

Department of Environmental Quality

811 SW Sixth Avenue Portland, OR 97204-1390 (503) 229-5696 TTY (503) 229-6993

November 26, 2001

Lisa Pearson 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 Ms. Pearson:

Enclosed please find Form #333 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 (SB5517). 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.

Sincerely,

Mike Kortenhof Manager Surface Water Management

enclosures

cc: Jim Roys, MSD-Budget Office, DEO Ken Rocco, Legislative Fiscal Office

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Date/					authorized agency signature:	xuthorizeo
•	**	or fee effective	Date rule adopted or fee effective:		Administrative Rule Reference: Actual fee amount(s) adopted:	edministra etual fee
			cess outline.)	AS approval, see pro	(To be completed by state agencies following DAS approval, see process outline.)	art 2
	ve Services	Director, Department of Administrative Services				1
			βv	a de la companya de l	Denied: Date: Date:	Approved
DEQ's 2001-2003 budget program and will restore 5 ure has not been changed.	quality permits in I astewater permitting board; the fee struct	in the DEQ's water 20% across the	roved a 20% fee in ent staffing levels ase permit fees by	l Legislature apport I to maintain curroposal is to incre	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 te 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.	Explanatic SB5517). te to the p
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22-01 Oleannam Tevende	Amound					2 0 0
\$1,136,235 increase over		20%			see Attachment A: Proposed 20% Fee Increase ables for detailed fee increases	see Attac
*Impact on Upcoming Biennial Revenue:	*Impact on Current Biennial Revenue:	Difference	Proposed Fee	Current Fee	Description of fee to be increased or established and who pays":	Description who pays":
				/ /	Date of proposed E-Board Action:	
			ı		Date fee schedule becomes effective:	
	. •			<u>)02</u>	Anticipated rule adoption date: 01/25/2002	\boxtimes
		1 /	ecretary of State:	to be filed with S	Date proposed rule(s), or rule(s) change, to be filed with Secretary of State:	
		-) below:	anticipated date(s	lease check all statements that apply and provide the anticipated date(s) below:	lease che
	065(2)	68.020 and 468.	Statutory Authority for fee: ORS 468.020 and 468.065(2)	Statutory Author		
		mber)	(Name and phone number)			
		<u>5657</u>	Vomura, (503)229-	Contact: Ranei 1	Division/Program: Water Quality/Wastewater Permits Contact: Ranei Nomura, (503)229-565)ivision/F
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Date received:		see process outline.	ase or establish fees,	ing authority to incre	(To be completed by state agencies when requesting authority to increase or establish fees, see process outline.)	art 1
Page 1 of 1		ment	Request for Fee Increase/Establishm	for Fee Incre		Form #333

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

Form #333	Request fr	r Fee Incre	Request for Fee Increase/Establishm	ment .		Page I of I
Part 1 (To be con	(To be completed by state agencies when requesting authority to increase or establish fees, see process outline.	ng authority to incre	ase or establish fees, so	e process outline.)		Date received:
Agency Name: Oregon	Agency Name: Oregon Department of Environmental Quality	uality	Agency Number: 34000	34000		
Division/Program: <u>W</u> a	Division/Program: Water Quality/Wastewater Permits Contact: Ranei Nomura, (503)229-5657	Contact: Ranei N	lomura, (503)229-5	657		
			(Name and phone number)	iber)		
		Statutory Author	Statutory Authority for fee: ORS 468.020 and 468.065(2)	8.020 and 468.0)65(2)	
Please check all staten	Please check all statements that apply and provide the anticipated date(s) below:	nticipated date(s)	below:			
Date pro	Date proposed rule(s), or rule(s) change, to be filed with Secretary of State:	o be filed with S	ecretary of State: _	/ /		
Anticipa	Anticipated rule adoption date: 01/25/2002]2 ;		·	i.	
☐ Date fee	Date fee schedule becomes effective:					
☐ Date of I	Date of proposed E-Board Action:					
Description of fee to b who pays":	Description of fee to be increased or established and 'who pays":	Current Fee	Proposed Fee	Difference	*Impact on Current Biennial Revenue:	*Impact on Upcoming Biennial Revenue:
See Attachment A: Proposed 20° Tables for detailed fee increases	See Attachment A: Proposed 20% Fee Increase Tables for detailed fee increases.			20%	¥	\$1,136,235 increase over 99-01 biennium revenue
			To report to the control of the cont		T T T T T T T T T T T T T T T T T T T	
Explanation of need fo SB5517). The revenute to the program that	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 the 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.	Legislature appr to maintain curr posal is to incre	oved a 20% fee inc ent staffing levels i ase permit fees by 2	rease for water n the DEQ's wa 20% across the l	quality permits in D stewater permitting board; the fee struct	DEQ's 2001-2003 budget program and will restore 5 ure has not been changed.
Approved;	Denied: Date:		By: Director, Department o	nt of Administrative Services	e Services	
Part 2 (To be co	(To be completed by state agencies following DAS approval, see process outline.)	S approval, see pro	cess outline.)			
Administrative Rule Reference: Actual fee amount(s) adopted:	eference:dopted:		Date rule adopted or fee effective:	or fee effective:	**	
Authorized agency signature:	nature:					Date/
* Attach detailed wor	Attach detailed worksheet showing calculations used to determine impact on corrent and incoming hiennium	to determine im	nact on current and	Incoming hien	niim	

** 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

Proposed 20% Increase to New Application Fees							
Туре	Current Fee	Proposed Fee	Amount of Increase				
Major industries	\$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 F⁵	\$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.

