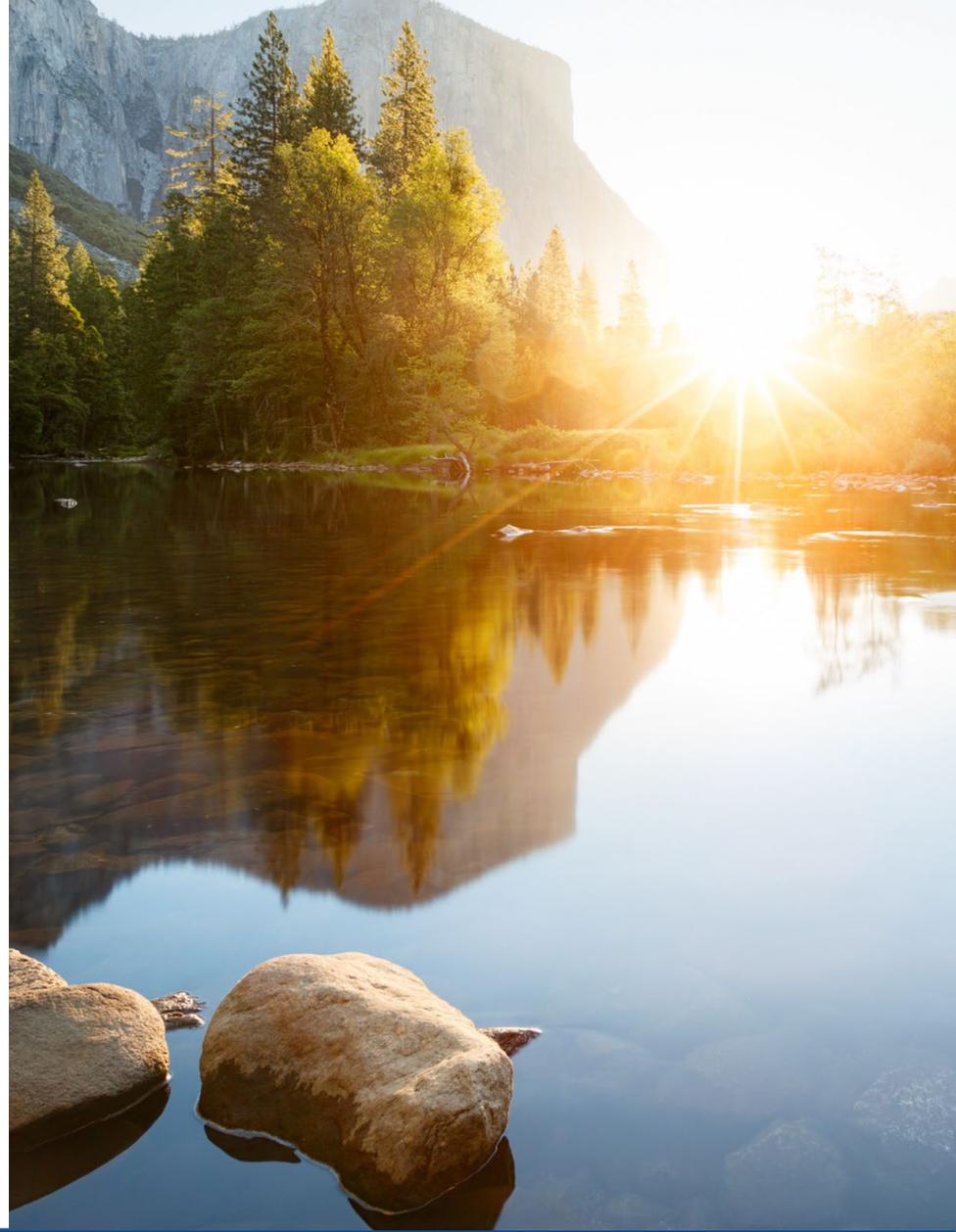


# Subdivision Annual Report and Legislative Rule Package

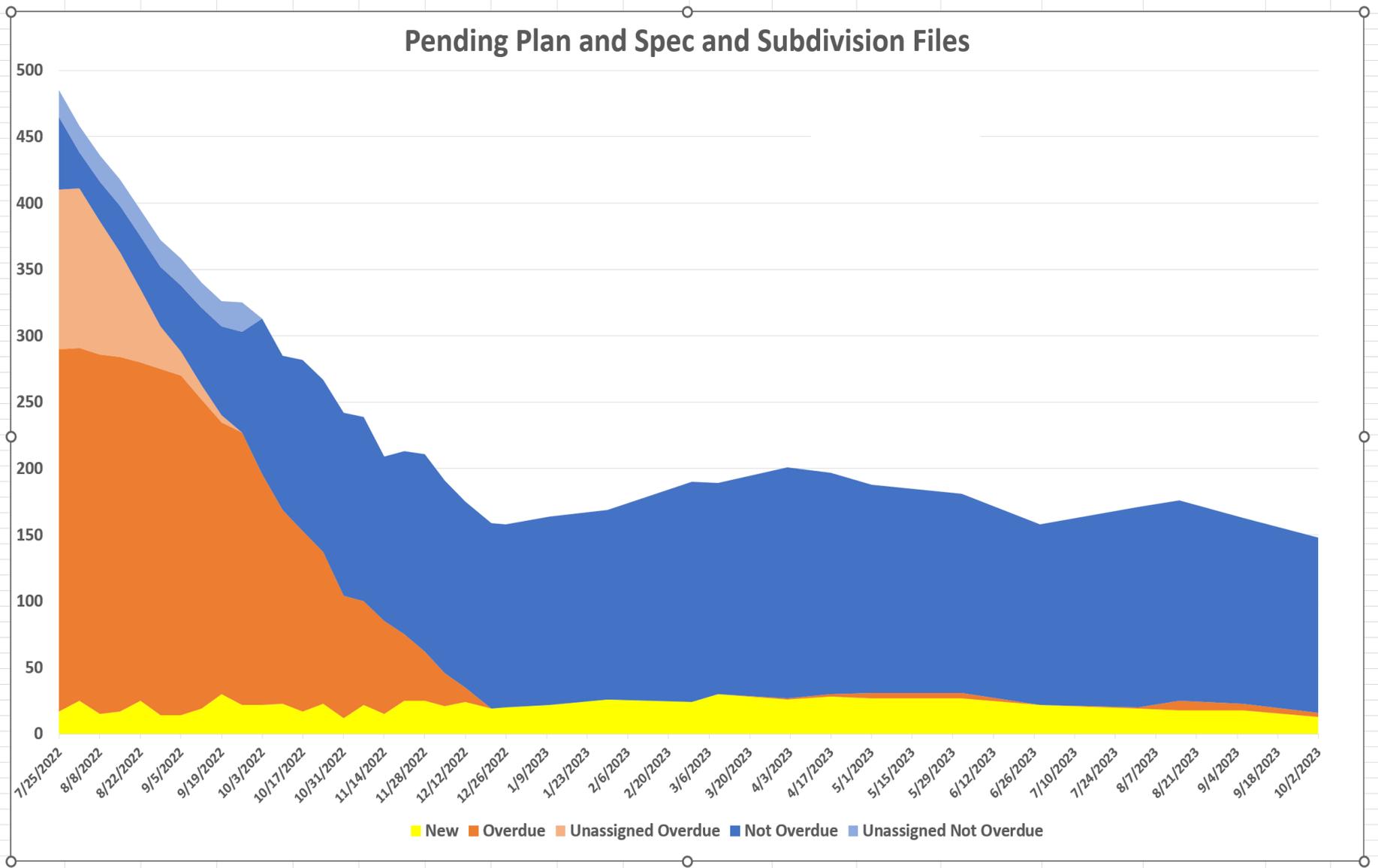




## Topics

- Subdivision Annual Report
- Rule Update:
  - HB364
  - SB237
  - SB285

# Pending Plan and Spec and Subdivision Files



# Subdivision Annual Report - FY23 Goals and Measures

- ✓ Goal 1: Update Design Criteria
  - Phase 1 Comprehensive Rule Update Complete
  - Phase 2 Legislation Rule Package – effective January 1, 2024
  - Phase 3 Nondegradation Updates – Effective July 1, 2024
- ✓ Goal 2: Efficient Review
  - 98% of files now reviewed on-time

# Legislative Rule Summary

- **HB364: Independent reviewers**
- **HB592: Cut and fill systems**
- **SB215: Connection to Public Sewer Systems**
- **SB237: City Development Plans**
- **SB240: Subdivisions exempt from MEPA**
- **SB285: Aggregation exemption, storm water exception, previously approved facilities**
- **SB327: Source-specific well isolation zones and well envelope.**

