	<u>\$10,000.00</u>
c. <u>Temporary emergency permit for use of surface water or groundwater in a body of water</u>	<u>\$10,000.00</u>

6. Water Exchange:

<u>Type of Application</u>	<u>Maximum fee</u>
a. <u>Issuance, renewal or modification of water exchange permit</u>	<u>\$10,000.00</u> <u>\$65,000.00</u>
b. <u>Notice of water exchange for which approval is required pursuant to A.R.S. § 45-1052(6)(b)</u>	<u>\$10,000.00</u>

7. Water Exportation:

<u>Type of Application</u>	<u>Maximum fee</u>
<u>Permit to transport water out of state</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>

8. Underground Water Storage, Savings and Replenishment:

<u>Type of Application</u>	<u>Maximum fee</u>
a. <u>Issuance, renewal or modification of an underground storage facility permit</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
b. <u>Issuance, renewal or modification of a groundwater savings facility permit</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
c. <u>Issuance, renewal or modification of a water storage permit</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
d. <u>Recovery well permit, including an emergency temporary recovery well permit</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>

9. Assured and Adequate Water Supply:

<u>Type of Application</u>	<u>Maximum fee</u>
a. <u>Physical availability determination</u>	\$80,000.00 \$65,000.00
b. <u>Analysis of assured or adequate water supply</u>	\$80,000.00 \$65,000.00
c. <u>Renewal of analysis of assured or adequate water supply</u>	\$10,000.00
d. <u>Certificate of assured water supply (within an active management area)</u>	\$80,000.00 \$65,000.00
e. <u>Issuance or modification of designation of assured or adequate water supply</u>	\$80,000.00 \$65,000.00
f. <u>Water report (outside an active management area)</u>	\$80,000.00 \$65,000.00
g. <u>Assignment of type A certificate of assured water supply</u>	\$10,000.00
h. <u>Assignment of type B certificate of assured water supply</u>	\$10,000.00
i. <u>Classification of type A certificate of assured water supply pursuant to R12-15-707</u>	\$10,000.00
j. <u>Review of revised plat to determine whether changes are material</u>	\$10,000.00
k. <u>New certificate of assured water supply pursuant to R12-15-704(G)</u>	\$10,000.00

<u>1. Letter stating that owner is not required to obtain a certificate of assured water supply pursuant to R12-15-704(M)</u>	<u>\$10,000.00</u>
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10. Surface Water:

<u>Type of Application</u>	<u>Maximum fee</u>
<u>a. Permit to appropriate public water</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
<u>b. Certificate of water right</u>	<u>\$10,000.00</u>
<u>c. Reservoir permit or secondary permit</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
<u>d. Change in use of water</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
<u>e. Severance and transfer of water right</u>	<u>\$80,000.00</u> <u>\$65,000.00</u>
<u>f. Assignment of application, permit, certificate or statement of claim</u>	<u>\$10,000.00</u>
<u>gf. Request for extension of time to complete construction</u>	<u>\$10,000.00</u>
<u>h. Certification of water right for a stockpond</u>	<u>\$10,000.00</u>

C. A person filing an application that is subject to an hourly fee shall submit a \$2,000.00 initial fee at the time the application is submitted to the Department. If

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requested by the applicant, the Department may set a lower initial fee if the Department estimates that the total application fee will be less than \$2,000.00. The Department shall not accept an application for which an initial fee is required under this subsection unless the initial fee is included with the application.

D. The Department shall bill the applicant for processing the application no more than monthly, but at least quarterly. Each bill shall contain the following information for the billing period:

1. The number of hours of the review, excluding hours for travel and the first 60 minutes of pre-application consultation time, accrued by employee position type by activity and subactivity code during the billing period, the date of each activity, a description of each activity and the effective hourly rate for all activities;
2. A description and amount of each review-related cost incurred for the application;
3. A description and amount of the cost of mailing or publishing any legal notice of the application; and
4. The total fees paid to date, the total fees due for the billing period, the date when the fees are payable, which shall not be less than 35 days after the date of the bill, and the maximum fee for the application.

E. A bill for hourly fees becomes past due if the applicant does not pay the bill in full by the due date specified in the bill, unless the applicant submits a timely request for reconsideration of the bill pursuant to subsection (G) of this sSection. If the applicant submits a timely request for reconsideration of the bill, the bill becomes

past due if the applicant does not pay the bill in full AMOUNT DUE UNDER THE DIRECTOR'S DECISION ON THE REQUEST by the date specified in the Director's decision on the request, which shall not be less than 35 days after the date of the decision. If a bill for hourly fees becomes past due, the following shall apply:

1. THE APPLICABLE REVIEW TIME FRAME SHALL BE SUSPENDED FROM THE DATE THE BILL BECAME PAST DUE UNTIL THE APPLICANT PAYS THE BILL IN FULL OR THE APPLICATION IS DENIED UNDER SUBSECTION (E)(2) OF THIS SECTION, WHICHEVER APPLIES.

