



Oregon

John A. Kitzhaber, M.D., Governor

Department of Environmental Quality

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December 7, 2001

Michael Greenfield
Department of Administrative Services
Budget and Management Division
155 Cottage St NE
Salem, OR 97310

Re: Submittal of Form #333 for the Oregon Department of Environmental Quality
(DEQ) Water Quality Permit Fee Increase

Dear Mr. ^{Mike}Greenfield:

Enclosed please find Form #333 and detailed fee tables for DAS approval of DEQ's proposed 20% increase of water quality permit fees. The 2001 Legislature approved this fee increase in DEQ's 2001-2003 budget (Senate Bill 5517). The revenue from the increase is needed to maintain current staffing levels and will restore 5 FTE to the Wastewater Permitting Program that would otherwise be lost.

If you have any additional questions, please contact Ranei Nomura at (503) 229-5657. The form may also be returned to her directly. Thank you for your attention to this matter.

Sincerely,

Stephanie Hallock
Director

SH:ML:MK:rln
DEQ/WQ/SWM-RN-00264.doc (12/01)

enclosures

cc: Jim Roys, MSD-Budget Office, DEQ
Mike Kortenof, WQ, DEQ
Ranei Nomura, WQ, DEQ
Karla Urbanowicz, WQ, DEQ
Lisa Pearson, Budget and Management, DAS
Ken Rocco, Legislative Fiscal Office

Request for Fee Increase/Establishment

Part 1 (To be completed by state agencies when requesting authority to increase or establish fees, see process outline.)

Agency Name: Oregon Department of Environmental Quality Agency Number: 34000

Division/Program: Water Quality/Wastewater Permits Contact: Ranei Nomura, (503)229-5657

(Name and phone number)

Statutory Authority for fee: ORS 468.020 and 468.065(2)

Please check all statements that apply and provide the anticipated date(s) below:

- Date proposed rule(s), or rule(s) change, to be filed with Secretary of State: ___ / ___ / ___
- Anticipated rule adoption date: 01/25/2002
- Date fee schedule becomes effective: ___ / ___ / ___
- Date of proposed E-Board Action: ___ / ___ / ___

Description of fee to be increased or established and "who pays":

See Attachment A: Proposed 20% Fee Increase Tables for detailed fee increases.

Explanation of need for increased or new fee: The 2001 Legislature approved a 20% fee increase for water quality permits in DEQ's 2001-2003 budget (SB5517). The revenue from the fee increase is needed to maintain current staffing levels in the DEQ's wastewater permitting program and will restore 5 fte to the program that would otherwise be lost. The proposal is to increase permit fees by 20% across the board; the fee structure has not been changed.

Current Fee

Proposed Fee

Difference

20%

*Impact on Current Biennial Revenue:

For 01-03: est. \$1,136,235 increase over 99-01 biennium

*Impact on Upcoming Biennial Revenue:

For 03-05: estimated as similar to 01-03 biennium

Approved: _____

Denied: _____

Date: ___ / ___ / ___ By: _____

Director, Department of Administrative Services

Part 2 (To be completed by state agencies following DAS approval, see process outline.)

Administrative Rule Reference: _____ Date rule adopted or fee effective: ___ / ___ / ___ **

Actual fee amount(s) adopted: _____

Authorized agency signature: _____ Date ___ / ___ / ___

* Attach detailed worksheet showing calculations used to determine impact on current and upcoming biennium

** Form must be returned to DAS within 10 days of the date rule is adopted or fee is effective.

**Attachment A
Proposed 20% Fee Increase Tables**

Note that dollar amounts are being rounded down to the nearest 0 or 5 to simplify the fee amounts. For example, \$378 is rounded to \$375 and \$1,272 is rounded to \$1,270.

Proposed 20% Increase to New Application Fees

Type	Current Fee	Proposed Fee	Amount of Increase
Major industries ¹	\$31,400	\$37,680	\$6,280
Minor industries & Agricultural	\$6,280	\$7,535	\$1,255
Major domestic ²	\$20,000	\$24,000	\$4,000
Minor domestic Da, Db ³	\$4,000	\$4,800	\$800
Minor domestic E ⁴	\$2,000	\$2,400	\$400
Minor domestic F ⁵	\$500	\$600	\$100
WPCF permits for on-site systems >1,200 gpd	\$2,000	\$2,400	\$400
WPCF permits for on-site systems <=1,200 gpd	\$400	\$480	\$80
WPCF on-site general permits	\$150	\$180	\$30
General Permits 100, 200, 400, 500, 600 (over 1500 cubic yards), 900, 1000, 1400A	\$80	\$95	\$15
General Permits 300, 1300, 1400B, 1500, 1600	\$155	\$185	\$30
General Permits all other 1200, 1700	\$235	\$280	\$45
General Permits not elsewhere specified	\$235	\$280	\$45

¹ Major industries = Discharges large biochemical oxygen demand loads, or is a large metals facility, or has significant toxic discharges, or has a treatment system that will have a significant adverse impact on the receiving stream if not operated properly, or any other industry which the Department needs special regulatory control.

