

**7002.0253 WATER QUALITY PERMIT APPLICATION FEES AND ADDITIONAL FEES.**

Subpart 1. **Application points.** The points assessed for each permit application, amendment, or water quality effluent limitation review designated in this subpart shall be multiplied by the dollar per point value as determined in part 7002.0252 to calculate the application fee.

A. A person requesting a water quality effluent limitation review shall pay a fee equal to five points for each preliminary effluent limit request submitted in advance of or separate from an NPDES/SDS permit application. If multiple requests for reviews are submitted to the agency over time, each request is subject to the fee.

B. A person submitting an application for a feedlot permit shall be assessed as follows:

(1) for coverage under a general feedlot permit to construct or operate, a fee equivalent to two points;

(2) for modification of activities under a general feedlot permit, a fee equivalent to two points;

(3) for issuance of an individual feedlot permit to construct or modify, a fee equivalent to six points; and

(4) for reissuance of an individual feedlot permit, a fee equivalent to two points.

C. A person submitting an application for discharge of wastewater, operation of a disposal system, or biosolids treatment or storage shall be assessed as follows:

(1) for coverage under or modification of a general permit to construct or operate, a fee equivalent to four points;

(2) for issuance of an individual wastewater permit or biosolids treatment or storage permit for a new facility, a fee equivalent to 30 points;

(3) for a major modification with no construction, a fee equivalent to eight points;

(4) for a major modification with construction but with no increase in design flow, a fee equivalent to eight points;

(5) for a major modification with construction and an increase in design flow, a fee equivalent to 30 points;

(6) for a minor modification requested by the permittee and not for the purpose of correcting permit errors, a fee equivalent to four points;

(7) for reissuance of an individual permit, with no modifications requested by the permittee, a fee equivalent to four points;

(8) for issuance of an individual pretreatment permit, a fee equivalent to eight points; and

(9) for issuance of an individual dredge material disposal permit, a fee equivalent to eight points.

D. A person submitting an application for a sewer extension shall be assessed based on the additional design flow as follows:

(1) to increase flows from 0 to 0.10 million gallons per day (MGD), a fee equivalent to one point;

(2) to increase flows from greater than 0.10 to 1.0 MGD, a fee equivalent to two points; and

(3) to increase flows greater than 1.0 MGD, a fee equivalent to three points.

Subp. 2. **Additional points.** The points assessed for activities designated in this subpart shall be multiplied by the dollar per point value as determined in part 7002.0252 to calculate the additional fee.

A. A person submitting an individual permit application under subpart 1 with a new or increased maximum daily design flow for an industrial facility, or average wet weather design flow for all other facilities, shall be assessed a fee according to this item. The flow determination does not include noncontact cooling water, which is assessed points under item B:

(1) if the resulting flow increase is 0 to 0.20 MGD, no additional fee shall be assessed;

(2) if the resulting flow increase is greater than 0.20 MGD and less than 1.0 MGD, a fee equivalent to five points;

(3) if the resulting flow increase is equal to or greater than 1.0 MGD and less than 5 MGD, a fee equivalent to ten points;

(4) if the resulting flow increase is equal to or greater than 5 MGD and less than 20 MGD, a fee equivalent to 20 points;

(5) if the resulting flow increase is equal to or greater than 20 MGD and less than 50 MGD, a fee equivalent to 30 points;

(6) if the resulting flow increase is equal to or greater than 50 MGD, a fee equivalent to 40 points; and

(7) if the resulting flow is from mine pit or quarry dewatering or sewer extensions, no additional fee shall be assessed.

B. A person submitting an application for an individual permit that includes the discharge of noncontact cooling water shall be assessed a fee based on the increased maximum daily design flow resulting from new or modified noncontact cooling water discharge as follows:

(1) if the resulting increase in flow is less than 50 MGD, a fee equivalent to five points; and

(2) if the resulting increase in flow is equal to or greater than 50 MGD, a fee equivalent to 20 points.

C. If a permit application requires a nondegradation review under parts 7050.0180, 7050.0185, 7050.0186, or 7052.0300 to 7052.0330, the applicant shall pay a fee equivalent to 20 points.

D. If a permit applicant requests a variance under part 7000.7000, the applicant shall pay a fee equivalent to 35 points.

E. If a person makes a confidentiality request under part 7000.1300, the applicant shall pay a fee equivalent to two points. This fee applies regardless of whether it is requested as part of a permit application.

F. If an EAW is required under a mandatory category specified in part 4410.4300, the agency is the designated responsible governmental unit (RGU), and an air or water permit is required for the project, the applicant shall pay fees as described in subitems (1) to (3). If a facility requires both an air and water permit, the points for an EAW review shall be assessed only once. The agency shall use the lower of the dollar per point value for an air or water permit as calculated in part 7002.0018 or 7002.0252 to calculate the fee. Fees shall be assessed as follows:

(1) if an applicant is required to complete an EAW under part 4410.4300, subpart 18, item A, or 29, a fee equivalent to 15 points;

(2) if an applicant is required to complete an EAW under part 4410.4300, subpart 8, item A or B; 10, items A to C; 16, item A or D; 17, items A to C or E to G; or 18, item B or C, a fee equivalent to 35 points; and

(3) if an applicant is required to complete an EAW under part 4410.4300, subpart 4; 5, item A or B; 13; 15; 16, item B or C; or 17, item D, a fee equivalent to 70 points.

**Statutory Authority:** *MS s 115.03; 116.07*

**History:** *34 SR 1205; 38 SR 1535*

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