

CHAPTER 7002
MINNESOTA POLLUTION CONTROL AGENCY
PERMIT FEES

7002 0100 AIR QUALITY PERMIT FEE
 SCHEDULE
 7002 0220 DEFINITIONS
 7002 0250 APPLICATION FEE

7002 0260 PROCESSING FEE
 7002 0310 TABLE, WATER QUALITY PERMIT
 FEES

7002.0100 AIR QUALITY PERMIT FEE SCHEDULE.

[For text of subpart 1, see M.R. 1987]

Subp. 2. Application fee. A person making application for an air emission facility permit or an indirect source permit shall submit with the application an application fee of \$80.

Subp. 3. Basic processing fees. The permittee shall pay the following basic processing fees for the applicable permit activity:

- A. \$1,440 for the construction of an indirect source;
- B. \$1,440 for the construction or reconstruction of a major emission facility;
- C. \$480 for the construction or reconstruction of an emission facility other than a major emission facility;
- D. \$480 for the modification of a major emission facility or installation of air pollution control equipment at a major emission facility;
- E. \$160 for the modification of an emission facility other than a major emission facility or installation of air pollution control equipment at an emission facility other than a major emission facility;
- F. \$720 for the reissuance of a major emission facility permit; and
- G. \$240 for the reissuance of an emission facility permit other than a major emission facility.

For purposes of this subpart, activities as described in items D and E that occur during the last year of the term of a permit will be addressed along with the reissuance of the permit for a new term. The agency shall waive the fee for items D and E and only assess a reissuance fee and applicable additional processing fees.

Subp. 4. Additional processing fees. In addition to the basic processing fees required in subpart 3, the permittee shall pay the following additional processing fees, if applicable:

- A. \$800 for a major stationary source, as defined in Code of Federal Regulations, title 40, section 51.18(j)(1)(iv), as amended through June 25, 1982, located in a nonattainment area;
- B. \$240 for an emission facility that is subject to the federal prevention of significant deterioration requirements as established in Code of Federal Regulations, title 40, section 51.24;
- C. \$80 for an emission facility that is subject to the federal new source performance standards established in Code of Federal Regulations, title 40, part 60;
- D. \$240 for an emission facility that must apply best available control technology, as required under Code of Federal Regulations, title 40, section 51.24;
- E. \$400 for evaluation of air emissions containing pollutants for which no ambient air quality standard has been established under part 7005.0080 (state ambient air quality standards) and which have the potential to be injurious to human health;

F. \$240 for dispersion modeling review; and

G. \$240 for each performance test review.

Subp. 5. **Annual fees.** All persons required to obtain an air emission facility permit shall pay the following applicable annual fee:

A. \$1,040 for a major emission facility; or

B. \$240 for an emission facility other than a major emission facility.

The agency shall not charge an annual fee for an emission facility with potential emissions of a single pollutant of more than 25 tons per year but less than 50 tons per year unless the facility also discharges lead to the ambient air.

[For text of subp 6, see M.R. 1987]

Statutory Authority: *MS s 116.07 subd 4d*

History: *12 SR 1969*

7002.0220 DEFINITIONS.

[For text of subps 1 to 3, see M.R. 1987]

Subp. 4. **Major NPDES facility; definition.** "Major NPDES facility" means a wastewater treatment discharger designated by the commissioner and the regional administrator of the United States Environmental Protection Agency as part of the annual work plan that is developed in accordance with and that is subject to the public participation requirements of Code of Federal Regulations, title 40, part 35, and subject to review and approval of the agency. The agency and the United States Environmental Protection Agency shall designate the following types of facilities as major NPDES facilities unless the agency and the United States Environmental Protection Agency find that the facility does not have a potential for significantly impacting water quality:

[For text of subp 4, items A and B, see M.R. 1987]

C. a facility that is a primary industry as defined in Code of Federal Regulations, title 40, section 122.2, or other industry that discharges quantities of process wastewater, which are significant due to the volume, pollutant loading, or other discharge parameters or the character of the receiving water; or

[For text of subp 4, item D, see M.R. 1987]

Subp. 5. **Municipal permit; definition.** "Municipal permit" means a permit issued to a municipality as defined in part 7001.1020, subpart 18, for the discharge or disposal of wastewater which is five percent or more sewage. Permits issued to municipalities for facilities treating or disposing of waste that is less than five percent sewage shall be considered nonmunicipal permits.

