

FAQ Fees and Transmittals:

Ohio Administrative Code OAC 3701-28-06

December 2012

Well log fee

Question:

1. When do local health districts apply the well log fee for test wells?

Answer:

ODNR's well log filing fee should be applied to all well permits for new construction, emergency construction, test wells, and replacement systems. The ODNR well log fee is collected at the same time the application/permit fee is collected for test wells.

Question:

2. Do local health districts have to establish all fee categories listed in OAC 3701-28-06 (E) even if that part of the private water program activity is not done within that jurisdiction?

Answer:

Yes. ODH has a legal interpretation that says in OAC Rule 3701-28-06 (A) and (E) that if water program fees are adopted by a health district then all of the fee categories must be adopted.

Question:

3. Can we just charge a 25% penalty of local fee for 3701-28-06 (F) 2 which deals with work commencing prior to obtaining permit or hauling water prior to being registered?

Answer:

Yes. The 25% penalty for work commencing prior to a permit or hauling water is based on your local health department permit fees. This is cross referencing to the general LHD law authority in ORC 3709.09.

Question:

- 4. Do we have to charge a fee for filing and processing of water sample results?**

Answer:

You do need to set a fee for each fee category, but you can choose for the fee to be zero (or no fee).

Question:

- 5. Can an alteration fee be the same amount as a construction fee?**

Yes, an alteration fee can be the same as a construction fee if that is what your cost methodology analysis indicates. However, ORC 3701.344 (B)(1) does require a different fee for single vs. non-single family dwellings, however this difference can be \$1 if that is what the cost methodology shows.