Attachment A DAS Form 333 Request for Fee Increase p. 2 of 7

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

	W/Request for Efficient Lin	mit 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	\$200	\$240	\$40
systems <=1,200 gpd	(\$150 for modification)	(\$180 for modification)	(\$30 for modification)

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

Type of heart	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

Гуре	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

Attachment A DAS Form 333 Request for Fee Increase p. 3 of 7

Miscellaneous Permit Fees with Proposed 20% Increase

$\psi_{ij}(x) = \psi_{ij}(x) + \psi_{i$	Current	Proposed	
Type	Fee	Fee	Amount of
Modification of septage alkaline stabilization facilities permit	\$200	\$240	Increase \$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

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 Evalu	ation and Plan Review Fees		
Type	Current Fee	Proposed Fee	Amount of
WPCF site evaluation fee for facilities >5,000 gpd	\$1,200	\$1,440	Increase \$220
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

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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
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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	\$220
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

		Current	20% [20% Increase	
	Type	ACD Fee	Fee	Amount of Increase	
	Individual Industr	rial			
A	Pulp, paper, and other fiber pulping industry	\$9,420	\$11,300	\$1,880	
В	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	
Н	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	

Minor mining operations: Small (less than 100,000 \$3,140 \$3,765 \$62:		Type	Gurrent	20% [ncrease
Minor mining operations: Small (less than 100,000 \$3,140 \$3,765 \$62:		турс	ACD Fee	Fee	Amount of Increase
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Bound Boun	A3		\$11,020	\$13,220	\$2,200
MGD, systems where treatment occurs in lagoons that discharge to surface waters C1a Sewage Disposal – At least 2 MGD but less than 5 MGD, systems where treatment occurs in lagoons that discharge to surface waters C1b Sewage Disposal – At least 2 MGD but less than 5 MGD, systems where treatment occurs in lagoons that discharge to surface waters C2a Sewage Disposal – At least 1 MGD but less than 2 MGD, systems where treatment occurs in lagoons that discharge to surface waters C2b Sewage Disposal – At least 1 MGD but less than 2 MGD, systems where treatment occurs in lagoons that discharge to surface waters Da Sewage Disposal – Less than 1 MGD, and not otherwise categorized under Category E 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 E Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface	Ва		\$6,700	\$8,040	\$1,340
Cla Sewage Disposal - At least 2 MGD but less than 5 MGD MGD	Bb	MGD, systems where treatment occurs in lagoons that	\$3,070	\$3,680	\$610
MGD, systems where treatment occurs in lagoons that discharge to surface waters C2a Sewage Disposal – At least 1 MGD but less than 2 MGD MGD C2b Sewage Disposal – At least 1 MGD but less than 2 MGD, systems where treatment occurs in lagoons that discharge to surface waters Da Sewage Disposal – Less than 1 MGD, and not otherwise categorized under Category E 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 E Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface S1,060 \$1,270 \$210 \$1,060 \$1,270 \$210 \$1,060 \$1,270 \$210 \$1,060 \$1,270 \$210 \$1,060 \$1,270 \$120	Cla	Sewage Disposal – At least 2 MGD but less than 5	\$4,175	\$5,010	\$835
MGD C2b Sewage Disposal – At least 1 MGD but less than 2 MGD, systems where treatment occurs in lagoons that discharge to surface waters Da Sewage Disposal – Less than 1 MGD, and not otherwise categorized under Category E 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 E Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface	C1b	MGD, systems where treatment occurs in lagoons that	\$1,825	\$2,190	\$365
MGD, systems where treatment occurs in lagoons that discharge to surface waters Da Sewage Disposal – Less than 1 MGD, and not otherwise categorized under Category E 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 E Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface	C2a	1 - I	\$2,510	\$3,010	. \$500
otherwise categorized under Category E 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 E Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface	С2Ъ	MGD, systems where treatment occurs in lagoons that	\$1,060	\$1,270	\$210
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 Sewage Disposal – Systems where treatment is limited to lagoons which do not discharge to surface \$125	Da		\$955	\$1,145	\$190
E Sewage Disposal – Systems where treatment is \$600 \$720 \$120 limited to lagoons which do not discharge to surface	Db	Sewage Disposal – Less than 1 MGD, systems where treatment occurs in lagoons that discharge to surface waters which are not otherwise categorized under	\$625	\$750	\$125
THE TOTAL PROPERTY OF THE PROP	Е	Sewage Disposal – Systems where treatment is	\$600	\$720	\$120
F Septage alkaline stabilization facilities \$200 \$240 \$40	F	Septage alkaline stabilization facilities	\$200	\$240	\$40

	Туре	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 3	340-071-140(5)]	
Α	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 & WPC	F Permits		
100	Cooling water/heat pumps	\$275	\$330	\$55
200	Filter Backwash	\$275	\$330	\$55 \$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

Attachment A
DAS Form 333
Request for Fee Increase
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		Current ACD Fee	20% Increase	
	Туре		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
	Seasonal wineries; crop preparation for market; fresh pack produce	:\$155	\$185	\$30
	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
	Vehicle & equipment wash water	\$275	\$330	\$55
1900	Non-contact geothermal heat exchange	\$275	\$330	\$55