[For text of subps 6 to 9, see M.R. 1987]

Statutory Authority: *MS s 116.07 subd 4d*

History: *L 1987 c 186 s 15; 12 SR 1336*

7002.0250 APPLICATION FEE.

A person who applies for a permit to construct, install, modify, or operate a facility or applies for a permit modification as described in part 7001.0190 shall submit with the application the appropriate application fee. Failure to submit the fee renders the application incomplete and the agency shall suspend processing of the application until the fee is received. Application fees are nonrefundable.

Statutory Authority: *MS s 116.07 subd 4d*

History: *12 SR 1336*

MINNESOTA RULES 1988

7002.0260 PERMIT FEES

48

7002.0260 PROCESSING FEE.

A permittee shall pay the applicable processing fee within 30 days of issuance of the permit by the agency.

A permittee who applies for the modification of a permit in accordance with part 7001.0190, subpart 1, shall pay a processing fee of one-half of the fee listed in part 7002.0310. No processing fee shall be charged for a permit modified in accordance with part 7001.0190, subpart 2 or 3.

If a facility is a "small business" as defined in Minnesota Statutes, section 14.115, subdivision 1, or a municipal wastewater treatment plant with an average design flow of less than 30,000 gallons per day, the permittee may request to pay the processing fee in annual installments. Annual installments are determined by dividing the processing fee into equal annual payments based on the term of the permit. The first payment shall be made within 30 days of issuance of the permit and annually thereafter on the anniversary of issuance. A facility that qualifies as a "small business" must provide proof of that status upon application for a permit.

Statutory Authority: *MS s 116.07 subd 4d*

History: *12 SR 1336*

7002.0310 TABLE, WATER QUALITY PERMIT FEES.

Subpart 1. Major NPDES permit fees. The following fees shall be paid for major NPDES facilities:

A. Municipal permits:

Design Flow in Million Gallons per Day (MGD)	Application Fee	Processing Fee	Annual Fee
50 and over	\$50	\$52,200	\$69,600
20 to 49.99	50	22,600	13,900
5 to 19.99	50	10,400	4,400
Up to 4.99	50	4,900	1,700

B. Nonmunicipal permits:

Design Flow in Million Gallons per Day (MGD)	Application Fee	Processing Fee	Annual Fee
20 to 49.99	\$50	\$22,600	\$15,700
5 to 19.99	50	12,500	5,200
Up to 4.99	50	6,400	2,600
Cooling or Mine Pit Dewatering (any flow)	50	12,500	5,200

Subp. 2. Non major NPDES and state disposal permit fees. The following fees shall be paid by a permittee not designated as a major NPDES facility and by a permittee that has applied for or received a state disposal system permit.

A. Municipal permits:

Design Flow in Million Gallons per Day (MGD)	Application Fee	Processing Fee	Annual Fee
Greater than .100	\$50	\$2,180	\$240

MINNESOTA RULES 1988

0 to .100	50	1,040	90
Sewage sludge landspreading facilities	50	1,040	90

B. Nonmunicipal permits:

Design Flow in Million Gallons per Day (MGD)	Application Fee	Processing Fee	Annual Fee
---	--------------------	-------------------	---------------

Sewage 0 to .100	\$50	\$1,040	\$90
Other nonmunicipal (any flow)	50	2,180	300

Subp. 3. Other water quality permit fees. The following application fees shall be paid by a permittee that has applied for or received a general, sewer extension, or liquid storage permit.

- A. General, \$50;
- B. Sewer extension, \$140; and
- C. Liquid storage, \$440.

Statutory Authority: *MS s 116.07 subd 4d*

History: *12 SR 1336*