12. The Department shall suspend its review of the application and send a written notice to the applicant that the bill is past due. If the applicant does not pay the outstanding bill by the date specified in the notice, which shall not be less than 35 days from the date of the notice, the application shall be denied.

2. The applicable review time frame shall be suspended from the date the bill became past due until the applicant pays the bill in full within the time provided in subsection (E)(1) of this section.

F. After the Department makes a determination whether to grant or deny the application, or when an applicant withdraws the application, the Department shall prepare and send to the applicant a final itemized billing statement for the application fee.

1. If the total fee exceeds the amount of the initial fee PAID plus all other payments made to date, the applicant shall pay the balance, up to the maximum

fee for the application plus any applicable review-related costs and the actual cost of mailing or publishing any legal notice of the application, by the date specified in the statement, which shall not be less than 35 days after the date of the statement, UNLESS THE APPLICANT SUBMITS A TIMELY REQUEST FOR RECONSIDERATION OF THE BILL PURSUANT TO SUBSECTION (G) OF THIS SECTION. IF THE APPLICANT SUBMITS A TIMELY REQUEST FOR RECONSIDERATION OF THE BILL, THE BILL BECOMES PAST DUE IF THE APPLICANT DOES NOT PAY THE AMOUNT DUE UNDER THE DIRECTOR'S DECISION ON THE REQUEST BY THE DATE SPECIFIED IN THE DECISION. The Department shall not release the final permit or approval until the ~~balance~~ FINAL BILL is paid in full.

2. If the total fee is less than the initial fee plus all other payments made to date, the Department shall refund the difference to the applicant within 35 days of the date of the statement.

G. An applicant may seek reconsideration of a bill for hourly fees by filing a written request for reconsideration with the Director. The request shall specify, in detail, why the bill is in dispute and shall include any supporting documentation. The written request for reconsideration shall be delivered to the Director in person, by mail, or by facsimile on or before the payment due date. The Director shall make a final decision on the request for reconsideration of the bill and mail a final written decision to the person within 20 business days after the date the Director receives the written request. THE DECISION SHALL SPECIFY A DATE, AT LEAST 35

DAYS FROM THE DATE OF THE DECISION, BY WHICH THE APPLICANT MUST PAY THE BILL. THE DIRECTOR MAY REDUCE THE AMOUNT OF ANY FEES BILLED UNDER THIS SECTION IF THE DIRECTOR DETERMINES THAT THE NUMBER OF REVIEW HOURS OR REVIEW-RELATED COSTS BILLED TO THE APPLICANT WAS INCORRECT OR THAT TIME SPENT BY THE DEPARTMENT TO REVIEW THE APPLICATION AND MAKE A DECISION THEREON WAS NOT NECESSARY OR ADVISABLE.

H. IF A PERSON RECEIVES A BILL UNDER THIS SECTION AND THE BILL BECOMES PAST DUE UNDER SUBSECTION (E) OR (F) OF THIS SECTION, THE DEPARTMENT SHALL NOT ACCEPT FOR FILING ANY OTHER APPLICATION BY THAT PERSON UNTIL THE PERSON PAYS THE PAST DUE AMOUNT IN FULL.

R12-15-104. Applications and Filings Subject to Fixed Fees; Fixed Fee Schedule; Review-Related Costs; Costs for Legal Notices

A. The Department shall accept and take action on the following applications and filings only if the fee shown for the application or filing is paid at the time the application or filing is submitted:

1. Wells:

<u>Type of Application</u>	<u>Fee</u>
<u>a. Late registration of well</u>	<u>\$120.00</u>

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b. <u>Well driller's license</u>	<u>\$50.00</u>
c. <u>Re-issuance or renewal of well driller's license</u>	<u>\$50.00</u>
d. <u>Re-activation of expired well driller's license</u>	<u>\$50.00</u>
e. <u>Well assignment</u>	<u>\$120.00 per well</u>
f. <u>Well capping</u>	<u>\$300.00</u>
g. <u>Notice of intention to abandon a well</u>	<u>\$150.00</u>
h. <u>Notice of intention to drill a well other than a well described in subsection (A)(2)(b) (A)(1)(i) of this Section</u>	<u>\$150.00</u>
i. <u>Notice of intention to drill a well that will not be located in an active management area or irrigation non-expansion area, that will be used solely for domestic purposes and that will have a pump with a maximum capacity of not more than 35 gallons per minute</u>	<u>\$100.00</u>
j. <u>Re-issuance of drill card</u>	<u>\$120.00</u>
k. <u>Permit to drill non-exempt well in an active management area</u>	<u>\$150.00</u> <u>APPLICATION FEE</u> <u>AND \$30.00</u> <u>PERMIT FEE</u>

