

Kansas Administrative Regulations

Kansas Department of Agriculture—Division of Water Resources

Article 40.—Design of Earth Dams

5-40-105. Procedure for independent review of an application to construct a dam or other water obstruction.

(a) When an applicant provides a copy of that individual's application to an approved reviewer pursuant to K.S.A. 82a-302 and amendments thereto, the applicant shall also submit the following to the chief engineer:

- (1) The original application;
- (2) all documentation required for an acceptable application as specified in K.A.R. 5-40-8;
- (3) the statutorily required filing fee; and
- (4) the name, address, and telephone number of the reviewer.

(b) The review required by the water projects environmental coordination act, K.S.A. 82a-325 et seq. and amendments thereto, shall be initiated by the chief engineer after the chief engineer receives the application.

(c) Within 37 days after the review specified in subsection (b) is initiated by the chief engineer, any comments received from the environmental review agencies shall be sent by the chief engineer to the reviewer.

(Authorized by K.S.A. 2006 Supp. 82a-303a; implementing K.S.A. 2006 Supp. 82a-302 and 82a-303a; effective May 18, 2007.)

***** Authenticated Kansas Administrative Regulation *****