

Application for Waiver from Construction Standards for Public Water Systems

Water System Name	New Water System (PR#36-2023)	PWS ID
Project or Facility	Merlin Road RV Park (PWS ID#95705)	County Josephine
Need for waiver identified:	<input type="checkbox"/> Water System Survey	Date of Survey
	<input checked="" type="checkbox"/> Plan Review # 36-2023	

Construction standard requested to be waived: OAR 333-061-0050 2(a)(C) and 2(a)(E)

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 well setbacks from the property line and the temporary sewer connection at a RV.

Describe why meeting the standard is highly burdensome or impractical. The RV park has been built to accommodate existing well configuration.

Describe proposed alternate measure that provide adequate protection to public health and safety. The onsite sewer connection has been built, so that the RV must be parked farther away from well to help minimize contamination.

(See attachment for summary)

DocuSigned by:

 0ABB4D6081064E4...

 Signature Date

Name Anahe Estigarribia
 Address Merlin Road RV Park
 515 Boyer Avenue
 City/State/Zip Sand Point, Idaho 83864
 Telephone Number 541-973-8699

Attach plans of proposed waiver request or additional supporting information and

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

Comments:

Attachments:

OHA Use Only

Waiver ID 462-2023

Entered into waiver database

Plan Review Coordinator's notes: Well is properly constructed in a confined aquifer.

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

Approved Comments:

Denied

Drinking Water Regional Manager Signature
Oregon Health Authority

Date

Waiver database updated

Waiver Summary

The Merlin Road RV Park requests two waivers of standards for the transient non-community water system proposed as part of the new water system PR#36-2023.

The first waiver request is for the well location to be less than 100' from the east property line. The well is currently 46' - 9" from the property line. During the application process, we requested an easement from the adjacent property owner, but the neighbor was unwilling to provide an easement. The current well location provides the most protection from contamination to the water system with the constraints of the riparian setbacks, onsite septic buffering, and narrow lot width. The well cannot be reconfigured to meet the Oregon water system standards on site because of the limitations of the property.

The second waiver request is for the setback of the temporary RV connection lines for RV stall #1. While the onsite sewer connection point and associated piping has been installed outside the 50' setback from the well, the RV space will be within the setback required for the temporary connection from the vehicle. With the onsite connection being outside of the 50' buffer this will require the RV to park as far as possible away from the well to help prevent any contamination events near the well. Also, RV stall #1 is a shorter stall and cannot accommodate larger RV, which generally means the septic holding tanks will be smaller in size as well.

Please let me know if you have any questions or concerns at this time.

Thank you for your consideration,