2. Groundwater:

<u>Type of Application</u>	<u>Fee</u>
a. <u>Conveyance of farm's flexibility account balance</u>	<u>\$250.00</u>
b. <u>Conveyance of notice of authority to irrigate in an irrigation non-expansion area</u>	<u>\$500.00</u>
c. <u>Conveyance of groundwater withdrawal permit</u>	<u>\$500.00</u>

3. Grandfathered rights:

<u>Type of Application</u>	<u>Fee</u>
a. <u>Late application for certificate of grandfathered right</u>	<u>\$100.00</u>
b. <u>Conveyance of certificate of grandfathered right</u>	<u>\$500.00</u>
c. <u>Revised certificate of type 2 non-irrigation grandfathered right to reflect new or additional points of withdrawal that do not include a well drilled after June 12, 1980</u>	<u>\$250.00</u>
d. <u>Approval of development plan to retire irrigation grandfathered right for a type 1 non-irrigation grandfathered right</u>	<u>\$500.00</u>

4. Underground Water Storage, Savings and Replenishment:

<u>Type of Application</u>	<u>Fee</u>
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a. <u>Conveyance of storage facility permit</u>	<u>\$500.00</u>
b. <u>Conveyance of water storage permit</u>	<u>\$500.00</u>
c. <u>Assignment of long-term storage credits</u>	<u>\$250.00</u>

5. Assured and adequate water supply:

<u>Type of Application</u>	<u>Fee</u>
a. <u>Extinguishment of grandfathered right for extinguishment credits</u>	<u>\$250.00</u>
b. <u>Conveyance of extinguishment credits</u>	<u>\$250.00</u>

6. Surface Water:

<u>Type of Application or filing</u>	<u>Fee</u>
a. <u>Re-issuance of surface water right PERMIT or certificate</u>	<u>\$120.00</u>
b. <u>Claim of water right for a stockpond</u>	<u>\$10.00</u>
c. <u>Statement of claim for a water right</u>	<u>\$5.00</u>
d. <u>ASSIGNMENT OF APPLICATION, PERMIT, CERTIFICATE OR STATEMENT OF CLAIM</u>	<u>\$500.00</u>
e. <u>CERTIFICATION OF WATER RIGHT FOR A STOCKPOND</u>	<u>\$120.00</u>

7. Dams:

<u>Type of Application</u>	<u>Fee</u>
<u>Approval of plans for construction, enlargement, repair, alteration or removal of dam</u>	<u>2 percent of estimated cost of dam</u>

8. Water Exchange:

<u>Type of Application</u>	<u>Fee</u>
<u>Notice of water exchange that does not require approval pursuant to A.R.S. § 45-1052(6)(B)</u>	<u>\$500.00</u>

9. Weather Modification:

<u>Type of Application</u>	<u>Fee</u>
<u>a. License for weather control or cloud modification</u>	<u>\$100.00</u>
<u>b. Equipment license for weather control or cloud modification</u>	<u>\$10.00</u>

B. In addition to the application or filing fee listed in subsection (A) of this Section, an applicant shall pay any applicable review-related costs and the actual cost of mailing or publishing any legal notice of the application OR NOTICE OF A PRE-DECISION ADMINISTRATIVE HEARING ON THE APPLICATION.

R12-15-105. Fee for Request for Extension of Time to Submit Information for an Application

An applicant who requests an extension of the time to submit information in response to a written notification of deficiencies within the administrative completeness time frame or a written request for additional information within the substantive review time frame shall include with the request a fee of \$250.00. A request for an extension of time shall not be considered to have been filed unless the fee is paid in full.

R12-15-106. Fees for Dam Safety Inspections

A. The owner of a dam shall pay a fee for the Department's dam safety inspection pursuant to A.A.C. R12-15-1219(A). The fee shall be based on the total crest length of the dam plus appurtenant embankments and saddle dikes, as follows:

<u>Length (feet)</u>	<u>Fee</u>
<u>0 – 500</u>	<u>\$2,000.00</u>
<u>501 – 1,000</u>	<u>\$2,200.00</u>
<u>1,001 – 2,000</u>	<u>\$2,400.00</u>
<u>2,001 – 4,000</u>	<u>\$2,600.00</u>
<u>4,001 – 8,000</u>	<u>\$3,000.00</u>
<u>8,001 – 16,000</u>	<u>\$3,400.00</u>
<u>16,001 – 32,000</u>	<u>\$3,800.00</u>
<u>More than 32,001</u>	<u>\$4,200.00</u>

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- B.** After conducting a dam safety inspection pursuant to A.A.C. R12-15-1219(A), the director shall send to the dam owner a bill for the fee required by subsection (A) of this Section. The dam owner shall pay the fee by the date specified in the bill, which shall not be less than 35 days from the date of the bill. Failure by a dam owner to pay a fee required by subsection (A) of this Section shall be considered a violation of A.A.C. R12-15-1219.
- C.** The owner of a dam who submits a dam safety inspection report pursuant to R12-15-1219(E) shall pay a fee of \$750.00. The Department shall not accept a dam safety inspection report unless the fee is submitted with the report.