

DRAFT

Department of Environmental Quality's recommendation shall prepare and submit a mitigation plan to the Department, consistent with requirements for mitigation plans established by the Board, and record a mitigation plan approved by the Department with the subdivision plat prior to constructing any private wells within the subdivision. The Department of Environmental Quality is authorized to charge the developer a fee not to exceed \$5,000 to perform the technical evaluation. This section shall not apply to the developer of a subdivision who constructs all of the private wells within the subdivision in the surficial aquifer.

2. This technical evaluation requirement applies to any such subdivision for which the developer obtains plat approval on or after July 1, 2018.