

1 Pollution Control Agency

2

3 Adopted Permanent Rules Relating to Water Quality Permit Fees

4

5 Rules as Adopted

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WATER QUALITY PERMIT FEES

7 7002.0210 SCOPE.

8 Parts 7002.0210 to 7002.0310 apply to all persons required

9 to obtain a permit from the Minnesota Pollution Control Agency

10 as described in part 7001.0020, items C, E, and F.

11 7002.0220 DEFINITIONS.

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

13 Subp. 3a. **General storm water permit.** "General storm

14 water permit" means a general permit as defined in part

15 7001.0010, subpart 4, issued to a municipality or nonmunicipal

16 entity that discharges storm water.

17 Subp. 3b. **Individual storm water permit.** "Individual

18 storm water permit" means a permit as defined in part 7001.0010,

19 subpart 3, governing the discharge of storm water. Fees for

20 this permit are set in part 7002.0310, subpart 2, item B, under

21 "other nonmunicipal."

22 Subp. 4. **Major NPDES facility.** "Major NPDES facility"

23 means a wastewater treatment discharger designated by the

24 commissioner and the regional administrator of the United States

25 Environmental Protection Agency as part of the annual work plan

26 that is developed in accordance with and that is subject to the

27 public participation requirements of Code of Federal

28 Regulations, title 40, part 35, and subject to review and

29 approval of the agency. The agency and the United States

30 Environmental Protection Agency shall designate the following

31 types of facilities as major NPDES facilities unless the agency

32 and the United States Environmental Protection Agency find that

33 the facility does not have a potential for significantly

34 impacting water quality:

35 [For text of items A to D, see M.R.]

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

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

8 Subp. 6a. **Sanitary sewer extension permit.** "Sanitary  
9 sewer extension permit" means a state disposal system permit for  
10 the extension, addition, or change of a municipal sanitary  
11 system.

12 [For text of subps 7 to 9, see M.R.]

13 7002.0230 FEE DETERMINATION.

14 The agency shall calculate annual fees based upon the  
15 schedule in parts 7002.0305 and 7002.0310 and shall notify the  
16 permittee of the amount due prior to each payment date.

17 7002.0240 PAYMENT OF FEES.

18 A person submitting a fee shall make the fee payable to the  
19 "Minnesota Pollution Control Agency" and submit it to the  
20 director of the Water Quality Division.

21 7002.0270 ANNUAL FEE.

22 All persons required to obtain a permit listed in part  
23 7002.0310, subparts 1, 2, and 3, shall pay an annual fee for  
24 processing of the permit and enforcement of applicable statutes  
25 and rules as described in items A to F. The annual fee shall be  
26 paid within 30 days of receipt of an invoice from the agency.

27 A. A permittee holding a new or reissued permit after  
28 the effective date of the amendments to parts 7002.0210 to  
29 7002.0310 is subject to the fees established in part 7002.0310.  
30 A permittee holding an unexpired permit on the effective date of  
31 the amendments to those parts shall continue to comply with the  
32 payment schedules in part 7002.0305 until the permit expires.

33 B. A permittee applying for a permit modification  
34 according to part 7001.0190, subpart 1, shall pay an additional

1 fee equal to 50 percent of the permittee's annual fee as  
2 established in part 7002.0310.

3 C. A permittee holding an unexpired permit on the  
4 effective date of the amendments to parts 7002.0210 to 7002.0310  
5 that applies for the permit modification according to part  
6 7001.0190, subpart 1, shall pay a modification fee as  
7 established in part 7002.0305.

8 D. An applicant for reissuance of an expired permit  
9 under part 7001.0160 must pay fees set in part 7002.0310.

10 E. A permittee or applicant for an individual storm  
11 water permit must pay fees set in part 7002.0310, subpart 2,  
12 item B, under "other nonmunicipal."

13 F. A permittee holding a general storm water permit  
14 that does not require submittal of reports to the agency is  
15 exempt from paying the annual fee as defined in part 7002.0310,  
16 subpart 3.

17 7002.0280 NOTIFICATION OF ERROR.

18 A person who thinks that an annual fee for a specific  
19 facility is in error shall provide written notice of the error  
20 to the director of the Division of Water Quality, along with the  
21 assessed fee. If the director of the Division of Water Quality  
22 finds, upon reviewing the data, that the assessed fee was in  
23 error, the overpayment shall be refunded to the permittee or  
24 credited to the permittee's account.

25 7002.0300 WATER QUALITY PERMIT FEE SCHEDULE.

