

### Application for Waiver from Construction Standards for Public Water Systems

Water System Name Taylors Grove Water Works PWS ID 05782  
 Project or Facility Taylors Grove Water System Improvements County Marion  
 Need for waiver identified: ☐ Water System Survey Date of Survey  
☒ Plan Review # 11-2024

Construction standard requested to be waived: OAR 333-061-0050 2B

As provided under OAR 333-061-0055, the Department may grant waivers from the construction standards prescribed by these rules:

- (a) When it is demonstrated to the satisfaction of the Department that strict compliance with the rule would be highly burdensome or impractical due to special conditions or causes; and
- (b) When the public or private interest in the granting of the waiver is found by the Department to clearly outweigh the interest of the application of uniform rules; and
- (c) When alternate measures are provided which, in the opinion of the Department, will provide adequate protection to the health and safety of the public including the ability to produce water which does not exceed the maximum contaminant levels listed in rule 333-061-0030.

Describe situation that conflicts with the standard. The new well has a 100ft radius that encroaches into 2 homes and 1 gravel road.

Describe why meeting the standard is highly burdensome or impractical. There is no feasible way to have a restrictive easement on the well when a home is inside the well, and there is no other location to construct the well. The road is gravel, so it is a permeable surface that only consists of residential traffic.

Describe proposed alternate measure that provide adequate protection to public health and safety. The well will be drilled into an confined aquifer, and will be cased through the unconfined aquifer.



Signature

3/19/2024  
Date

Name Matthew Burgess, E.I.  
 Address 1011 S Bertelsen Rd  
 City/State/Zip Eugene, OR, 97402

Attach plans of proposed waiver request or additional supporting information and

- Email your regulator; or
- Email [dws.planreview@dhsosha.state.or.us](mailto:dws.planreview@dhsosha.state.or.us); or
- Mail:  
 Oregon Health Authority  
 Drinking Water Services #640  
 PO Box 14450  
 Portland, OR 97293-0450

Telephone Number (541) 302-4996

☐ Comments:

☐ Attachments:

**OHA Use Only**

Waiver ID 542

Entered into waiver database ☒

☒ Plan Review Coordinator's notes: Well is properly constructed in a confined aquifer with low sensitivity, which is an acceptable mitigation.

After due consideration the above requested waiver from the construction standards of OAR 333-061-0050 is hereby:

☒ Approved      Comments:

☐ Denied

*Kari Salis*

12/16/2025

Drinking Water Regional Manager Signature  
Oregon Health Authority

Date

Waiver database updated ☒