

**Effective December 21, 2019, Env-Wq 1001.03(c)(4) and (f)(3) read as follows:**

Env-Wq 1001.03 Waivers.

(c)...(4) For each waiver:

- a. The part and section number and the specific language of the rule for which a waiver is being sought;
- b. A full explanation of why a waiver is being sought, including a description of the operational and economic consequences of complying with the established requirement;
- c. If the waiver is needed to allow an existing legal use to continue, documentation that the use is legal, for example the approval number of the prior state approval for the ISDS;
- d. A full explanation of the alternatives for which a waiver is sought, if any, with backup calculations and data for support; and
- e. A full explanation of how the grant of the waiver is consistent with the criteria specified in (f), below.

(f)...(3) The requested waiver is not to surface water, very poorly drained soils, or an off-lot well installed prior to July 1, 1989, unless the waiver is needed to allow an existing legal use to continue; and

**Effective December 21, 2019, Env-Wq 1001.03(k) reads as follows:**

(k) If the full extent of a set-back cannot be met due to lot size or other limitations and a waiver is obtained pursuant to this section, the set-back reduced by the waiver shall be as close to the specified distance as possible.

**APPENDIX A: STATE STATUTES IMPLEMENTED**

<b>Rule Section(s)</b>	<b>Specific Statute(s) Implemented</b>
Env-Wq 1001.03(c)(4), (f)(3), (k)	RSA 485-A:1; RSA 485-A:29-44; RSA 541-A:22, IV