26 Permit fees for water quality permits are established in  
27 parts 7002.0305 and 7002.0310.

28 7002.0305 TABLE, WATER QUALITY PERMIT FEES PAID BY HOLDERS OF  
29 UNEXPIRED PERMITS.

30 Subpart 1. **Major NPDES permit fees.** The following fees  
31 shall be paid by major NPDES facility permittees that have paid  
32 separate processing and annual fees under parts 7002.0210 to  
33 7002.0310 prior to the amendments to those parts. The following  
34 fees shall be paid during the remaining term of the permit.

1           A. Municipal permits:

2    Design Flow			
3    in Million			
4    Gallons per	Application	Modification	Annual
5    Day (MGD)	Fee	Fee	Fee
7    50 and over	\$85	\$43,800	\$117,000
8    20 to 49.99	85	19,000	23,400
9    5 to 19.99	85	8,800	7,500
10   Up to 4.99	85	4,100	2,800

12           B. Nonmunicipal permits:

13   Design Flow			
14   in Million			
15   Gallons per	Application	Modification	Annual
16   Day (MGD)	Fee	Fee	Fee
18   20 to 49.99	\$85	\$18,900	\$26,400
19   5 to 19.99	85	10,500	8,700
20   Up to 4.99	85	5,400	4,400
21   Cooling or			
22    Mine Pit			
23    Dewatering			
24    (any flow)	85	10,400	8,700

26           Subp. 2. Nonmajor NPDES and state disposal permit fees.

27 The fees in items A and B shall be paid by a permittee not  
 28 designated as a major NPDES facility that has paid separate  
 29 processing and annual fees under parts 7002.0210 to 7002.0310  
 30 prior to the effective date of the amendments to those parts and  
 31 that has applied for or received a state disposal system  
 32 permit. The fees shall be paid during the remaining term of the  
 33 permit.

34           A. Municipal permits:

35   Design Flow			
36   in Million			
37   Gallons per	Application	Modification	Annual
38   Day (MGD)	Fee	Fee	Fee
40   Greater than			
41    .100	\$85	\$1,800	\$410
42    0 to .100	85	900	155
43   Sewage Sludge			
44    Landspreading			
45    Facilities	85	890	150

47           B. Nonmunicipal permits:

48   Design Flow			
49   in Million			
50   Gallons per	Application	Modification	Annual
51   Day (MGD)	Fee	Fee	Fee
53   Sewage 0 to			
54    .100	\$85	\$ 880	\$145
55   Other nonmunicipal			
56    (any flow)	85	1,825	510

57 7002.0310 TABLE, WATER QUALITY PERMIT FEES.

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

3 A. Municipal permits:

4 Design Flow 5 in Million 6 Gallons per 7 Day (MGD)	Application 8 Fee	Annual 9 Fee
10 50 and over	\$ 85	\$ 135,000
11 20 to 49.99	85	31,000
12 5 to 19.99	85	11,000
13 Up to 4.99	85	4,500

14 B. Nonmunicipal permits:

15 Design Flow 16 in Million 17 Gallons per 18 Day (MGD)	Application 19 Fee	Annual 20 Fee
21 20 to 49.99	\$ 85	\$ 34,000
22 5 to 19.99	85	14,000
23 Up to 4.99	85	6,500
24 Cooling or 25 Mine Pit 26 Dewatering (any flow)	85	13,000

28 Subp. 2. Nonmajor NPDES and state disposal permit fees.

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

32 A. Municipal permits:

33 Design Flow 34 in Million 35 Gallons per 36 Day (MGD)	Application 37 Fee	Annual 38 Fee
39 Greater than 40 .100	\$ 85	\$ 1,140
41 0 to .100	85	505
42 Sewage Sludge 43 Landspreading 44 Facilities	85	500

45 B. Nonmunicipal permits:

46 Design Flow 47 in Million 48 Gallons per 49 Day (MGD)	Application 50 Fee	Annual 51 Fee
52 Sewage 0 to 53 .100	\$ 85	\$ 495
54 Other nonmunicipal 55 (any flow)	85	1,230

56 Subp. 3. Other water quality permit fees. The following  
57 application fees shall be paid by a permittee that has applied  
58 for or received a general permit as defined in part 7001.0010,

1 subpart 4, a sanitary sewer extension permit, or a general storm  
2 water permit.

3		Application	Annual
4		Fee	Fee
5			
6	General	\$ 85	\$260
7	General Storm	85	270
8	Sanitary Sewer Extension	240	

9 REPEALER. Minnesota Rules, part 7002.0260, is repealed.