

Water Quality Fees 2027

Draft Rules – Edits Highlighted

Key to identifying changed text:

- Deleted Text
- New/inserted text

Note: DEQ is not proposing to amend any rule language except for the fees found in the tables attached to the rules. The only exception to this is that DEQ is proposing to move the fees found in the rule text of OAR 340-048-0055 and into tables that will be attached to those rules.

Division 45

REGULATIONS PERTAINING TO NPDES, WPCF, and UIC PERMITS

340-045-0075

Permit Fee Schedule

- (1) OAR chapter 340, division 71 contains the fee schedule for onsite sewage disposal system permits, including WPCF permits, and graywater reuse and disposal system WPCF individual permits.
- (2) DEQ establishes fees for various industrial, domestic and general water quality permits:
 - (a) Table 70A lists the application and modification fees that apply to industrial NPDES and WPCF individual permits.
 - (b) Table 70B lists the annual fees that apply to industrial NPDES and WPCF individual permits.
 - (c) Table 70C lists application, modification and annual fees for domestic NPDES and WPCF individual permits.
 - (d) Table 70D lists annual population fees.
 - (e) Table 70E lists annual pretreatment fees applicable to domestic wastewater systems.
 - (f) Table 70I lists application, annual and surcharge fees for Underground Injection Control rule authorizations and general permits.

(3) DEQ must consider the following criteria when classifying a facility for determining applicable fees. For industrial sources that discharge to surface waters, discharge flow rate refers to the system design capacity. For industrial sources that do not discharge to surface waters, discharge flow refers to the total annual flow divided by 365:

(a) Tier 1 industry. A facility is classified as a Tier 1 industry if the facility:

(A) Discharges at a flow rate that is greater than or equal to 1 mgd; or

(B) Discharges large biochemical oxygen demand loads; or

(C) Is a large metals facility; or

(D) Has significant toxic discharges; or

(E) Has a treatment system that will have a significant adverse impact on the receiving stream if not operated properly; or

(F) Needs special regulatory control, as DEQ determines.

(b) Tier 1 domestic facility. A facility is classified as a Tier 1 domestic facility if the facility:

(A) Has a dry weather design flow of 1 mgd or greater; or

(B) Serves an industry that can have a significant impact on the treatment system.

(c) Tier 2 industry or domestic facility: A facility is classified as Tier 2 if it does not meet Tier 1 qualifying factors.

(4) New permit application fee. Unless this rule does not require it, the applicant must submit the applicable new permit application fee listed in Table 70A, 70C, 70G, or 70I with each application. The facility category and type of permit (e.g., individual vs. general) determines the amount of the fee.

(5) Permit modification fee. Tables 70A and 70C list the permit modification fees. Modification fees for Individual WPCF Underground Injection Control permits are contained in Table 70I. Permit modification fees vary with the type of permit, the type of modification and the timing of modification as follows:

(a) Modification at time of permit renewal:

(A) Major modification — involves an increase in effluent limitations or any other change that involves significant analysis by DEQ;

(B) Minor modification — does not involve significant analysis by DEQ.

(b) Modification prior to permit renewal:

(A) Major modification — involves an increase in effluent limitations or any other change that involves significant analysis by DEQ. DEQ may require a permittee requesting a significant modification to their permit to enter into an agreement to pay for these services according to ORS 468.073. ORS 468.073 allows DEQ ". . . to expedite or enhance a regulatory process by contracting for services, hiring additional staff or covering costs of activities not otherwise provided during the ordinary course of department business"

(B) Minor modification — does not involve significant analysis by DEQ.

(6) Annual fees. Tables 70B and 70G list applicable annual fees for general and industrial permit holders. Table 70H lists applicable annual fees for Municipal Separate Storm Sewer permits. Tables 70C, 70D, and 70E also list annual fees for domestic sources and include the following:

(a) Annual fee. This is based on the type of treatment system, the dry weather design flow, and the duration assigned to the permit before a renewal application is required;

(b) Population-based fee. A permit holder with treatment systems other than Type F (septage alkaline stabilization facilities) must pay an annual population-based fee. Table 70D lists the applicable fee;

(c) Pretreatment fee. A source DEQ requires to administer a pretreatment program under federal pretreatment program regulations (40 C.F.R., Part 403; January 29, 1981, and its amendments) must pay an additional annual fee plus a fee for each significant industrial user specified in their annual report for the previous year. Table 70E lists the applicable fee.

