

1 Pollution Control Agency

2

3 Adopted Permanent Rules Relating to Storm Water Permits

4

5 Rules as Adopted

6 7001.1020 DEFINITIONS.

7 [For text of subps 1 to 16, see M.R.]

8 Subp. 16a. **General construction storm water permit.**

9 "General construction storm water permit" means an NPDES general
10 permit for storm water discharges from any construction activity
11 including clearing, grading, and excavation activities
12 disturbing five or more acres of land. Construction activity on
13 a parcel of land greater than five acres that is subdivided into
14 parcels less than five acres requires a general construction
15 storm water permit.

16 Subp. 16b. **General industrial storm water permit.**

17 "General industrial storm water permit" means an NPDES general
18 permit for storm water discharges associated with industrial
19 activity which is directly related to manufacturing, processing,
20 or raw materials storage at an industrial plant defined in Code
21 of Federal Regulations, title 40, section 122.26(b)(14)(i-ix,
22 xi).

23 Subp. 16c. **Individual storm water permit.** "Individual
24 storm water permit" means an NPDES general permit for a storm
25 water discharge from a specific site and type of activity as
26 defined under Code of Federal Regulations, title 40, section
27 122.26(b)(14), from a large municipal separate storm sewer
28 system, or a medium municipal separate storm sewer system.

29 Subp. 16d. **Large municipal storm sewer system.** "Large
30 municipal storm sewer system" means a separate storm sewer
31 system that is located in an incorporated place with a
32 population of 250,000 or more as determined by the latest
33 Decennial Census by the Bureau of the Census.

34 [For text of subp 17, see M.R.]

35 Subp. 17a. **Medium municipal storm sewer system.** "Medium

1 municipal storm sewer system" means a separate storm sewer
 2 system that is located in an incorporated place with a
 3 population of 100,000 or more but less than 250,000 as
 4 determined by the latest Decennial Census by the Bureau of the
 5 Census.

6 [For text of subp 18, see M.R.]

7 Subp. 19. **National Pollutant Discharge Elimination System**
 8 or **NPDES**. "National Pollutant Discharge Elimination System" or
 9 "NPDES" means the national program for issuing, modifying,
 10 revoking and reissuing, terminating, monitoring, and enforcing
 11 permits, and imposing and enforcing pretreatment requirements
 12 under sections 307, 318, 402, and 405 of the Clean Water Act,
 13 United States Code, title 33, sections 1317, 1328, 1342, and
 14 1345.

15 [For text of subps 20 to 28, see M.R.]

16 Subp. 28a. **Storm water**. "Storm water" means storm water
 17 runoff, snow melt runoff, and surface runoff and drainage.

18 [For text of subps 29 to 31, see M.R.]

19 7001.1030 PERMIT REQUIREMENT AND EXEMPTIONS.

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

21 Subp. 2. **Exemptions**. The following persons are not
 22 required to obtain a National Pollutant Discharge Elimination
 23 System permit:

24 [For text of items A to G, see M.R.]

25 H. persons injecting water, gas, or other material
 26 into a well to facilitate the production of oil or gas; and

27 I. persons disposing of water in a well if this water
 28 is associated with oil and gas production.

29 7001.1035 STORM WATER PERMITS.

30 An NPDES permit for storm water discharge is required if:

31 A. a person is performing industrial or construction
 32 activity as defined under Code of Federal Regulations, title 40,
 33 section 122.26(b)(14)(i-xi);

34 B. the commissioner determines that the discharge is
 35 ~~a-significant-contributor-of-pollutants-to-waters-of-the~~

1 state may cause or contribute to a violation of an applicable
2 state or federal water quality rule or regulation. In making
3 this determination, the commissioner ~~may~~ shall consider factors
4 including size of discharge, quantity and nature of discharge,
5 and location of discharge to waters of the state;

6 C. a water quality management plan adopted pursuant
7 to section 208 of the Clean Water Act, United States Code, title
8 33, section 1288, recommends that pollution control requirements
9 be applied to the discharge; or

10 D. the discharge is from a large or medium municipal
11 separate storm sewer system.

12 7001.1040 APPLICATION DEADLINE FOR NEW PERMITS.

13 A. If a person proposes to construct a new facility
14 or engage in a new activity for which a permit is required, the
15 person shall submit a written permit application at least 180
16 days before the planned date of the commencement of facility
17 construction or of the planned date of the commencement of the
18 activity, whichever occurs first.

19 B. Persons proposing activities that require a
20 general construction storm water permit under this chapter must
21 submit an application provided by the agency prior to initiation
22 of construction.

23 7002.0220 DEFINITIONS.

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

25 Subp. 3a. **General construction storm water permit.**

26 "General construction storm water permit" means a permit that is
27 defined in part 7001.1020, subpart 16a.

28 Subp. 3b. **General industrial storm water permit.** "General
29 industrial storm water permit" means a permit that is defined in
30 part 7001.1020, subpart 16b.

31 Subp. 3c. **Individual storm water permit.** "Individual
32 storm water permit" means a permit that is defined in part
33 7001.1020, subpart 16c. Fees for this permit are set in part
34 7002.0310, subpart 2, item B, under "other nonmunicipal."

35 [For text of subps 4 to 9, see M.R.]

1 7002.0270 ANNUAL FEE.

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

7 [For text of items A to E, see M.R.]

8 7002.0310 TABLE, WATER QUALITY PERMIT FEES.

9 [For text of subps 1 and 2, see M.R.]

10 Subp. 3. Other water quality permit fees. The following
11 application fees shall be paid by a permittee that has applied
12 for or received a general permit as defined in part 7001.0010,
13 subpart 4, a sanitary sewer extension permit, or a general storm
14 water permit.

	Application Fee	Annual Fee
18 General	\$ 85	\$260
19 General Industrial Storm		
20 Water Permit	85	210
21 General Construction Storm		
22 Water Permit	240	0
23 Sanitary Sewer Extension	240	0