² Major domestic = Serving more than 10,000 people, or serving industries that can have a significant impact on the treatment system.

³ Minor domestic Da, Db = do not meet major domestic qualifying factors and less than 1 MGD

⁴ Minor domestic E = do not meet major domestic qualifying factors and where treatment is limited to lagoons that do not discharge to surface waters.

⁵ Minor domestic F = do not meet major domestic qualifying factors and is a septage alkaline stabilization facility.

**Proposed 20% Increase to Permit Renewal or Permit Modification Fees
 w/Request for Effluent Limit Modification**

Type	Current Fee	Proposed Fee	Amount of Increase
Major industries	\$15,700	\$18,840	\$3,140
Minor industries & Agricultural	\$3,140	\$3,765	\$625
Major domestic	\$10,000	\$12,000	\$2,000
Minor domestic Da, Db	\$2,000	\$2,400	\$400
Minor domestic E	\$1,000	\$1,200	\$200
WPCF permits for on-site systems >1,200 gpd	\$1,000	\$1,200	\$200
WPCF permits for on-site systems <=1,200 gpd	\$200 (\$150 for modification)	\$240 (\$180 for modification)	\$40 (\$30 for modification)

**Proposed 20% Increase to Renewal Fees
 No Request for Effluent Limit Modification**

Type	Current Fee	Proposed Fee	Amount of Increase
Major industries	\$7,850	\$9,420	\$1,570
Minor industries & Agricultural	\$1,180	\$1,415	\$235
Major domestic	\$5,000	\$6,000	\$1,000
Minor domestic Da, Db	\$750	\$900	\$150
Minor domestic E	\$500	\$600	\$100
Minor domestic F	\$200	\$240	\$40
WPCF permits for on-site systems >1,200 gpd	\$500	\$600	\$100
WPCF permits for on-site systems <=1,200 gpd	\$100	\$120	\$20

Miscellaneous Permit Fees with Proposed 20% Increase

Type	Current Fee	Proposed Fee	Amount of Increase
Filing Fee	\$50	\$60	\$10
Permit Modification not involving an increase in effluent limits, excluding WPCF on-site	\$500	\$600	\$100
WPCF permits for on-site systems >1,200 gpd - modification w/o request for increase in effluent limits	\$500	\$600	\$100
WPCF permits for on-site systems <=1,200 gpd - modification w/o request for increase in effluent limits	\$100	\$120	\$20
Special WPCF Permits	\$250	\$300	\$50
Renewal Fee for General Permits (no renewal fee for 600 if < 1,500 cubic yards or > 5 cubic yards, but less than 1,500 cubic yards per year)	\$35	\$40	\$5

Miscellaneous Permit Fees with Proposed 20% Increase

Type	Current Fee	Proposed Fee	Amount of Increase
Modification of septage alkaline stabilization facilities permit	\$200	\$240	\$40
Disposal system plan review for general permits, excluding WPCF on-site	\$315	\$375	\$60
Site inspection and evaluation for general permits, excluding WPCF on-site	\$785	\$940	\$155
Technical Activities Fee ¹ : New or substantially modified sewage treatment facility	\$4,600	\$5,520	\$920
Technical Activities Fee: Minor sewage treatment facility modifications and pump stations	\$500	\$600	\$100
Technical Activities Fee: Pressure sewer system, or major sewer collection system expansion	\$350	\$420	\$70
Technical Activities Fee: Minor sewer collection system expansion or modification	\$100	\$120	\$20
Technical Activities Fee: New or substantially modified water pollution control facilities utilizing alkaline agents to stabilize septage –	\$500	\$600	\$100

¹ Technical activities fees are charged for initial submittal of engineering plans and specifications. Technical activities fees are not be charged for revisions and resubmittals of engineering plans and specifications and for facilities plans, design studies, reports, change orders or inspections.