(7) Technical activities fee. Table 70F lists the technical activity, plan review and administrative fees. They are categorized as follows:

(a) All permits. A permittee must pay a fee for NPDES and WPCF individual and general permit-related technical activities. DEQ will charge a fee for initial submittal of engineering plans and specifications. DEQ will not charge fees for revisions and re-submittals of engineering plans and specifications or for facilities plans, design studies, reports, change orders, or inspections.

(b) General permits. A permittee must pay the technical activity fee shown in Table 70F when the following activities are required for application review:

(A) Disposal system and environmental management plan review;

(B) Site inspection and evaluation.

(8) For permits the Oregon Department of Agriculture administers, the permit applicant or permit holder must pay the permit fees following the fee schedule the Oregon Department of Agriculture establishes.

(9) Administrative activity fees are listed in Table 70F:

(a) The annual electronic reporting requirement waiver fee applies to permit holders who qualify for a temporary or permanent waiver exempting them from submitting data and reports electronically.

(b) A permittee must pay a fee for a transfer of ownership as specified under OAR 340-045-0045 and for requests to change the legal or common name on the permit issued to the facility.

[\[ED. NOTE: To view attachments referenced in rule text, click here for PDF copy.\]](#)

Statutory/Other Authority: ORS 468.020, 468B.020 & 468B.035

Statutes/Other Implemented: ORS 468.065, 468B.015, 468B.035 & 468B.050

History:

DEQ 2-2026, amend filed 05/01/2026, effective 07/01/2026

DEQ 21-2025, amend filed 07/23/2025, effective 11/01/2025
DEQ 12-2024, amend filed 07/15/2024, effective 11/01/2024
DEQ 12-2023, amend filed 09/13/2023, effective 11/01/2023
DEQ 15-2022, amend filed 09/06/2022, effective 11/01/2022
DEQ 15-2021, amend filed 09/30/2021, effective 11/01/2021
DEQ 3-2021, amend filed 01/22/2021, effective 01/22/2021
DEQ 16-2020, amend filed 07/29/2020, effective 08/01/2020
DEQ 22-2019, amend filed 09/27/2019, effective 09/27/2019
DEQ 194-2018, minor correction filed 09/18/2018, effective 09/18/2018
DEQ 193-2018, amend filed 09/17/2018, effective 09/17/2018
DEQ 48-2018, minor correction filed 04/03/2018, effective 04/03/2018
DEQ 34-2017, minor correction filed 12/13/2017, effective 12/13/2017
DEQ 16-2015, f. 12-10-15, cert. ef. 1-1-16
DEQ 15-2017, amend filed 10/31/2017, effective 11/01/2017
DEQ 13-2014, f. 11-14-14, cert. ef. 12-1-14
DEQ 8-2013, f. 10-23-13, cert. ef. 11-1-13
DEQ 6-2012, f. 10-31-12, cert. ef. 11-1-12
DEQ 15-2011, f. & cert. ef. 9-12-11
DEQ 9-2011, f. & cert. ef. 6-30-11
DEQ 7-2010, f. 8-27-10, cert. ef. 9-1-10
DEQ 8-2008, f. 6-27-08, cert. ef. 7-1-08
DEQ 5-2007, f. & cert. ef. 7-3-07
DEQ 11-2006, f. & cert. ef. 8-15-06
DEQ 5-2005, f. & cert. ef. 7-1-05
DEQ 7-2004, f. & cert. ef. 8-3-04
DEQ 2-2002, f. & cert. ef. 2-12-02
DEQ 15-2000, f. & cert. ef. 10-11-00
DEQ 4-1998, f. & cert. ef. 3-30-98
DEQ 20-1994, f. & cert. ef. 10-7-94
DEQ 30-1992, f. & cert. ef. 12-18-92
DEQ 10-1992, f. & cert. ef. 6-9-92
DEQ 9-1992, f. & cert. ef. 6-5-92
DEQ 10-1991, f. & cert. ef. 7-1-91
DEQ 18-1990, f. & cert. ef. 6-7-90
DEQ 9-1987, f. & ef. 6-3-87
DEQ 12-1983, f. & ef. 6-2-83
DEQ 18-1981, f. & ef. 7-13-81
DEQ 31-1979, f. & ef. 10-1-79
DEQ 129, f. & ef. 3-16-77
DEQ 113, f. & ef. 5-10-76

