

7077.0281 COMMISSIONER CERTIFICATION TO AUTHORITY.

Subpart 1. **Certification of planning and design projects.** Upon review and approval of the documents required by part 7077.0280, subpart 2, and a determination that the project meets the applicable requirements of the act, federal regulations, state statutes, and this chapter, the commissioner shall certify the project to the authority.

Subp. 2. [Repealed, 30 SR 923]

Subp. 3. **Certification of construction projects.** Upon the completion of items A to D, the commissioner shall certify the project to the authority.

A. The environmental review requirements of chapter 4410, Minnesota Statutes, chapter 116D, and Code of Federal Regulations, title 40, part 35, subpart K, have been satisfactorily met.

B. The municipality has obtained a NPDES or SDS permit from the agency for the project, if applicable.

C. The documents required under part 7077.0280, subpart 4, have been reviewed and approved.

D. The project has been determined to meet the applicable requirements of the act, federal regulations, Minnesota Statutes, and this chapter.

Subp. 3a. **Essential project components.** In certifying a wastewater treatment project under this part, the commissioner shall include a statement of essential project components and associated costs, which shall be based upon the essential project component percentage calculated under this subpart. "Essential project components" are those components of a project that are necessary to convey or treat a municipality's existing wastewater flows and loadings. Based on information contained in the approved facilities plan submitted under part 7077.0272, the essential project component percentage shall be calculated by multiplying 100 times the number obtained by dividing the total existing daily carbonaceous biochemical oxygen demand (CBOD) mass loading by the proposed total 20-year growth daily CBOD mass loading.

Subp. 4. **Amended certification.** If there is significant alteration to a project after the commissioner certifies the project to the authority, the municipality must request, in writing, an amended certification. Upon review and approval of the request and project alteration, the commissioner shall send an amended certification to the authority.

Statutory Authority: *MS s 116.07; 116.182; 446A.07*

History: *13 SR 1690; 15 SR 288; 17 SR 3097; 30 SR 923*

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