**Proposed 20% Increase to WPCF On-site Sewage Systems
 Site Evaluation and Plan Review Fees**

Type	Current Fee	Proposed Fee	Amount of Increase
WPCF site evaluation fee for facilities >5,000 gpd	\$1,200	\$1,440	\$240
WPCF site evaluation confirmation fee	\$350	\$420	\$70
WPCF plan review fee for commercial facilities >= 5,000 gpd	\$500	\$600	\$100
WPCF plan review for non-commercial facilities	\$100	\$120	\$20

Proposed 20% Increase to Annual Compliance Determination (ACD) Fees

Type		Current ACD Fee	20% Increase	
			Fee	Amount of Increase
Individual Industrial				
A	Pulp, paper, and other fiber pulping industry	\$9,420	\$11,300	\$1,880
B	Sugar beet, potato, or other produce processing	\$9,420	\$11,300	\$1,880
Ci	Seafood Processing: Bottom fish, crab and/or oysters	\$1,060	\$1,270	\$210
Cii	Seafood Processing: Shrimp	\$1,060	\$1,270	\$210
Ciii	Seafood Processing: Salmon or tuna	\$1,885	\$2,260	\$375
Civ	Seafood Processing: Surimi	\$1,885	\$2,260	\$375
Di	Electroplating: Rectifier output capacity of 15,000 Amps or more	\$9,420	\$11,300	\$1,880
Dii	Electroplating: Rectifier output capacity of less than 15,000 Amps but more than 5,000 Amps	\$4,710	\$5,650	\$940
E	Primary Aluminum Smelting	\$9,420	\$11,300	\$1,880
F	Primary smelting and/or refining of non-ferrous metals utilizing sand chlorination separation facilities	\$9,420	\$11,300	\$1,880
G	Primary smelting and/or refining of ferrous and non-ferrous metals not elsewhere classified above	\$4,710	\$5,650	\$940
H	Alkalies, chlorine, pesticide, or fertilizer manufacturing with discharge of process waste waters	\$9,420	\$11,300	\$1,880
I	Petroleum refineries with a capacity in excess of 15,000 barrels per day discharging process wastewater	\$9,420	\$11,300	\$1,880
J	Cooling water discharges in excess of 20,000 BTU/sec	\$4,710	\$5,650	\$940
K	Milk products processing industry which processes in excess of 250,000 pounds of milk per day	\$9,420	\$11,300	\$1,880
L	Major mining operations (over 500,000 cubic yards per year)	\$9,420	\$11,300	\$1,880
Mi	Minor mining operations: Medium (100,000 to 500,000 cubic yards per year) using mechanical processing	\$3,140	\$3,765	\$625
Mii	Minor mining operations: Medium (100,000 to 500,000 cubic yards per year) using froth flotation	\$4,710	\$5,650	\$940
Miii	Minor mining operations: Medium (100,000 to 500,000 cubic yards per year) using chemical leaching	\$6,280	\$7,535	\$1,255
Miv	Minor mining operations: Small (less than 100,000 cubic yards per year) using mechanical processing	\$785	\$940	\$155
Mv	Minor mining operations: Small (less than 100,000 cubic yards per year) using froth flotation	\$1,570	\$1,880	\$310

Type		Current ACD Fee	20% Increase	
			Fee	Amount of Increase
Mvi	Minor mining operations: Small (less than 100,000 cubic yards per year) using chemical leaching	\$3,140	\$3,765	\$625
N	All facilities not elsewhere classified with disposal of process wastewater	\$1,885	\$2,260	\$375
O	All facilities not elsewhere classified which dispose of non-process wastewaters (i.e., small cooling water discharges, boiler blowdown, filter backwash, log ponds, etc.	\$1,180	\$1,415	\$235
P	Dairies and other confined feeding operations on individual permits	\$705	\$845	\$140
Q	All facilities which dispose of wastewaters only by evaporation from watertight ponds or basins	\$705	\$845	\$140
Individual Domestic				
A1	Sewage Disposal – 50 MGD or more	\$42,410	\$50,890	\$8,480
A2	Sewage Disposal – At least 25 MGD but less than 50 MGD	\$24,510	\$29,410	\$4,900
A3	Sewage Disposal – At least 10 MGD but less than 50 MGD	\$11,020	\$13,220	\$2,200
Ba	Sewage Disposal – At least 5 MGD but less than 10 MGD	\$6,700	\$8,040	\$1,340
Bb	Sewage Disposal – At least 5 MGD but less than 10 MGD, systems where treatment occurs in lagoons that discharge to surface waters	\$3,070	\$3,680	\$610
C1a	Sewage Disposal – At least 2 MGD but less than 5 MGD	\$4,175	\$5,010	\$835
C1b	Sewage Disposal – At least 2 MGD but less than 5 MGD, systems where treatment occurs in lagoons that discharge to surface waters	\$1,825	\$2,190	\$365
C2a	Sewage Disposal – At least 1 MGD but less than 2 MGD	\$2,510	\$3,010	\$500
C2b	Sewage Disposal – At least 1 MGD but less than 2 MGD, systems where treatment occurs in lagoons that discharge to surface waters	\$1,060	\$1,270	\$210
Da	Sewage Disposal – Less than 1 MGD, and not otherwise categorized under Category E	\$955	\$1,145	\$190
Db	Sewage Disposal – Less than 1 MGD, systems where treatment occurs in lagoons that discharge to surface waters which are not otherwise categorized under Category E	\$625	\$750	\$125
E	Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface waters	\$600	\$720	\$120
F	Septage alkaline stabilization facilities	\$200	\$240	\$40