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Fee Tables

Table 70A Industrial NPDES and WPCF Individual Permits: Application and Modification Fees Effective ~~November 1, 2026~~ XX,XX 2027			
Application fees for new industrial permits			
Tier 1 Industrial Facilities	~~\$98,496~~ \$101,450		
Tier 2 Industrial Facilities	~~\$19,820~~ \$20,414		
Special WPCF Permits (OAR 340-045-0061)	~~\$934~~ \$962		
Note: New permit applications must include the annual fee specified in Table 70B in addition to the new permit application fee listed above. The application fee is not required for renewal unless a modification is needed or requested.			
Modification Fees ¹			
	Major		Minor
	At Permit Renewal	Prior to Expiration	
Tier 1 Industrial Facilities	~~\$24,743~~ \$25,485	~~\$49,168~~ \$50,643	~~\$1,722~~ \$1,773
Tier 2 Industrial Facilities	~~\$6,289~~ \$6,477	~~\$9,823~~ \$10,117	~~\$1,722~~ \$1,773
¹ . A new application, application fee and modification fee must accompany all requests for permit modification. DEQ may charge the environmental management plan review fee amount in Table 70F when only the environmental management plan required by the permit requires review.			

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Table 70B

Industrial NPDES and WPCF Individual Permit Annual Fees

Effective ~~November 1, 2026~~ **XX, XX 2027**

Type	Description	NPDES Tier 1	NPDES Tier 2	WPCF Tier 1	WPCF Tier 2
B01	Pulp, paper, or other fiber pulping industry	~~\$34,439~~ \$35,472	N	~~\$31,962~~ \$32,920	N
Food or beverage processing includes produce, meat, poultry, seafood or dairy for human, pet, or livestock consumption					
B02	Washing or packing only	N	~~\$4,785~~ \$4,928	N	~~\$4,404~~ \$4,536
B03	Processing – small Flow ≤ 0.1 mgd, or 0.1 < flow < 1 mgd for less than 180 days per year	N	~~\$7,156~~ \$7,370	N	~~\$6,770~~ \$6,973
B04	Processing – medium 0.1 mgd < Flow < 1 mgd for 180 or more days per year, or flow ≥ 1 mgd for less than 180 days per year	N	~~\$10,099~~ \$10,401	N	~~\$9,712~~ \$10,003
B05	Processing – large Flow ≥ 1 mgd for 180 or more days per year	~~\$34,439~~ \$35,472	~~\$30,260~~ \$31,167	~~\$31,962~~ \$32,920	~~\$29,871~~ \$30,767
Primary Smelting or Refining:					
B06	Aluminum	~~\$34,439~~ \$35,472	~~\$30,260~~ \$31,167	~~\$31,962~~ \$32,920	~~\$29,871~~ \$30,767
B07	Non-ferrous metals utilizing sand chlorination separation facilities	~~\$34,439~~ \$35,472	~~\$30,260~~ \$31,167	~~\$31,962~~ \$32,920	~~\$29,871~~ \$30,767
B08	Ferrous and non-ferrous metals not elsewhere classified	~~\$19,692~~ \$20,282	~~\$15,511~~ \$15,976	~~\$17,216~~ \$17,732	~~\$15,130~~ \$15,583
B09	Chemical manufacturing with discharge of process wastewater	~~\$34,439~~ \$35,472	~~\$30,260~~ \$31,167	~~\$31,962~~ \$32,920	~~\$29,871~~ \$30,767
B10	Cooling water discharges in excess of 20,000 BTU per second	~~\$19,692~~ \$20,282	~~\$15,511~~ \$15,976	~~\$17,216~~ \$17,732	~~\$15,130~~ \$15,583
Mining Operations – includes aggregate or ore processing:					
B11	Large over 500,000 cubic yards per year or involving chemical leaching	~~\$34,439~~ \$35,472	~~\$30,260~~ \$31,167	~~\$31,962~~ \$32,920	~~\$29,871~~ \$30,767
B12	Medium 100,000 to 500,000 cubic yards per year	N	~~\$10,593~~ \$10,910	N	~~\$10,208~~ \$10,514
B13	Small less than 100,000 cubic yards per year	N	~~\$3,222~~ \$3,318	N	~~\$2,837~~ \$2,922

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Table 70B

Industrial NPDES and WPCF Individual Permit Annual Fees

Effective ~~November 1, 2026~~ XX, XX 2027

All facilities not elsewhere classified which dispose of process wastewater including remediated groundwater:

