



IOWA DEPARTMENT OF NATURAL RESOURCES
WATER QUALITY BUREAU PETITION FOR WAIVER
Drinking Water State Revolving Loan Program

PETITION FOR WAIVER

To obtain a waiver to an administrative rule adopted by the DNR a petitioner must provide comprehensive justification that satisfies all of the criteria in [Iowa Code section 17A.9A](#) and Iowa Administrative Code Chapter (IAC) [561 IAC 10](#). This includes the following criteria:

1. The application of the rule would pose an undue hardship on the person for whom the waiver is requested.
2. The waiver from the requirements of a rule in the specific case would not prejudice the substantial legal rights of any person.
3. The provisions of a rule subject to a petition for a waiver are not specifically mandated by statute or another provision of law.
4. Substantially equal protection of public health, safety, and welfare will be afforded by a means other than that prescribed in the particular rule for which the waiver is requested.

PERMIT/PROGRAM

A waiver is being requested for the following permit/program: 567 IAC Chapter 44 Drinking Water State Revolving Fund.

Petitioner Information

Name: _____
Address: _____
City, State, Zip: _____
Email: _____ Telephone: _____

Facility Information

Name: _____ Facility ID/Permit #: _____
Address: _____
City, State, Zip: _____
Email: _____ Telephone: _____

Petitioner Justification

This waiver request covers 567 IAC 44.11(1)a, which is not a rule specifically mandated by statute or another provision of state or federal law. Each question must be answered using evidence which establishes that all of the criteria are satisfied.

1. Describe the specific requested waiver:

2. List relevant facts which justify the waiver:

3. Why would a denial of this waiver request pose an undue hardship? Clear and convincing evidence must be provided on why the rule would pose an undue hardship for whom the waiver was requested.

4. If the waiver is granted, would it prejudice the substantial legal rights of any person? Yes No. If yes, describe how.

5. How will substantially equal protection of public health, safety, and welfare be afforded by a means other than that prescribed in the particular rule for which the waiver is requested? Attach additional information to support your justification.

PETITIONER CERTIFICATION

The DNR shall grant or deny a petition for a waiver with 120 days of the receipt of the petition. Failure of the DNR to grant or deny a petition within the required time period shall be deemed a denial of that petition by the DNR. A waiver is void if the material facts are not true or if facts have been withheld. The DNR reserves the right to cancel a waiver at any time if the DNR finds that the facts as stated in the request are not true, material facts have been withheld, the alternative means of compliance provided in the waiver have failed to achieve the objectives of the statute, or the requester has failed to comply with the conditions of the waiver.

By signing this petition, I certify that all information listed on this petition and the attached additional information is factual and accurate.

Signature: _____ Date: _____
Name: _____ Position: _____