Type		Current ACD Fee	20% Increase	
			Fee	Amount of Increase
G	Pretreatment base fee	\$1,000	\$1,200	\$200
G	Pretreatment fee per industrial user	\$335	\$400	\$65
H	Population Based Fee – domestic permittees pay additional annual fees based on the population (population served by the facility multiplied by a rate factor)	0.08038 rate factor	0.09645 rate factor	.01607
WPCF Permits for Domestic On-site Sewage Systems [OAR 340-071-140(5)]				
A	On-Site sewage lagoon with no discharge	\$600	\$720	\$120
Bi	Standard or alternative subsurface system not listed below with design flow of 20,000 gpd or more	\$500	\$600	\$100
Bii	Standard or alternative subsurface system not listed below, with design flow less than 20,000 gpd	\$250	\$300	\$50
Biii	Aerobic systems, 1,500 gpd or more	\$500	\$600	\$100
Biv	Aerobic systems, less than 1,500 gpd	\$250	\$300	\$50
Bv	Recirculating Gravel Filter, 1,500 gpd or more	\$500	\$600	\$100
Bvi	Recirculating Gravel Filter, less than 1,500 gpd	\$250	\$300	\$50
Bvii	Sand Filter, 1,500 gpd or more	\$500	\$600	\$100
Bviii	Sand Filter, less than 1,500 gpd	\$250	\$300	\$50
Bix	Holding tanks	\$200	\$240	\$40
	Holding tanks	\$25	\$25	0
General NPDES & WPCF Permits				
100	Cooling water/heat pumps	\$275	\$330	\$55
200	Filter Backwash	\$275	\$330	\$55
300	Fish Hatcheries	\$275	\$330	\$55
400	Log Ponds	\$275	\$330	\$55
500	Boiler blowdown	\$275	\$330	\$55
600	Offstream placer mining – processing less than 5 cubic yards of material per day.	0	0	0
600	Offstream placer mining – processing at least 5 cubic yards of material per day, but not more than 1,500 cubic yards of material per year.	0	0	0
600	Offstream placer mining - processing more than 1,500 cubic yards of material per year.	0	0	0
700	Suction dredges – less than 4 inches in diameter.	0	0	0
700	Suction dredges – 4 inches or greater in diameter.	0	0	0
800	Confined animal feeding operations (CAFOs)	\$50	na	na
900	Seafood processing	\$275	\$330	\$55
1000	Gravel mining	\$275	\$330	\$55
1200A	Storm Water: Sand, gravel, and other non-metallic mining (SIC 14)	\$275	\$330	\$55
1200C	Storm Water: Construction activities – 5 acres or more	\$275	\$330	\$55

Type		Current ACD Fee	20% Increase	
			Fee	Amount of Increase
1200C A	Storm Water: Municipal construction activities – 5 acres or more	\$275	\$330	\$55
1200Z	Storm Water: All other	\$275	\$330	\$55
1300	Oily storm water runoff	\$275	\$330	\$55
1400A	Seasonal wineries; crop preparation for market; fresh pack produce	\$155	\$185	\$30
1400B	Canneries; processed foods; meat processing and packing; poultry, marine, and other animal products processing; oils and extracts	\$275	\$330	\$55
1500A	Petroleum hydrocarbon clean-up	\$275	\$330	\$55
1500B	Petroleum hydrocarbon clean-up	\$275	\$330	\$55
1600	Small froth flotation mineral extraction	\$275	\$330	\$55
1700A	Vehicle & equipment wash water	\$275	\$330	\$55
1700B	Vehicle & equipment wash water	\$275	\$330	\$55
1900	Non-contact geothermal heat exchange	\$275	\$330	\$55