B14	Tier 1 sources	~~\$34,439~~ \$35,472	N	~~\$31,962~~ \$32,920	N
B15	Tier 2 sources	N	~~\$6,661~~ \$6,860	N	~~\$6,281~~ \$6,469
Type	Description	NPDES Tier 1	NPDES Tier 2	WPCF Tier 1	WPCF Tier 2
B16	All facilities not elsewhere classified disposing of non-process wastewaters e.g. small cooling water discharges, boiler blowdown, filter backwash	N	~~\$4,458~~ \$4,591	N	~~\$4,074~~ \$4,196
B17	Fish hatcheries and other confined feeding operations on individual permits except permits the Oregon Department of Agriculture administers.	N	~~\$3,904~~ \$4,021	N	~~\$3,519~~ \$3,624
B18	All facilities disposing of wastewater only by evaporation from watertight ponds or basins	N	N	N	~~\$2,586~~ \$2,663
Timber and Wood Products					
B19	Sawmills, log storage, instream log storage	~~\$9,658~~ \$9,947	~~\$5,477~~ \$5,641	~~\$7,182~~ \$7,397	~~\$5,089~~ \$5,241
B20	Hardboard, veneer, plywood, particle board, pressboard manufacturing, wood products	~~\$10,212~~ \$10,518	~~\$6,032~~ \$6,212	~~\$7,739~~ \$7,971	~~\$5,651~~ \$5,820
B21	Wood preserving	~~\$8,641~~ \$8,900	~~\$4,458~~ \$4,591	~~\$6,164~~ \$6,348	~~\$4,074~~ \$4,196

OAR 340-045-0075

Table 70C

Domestic NPDES and WPCF Individual Permits: Application, Annual and Modification Fees

Effective ~~November 1, 2026~~XX, XX 2027

Description	Type	Criteria ¹	New Permit App ²	NPDES Annual (5yr)	WPCF Annual (10yr)	Modifications ³	
						Major	Minor
Non-Lagoon Treatment Systems	A1	Flow $\geq$ 50 mgd	~~\$62,788~~ \$64,671	~~\$135,979~~ \$140,058		~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	A2	25 mgd $\leq$ Flow < 50 mgd	~~\$62,788~~ \$64,671	~~\$79,916~~ \$82,313		~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	A3	10 mgd $\leq$ Flow < 25 mgd	~~\$62,788~~ \$64,671	~~\$37,665~~ \$38,794		~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	Ba	5 mgd $\leq$ Flow < 10 mgd	~~\$62,788~~ \$64,671	~~\$24,142~~ \$24,866	~~\$22,563~~ \$23,239	~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	C1 a	2 mgd $\leq$ Flow < 5 mgd	~~\$62,788~~ \$64,671	~~\$16,233~~ \$16,719	~~\$14,656~~ \$15,095	~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	C2 a	1 mgd $\leq$ Flow < 2 mgd	~~\$62,788~~ \$64,671	~~\$11,016~~ \$11,346	~~\$9,437~~ \$9,720	~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	Da	Flow < 1 mgd	~~\$12,683~~ \$13,063	~~\$3,485~~ \$3,589	~~\$3,235~~ \$3,332	~~\$6,423~~ \$6,615	~~\$1,722~~ \$1,773

OAR 340-045-0075
Table 70C
Domestic NPDES and WPCF Individual Permits:
Application, Annual and Modification Fees
Effective ~~November 1, 2026~~XX, XX 2027

Description	Type	Criteria ¹	New Permit App ²	NPDES Annual (5yr)	WPCF Annual (10yr)	Modifications ³	
						Major	Minor
Lagoons Discharging to Surface Waters	Bb	5 mgd ≤ Flow < 10 mgd	~~\$62,788~~ \$64,671	~~\$12,764~~ \$13,146		~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	C1b	2 mgd ≤ Flow < 5 mgd	~~\$62,788~~ \$64,671	~~\$8,874~~ \$9,140		~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	C2b	1 mgd ≤ Flow < 2 mgd	~~\$62,788~~ \$64,671	~~\$6,477~~ \$6,671		~~\$31,471~~ \$32,415	~~\$1,722~~ \$1,773
	Db	Flow < 1 mgd	~~\$12,683~~ \$13,063	~~\$2,457~~ \$2,530		~~\$6,423~~ \$6,615	~~\$1,722~~ \$1,773
Nondischarging Lagoons	E	No discharge flow	~~\$6,423~~ \$6,615		~~\$2,047~~ \$2,108	~~\$3,285~~ \$3,383	~~\$1,722~~ \$1,773
Alkaline-stabilization facilities	F		~~\$1,722~~ \$1,773		~~\$703~~ \$724		~~\$757~~ \$779
Special WPCF Permits (OAR 340-045-0061)			~~\$934~~ \$962				
Refer to Table 70D and 70E for applicable population and pretreatment fees for the permits listed above.							
Municipal Separate Storm Sewer System	MS4	See 40 C.F.R. § 122.26	~~\$34,870~~ \$35,916	Refer to Table 70H		~~\$3,026~~ \$3116	~~\$1,722~~ \$1,773