# Legislative Rule Summary

Aug. 25

- Publish Proposed Rulemaking

Dec. 22

- Publish Notice of Adoption

Jan. 1

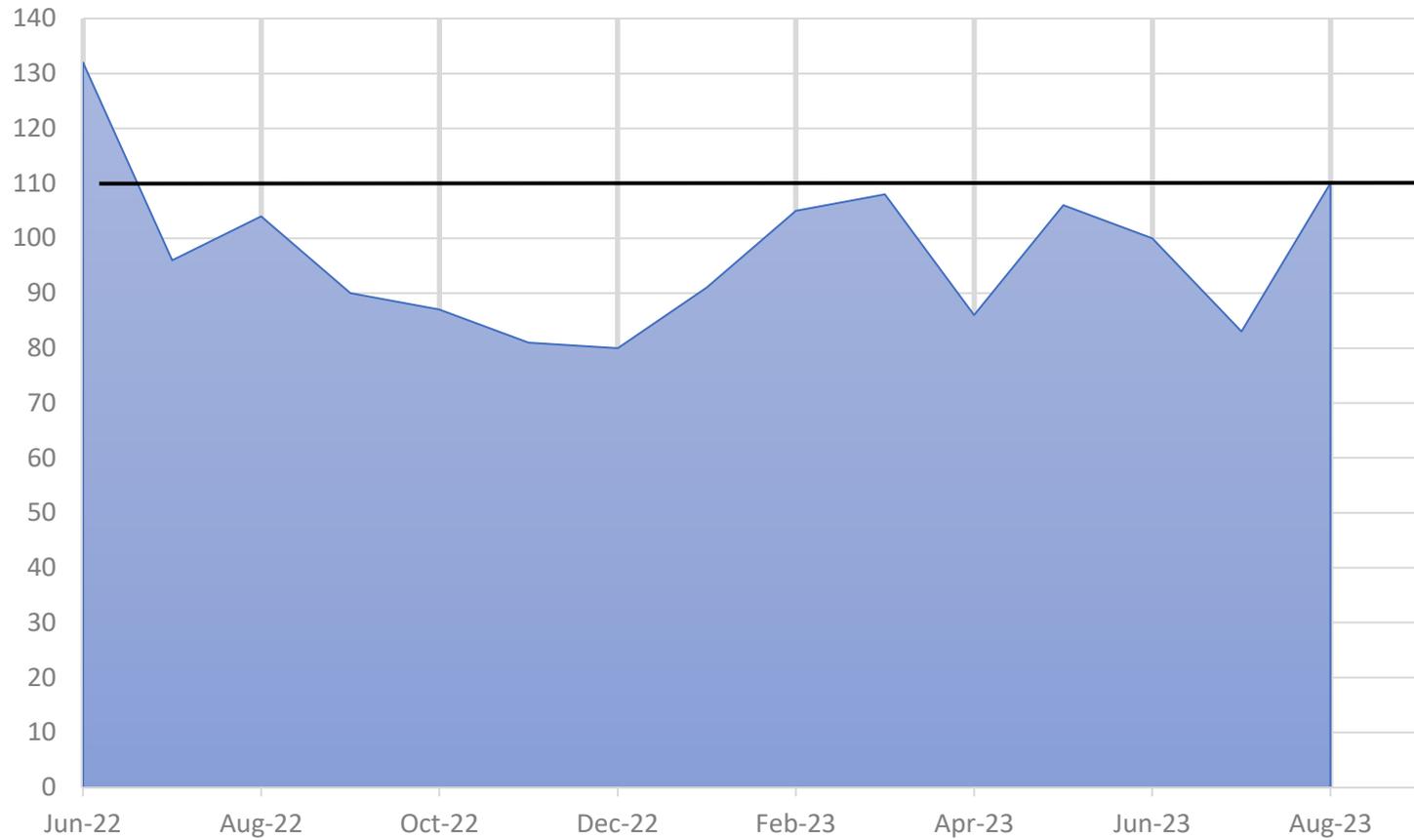
- Rule becomes effective

# HB 364

- DEQ must contract with Independent Reviewers to do reviews when new files exceed 110 per month.
- Refunds
  - First 25% of fees
  - Second 50% of fees
  - Third remainder of fees
- Quarterly report to the EQC of number and percentage of overdue files.
- Municipal Facilities exclusions:
  - Cities no longer limited to 50 connections
  - Cities can be authorized to do their own MFE approvals.

# HB 364

Plan and Spec/Subivision Applications Received per Month FY23



# SB 327

- Allows Cities to manage their own capacity,
- Cities can authorize additional connections beyond their current rated capacity if under a DEQ-approved development plan.



# SB 285

- Clarify review requirements for previously approved facilities,
- Exempt some lots from stormwater review,
- Eliminate construction details at the time of COSA approval for certain types of drainfields,
- Establish minimum stormwater pond volume to simplify analysis, and
- Exempt aggregations from Sanitation Act review.

# SB 285 – Nondegradation: Surface Water Analysis

## By July 1, 2024:

- For nonsignificant changes, no further analysis is required under law or rule,
- Allow nitrogen degradation at the drainfield and riparian zone, based on soil type,
- Add categorical exclusions when surface water is more than 500' away,
- Statutorily limit surface water analysis to  $\frac{1}{4}$  and  $\frac{1}{2}$  mile, depending on soil type, and
- Allow groundwater dilution in certain cases.

# Questions?



# Connect with us!

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