1. Based on Average Dry Weather Design Flow.

2. New permit applications must include the annual fee in addition to the new permit application fee.

3. DEQ may charge the environmental management plan review fee amount in Table 70F when only the environmental management plan required by the permit requires review.

OAR 340-045-0075
Table 70D
Domestic NPDES and WPCF Annual Population Fee
Effective ~~November 1, 2026~~XX, XX 2027

Population range	Annual fee
500,000+	~~\$182,690~~ \$188,170
400,000 to 499,999	~~\$139,756~~ \$143,948
300,000 to 399,999	~~\$96,826~~ \$99,730
200,000 to 299,999	~~\$53,889~~ \$55,505
150,000 to 199,999	~~\$43,583~~ \$44,890
100,000 to 149,999	~~\$28,704~~ \$29,565
50,000 to 99,999	~~\$18,001~~ \$18,541
25,000 to 49,999	~~\$8,089~~ \$8,331
15,000 to 24,999	~~\$4,605~~ \$4,743
10,000 to 14,999	~~\$2,998~~ \$3,087
5,000 to 9,999	~~\$1,822~~ \$1,876
1,000 to 4,999	~~\$542~~ \$558
100 to 999	~~\$99~~ \$101
0 to 99	\$0

OAR 340-045-0075
Table 70E
Annual Pretreatment Fees
Effective ~~November 1, 2026~~ XX, XX 2027

Description	Fee
Pretreatment Fee	~~\$3,129~~ \$3,222
Significant Industrial User	~~\$1,042~~ \$1,073 per industry

OAR 340-045-0075

Table 70F

All NPDES and WPCF¹ Permits: Technical Activity, Plan Review, and Other Fees
Effective ~~November 1, 2026~~ XX, XX 2027

Activity	Fee
New or substantially modified sewage treatment facility	~~\$14,403~~ \$14,835
Minor facility or pump station modifications	~~\$1,563~~ \$1,609
Major system or pressure system expansion	~~\$1,096~~ \$1,128
Minor system expansion or modification	~~\$309~~ \$318
New or substantially modified septage alkaline stabilization facility	~~\$1,563~~ \$1,609
Site inspection and evaluation ²	~~\$2,451~~ \$2,524
Disposal system plan review ²	~~\$978~~ \$1,007
Environmental management plan review ³	~~\$978~~ \$1,007
Other Fees	
Annual temporary or permanent electronic reporting requirement waiver	~~\$1,191~~ \$1,226
Permit transfer, legal name change.	~~\$151~~ \$155

1. Does not include Onsite septic systems. Please see Tables 9A-9F in OAR 340-071 for appropriate technical activity fees.

2. This fee only applies when these activities are required for DEQ's review of a general permit application.

3. This fee is not charged to new applicants for individual NPDES and WPCF permits. Plans updated after the permit is issued are subject to plan review as specified in the permit. This includes but is not limited to biosolids management plan and recycled water use plan.

OAR 340-045-0075
Table 70G
General NPDES and WPCF Permits:
Application and Annual Fees
Effective ~~November 1, 2026~~ XX, XX 2027

Number	Type	Description	New Permit App. Fee ¹	Annual Fee
100-J	NPDES	Cooling water/heat pumps	~~\$398~~ \$409	~~\$910~~ \$937
200-J	NPDES	Filter backwash	~~\$398~~ \$409	~~\$910~~ \$937
300-J	NPDES	Fish hatcheries	~~\$638~~ \$657	~~\$910~~ \$937
400-J	NPDES	Log ponds	~~\$398~~ \$409	~~\$910~~ \$937
500-J	NPDES	Boiler blowdown	~~\$398~~ \$409	~~\$910~~ \$937
900-J	NPDES	Seafood processing	~~\$398~~ \$409	~~\$910~~ \$937
1400-A	WPCF	Wineries and seasonal fresh pack operations whose wastewater flow is ≤ 82000 gallons/day and is only disposed of by land irrigation.	~~\$398~~ \$409	~~\$533~~ \$548
1400-B	WPCF	Wineries and small food processors not otherwise eligible for a 1400A general permit.	~~\$638~~ \$657	~~\$910~~ \$937
1500-A	NPDES	Petroleum hydrocarbon clean-up	~~\$638~~ \$657	~~\$910~~ \$937
1500-B	WPCF	Petroleum hydrocarbon clean-up	~~\$638~~ \$657	~~\$910~~ \$937
1700-A	NPDES	Vehicle and equipment wash water	~~\$887~~ \$913	~~\$910~~ \$937
1700-B	WPCF	Vehicle and equipment wash water	~~\$887~~ \$913	~~\$910~~ \$937
1900-J	NPDES	Non-contact geothermal heat exchange	~~\$887~~ \$913	~~\$910~~ \$937
2000-J	NPDES	Pesticide use irrigation districts	~~\$887~~ \$913	~~\$910~~ \$937
2300-A	NPDES	Pesticide general permit	~~\$887~~ \$913	~~\$910~~ \$937
Residential and Commercial Graywater and Industrial Reuse Water				

OAR 340-045-0075
Table 70G
General NPDES and WPCF Permits:
Application and Annual Fees
Effective ~~November 1, 2026~~ XX, XX 2027

Number	Type	Description	New Permit App. Fee ¹	Annual Fee
2401	WPCF	Tier 1 graywater reuse and disposal system for residential systems: ≤ 300 gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	~~\$58~~ \$59	~~\$47~~ \$48
2402	WPCF	Tier 2 graywater reuse and disposal system for: ≤ 1,200 gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	~~\$653~~ \$672	~~\$58~~ \$59
2501	WPCF	Industrial reuse water free of human and animal waste suitable for reuse without secondary or advanced treatment and ≤ 25,000 gallons/day	~~\$887~~ \$913	~~\$910~~ \$937

OAR 340-045-0075
Table 70G
General NPDES and WPCF Permits:
Application and Annual Fees
Effective ~~November 1, 2026~~ XX, XX 2027

Number	Type	Description	New Permit App. Fee ¹	Annual Fee
Stormwater General Permits²				
1200-A	NPDES	Stormwater: Sand, gravel, and other non-metallic mining	~~\$1,560~~ \$1,606	~~\$1,604~~ \$1,652
1200-C	NPDES	Stormwater: Construction activities – one acre or more	~~\$1,560~~ \$1,606	~~\$1,604~~ \$1,652
1200-C	NPDES	Stormwater: Construction activities – less than one acre and part of a common plan of development disturbing one or more acres	~~\$455~~ \$468	\$0
1200-CA	NPDES	Stormwater: Construction activities performed by public agencies – one acre or more	~~\$1,560~~ \$1,606	~~\$1,604~~ \$1,652
1200-Z	NPDES	Stormwater: Industrial	~~\$1,560~~ \$1,606	~~\$1,604~~ \$1,652
4000-MS4	NPDES	Municipal Separate Storm Sewer System (MS4): Conveyance system owned or operated by municipality, special district, hospital, port, school district, etc.	~~\$1,560~~ \$1,606	Refer to: Table 70H
Mining General Permits				
600	WPCF	Offstream small scale mining: Processing < 5 cubic yds/day, or < 1,500 cubic yds/year	\$0	\$0
		Offstream small scale mining: Processing 1,500 -10,000 cubic yds/year	~~\$398~~ \$409	\$0
700-PM	NPDES	Suction dredges (gravity and syphon)	\$0	\$25
700-PM	NPDES	Suction dredges (motorized)	\$250	\$250
		Permit renewal fee every five years (in addition to the annual fee)	\$250	
1000	WPCF	Gravel mining	~~\$398~~ \$409	~~\$910~~ \$937
Other General Permits				
All other permits not elsewhere classified.			~~\$887~~ \$913	~~\$910~~ \$937

OAR 340-045-0075
Table 70G
General NPDES and WPCF Permits:
Application and Annual Fees
Effective ~~November 1, 2026~~ XX, XX 2027

Number	Type	Description	New Permit App. Fee ¹	Annual Fee
^{1.} New permit applications must include both the new permit application fee and the first year's annual fee. ^{2.} Stormwater construction and industrial permits are also administered by public agencies and local districts under contract with DEQ.				

OAR 340-045-0075
Table 70H
Municipal Separate Storm Sewer System Permits: Annual
Fees
Effective ~~November 1, 2026~~ XX. XX 2027

Population-based cost-per-person, except counties and other	Annual Fee
Cost-per-person	~~\$0.138~~ \$0.142
Counties, Phase I	~~-\$12,664~~ \$13,043
Counties, Phase II (non-traditional MS4s, hospitals, public universities, etc.)	~~\$3,163~~ \$3,257
Oregon Department of Transportation MS4*	~~-\$50,668~~ \$52,188
*Fee for ODOT MS4 assessed only in the absence of a separate revenue agreement.	

OAR 340-045-0075
Table 70I
Underground Injection Control Permits
Application Fees, Annual Fees and Surcharges
Effective July 1, 20262027

Type	Description	Application Fee	Annual Fee	Class of Injection	Surcharge	
					Application	Annual
Authorized By Rule ¹	Low Risk Stormwater Only	None	None	Low Risk	~~-\$133~~ \$136	None
	Non-Stormwater Injection ²	None	None	Medium Risk	~~\$167~~ \$172	None
	All Other UIC's Draining Stormwater from Any Surface	None	None	Low Risk	~~\$133~~ \$136	None
				Medium Risk	~~\$167~~ \$172	None
				High Risk	~~\$400~~ \$412	~~\$133~~ \$136
1200-U General Permit ³	Stormwater Injection	~~\$887~~ \$913	~~\$910~~ \$937	Low Risk	~~-\$156~~ \$160	None
				Medium Risk	~~\$197~~ \$202	None
				High Risk	~~-\$476~~ \$490	~~\$156~~ \$160
1900-B General Permit	Injection During Geothermal Exploration	~~\$887~~ \$913	~~\$910~~ \$937			
Type	Description	Application Fees				
Other	Preclosure Notification	~~\$121~~ \$124				
	Sewage Drill Hole Closure	~~\$106~~ \$109				
Type	Description	Application Fee	Annual Fee	Individual WPCF Modifications		
				Major	Minor	
Individual WPCF Permit	As defined in 40 CFR parts 9, 144, 145 and 146	~~\$19,820~~ \$20,414	~~\$4,193~~ \$4,318	~~\$3,285~~ \$3,383	~~\$1,722~~ \$1,773	

1. Includes facilities with less than 50 injection systems. All systems must be located over 500 feet from a water well and outside a 2 -year time of travel from a water source.
2. Includes aquifer storage and recovery, low temperature geothermal injection, remediation and other underground injection control systems that do not drain stormwater.
3. Includes facilities with less than 50 injection systems and for systems within 500 ft from a water well and within a 2-year time of travel from a water source.

Division 71
ONSITE WASTEWATER TREATMENT SYSTEMS

340-071-0800

Tables

Tables for Division 071.

[\[ED. NOTE: To view attachments referenced in rule text, click here for PDF copy.\]](#)

Statutory/Other Authority: ORS 454.615, 454.625 & 468.020

Statutes/Other Implemented: ORS 454.775, 454.780, 454.784, 468.020, 454.605, 454.607, 454.610, 454.615, 454.625, 454.655, 454.665, 454.675, 454.695, 454.725, 454.745, 454.755, 468.035, 468.045, 468.065, 468B.050, 468B.055 & 468B.080

History:

DEQ 2-2026, amend filed 05/01/2026, effective 07/01/2026

DEQ 30-2025, minor correction filed 10/22/2025, effective 10/22/2025

DEQ 29-2025, amend filed 10/01/2025, effective 01/01/2026

DEQ 21-2025, amend filed 07/23/2025, effective 11/01/2025

DEQ 11-2024, amend filed 07/15/2024, effective 08/01/2024

DEQ 12-2023, amend filed 09/13/2023, effective 11/01/2023

DEQ 15-2022, amend filed 09/06/2022, effective 11/01/2022

DEQ 15-2021, amend filed 09/30/2021, effective 11/01/2021

DEQ 16-2020, amend filed 07/29/2020, effective 08/01/2020

DEQ 22-2019, amend filed 09/27/2019, effective 09/27/2019

DEQ 193-2018, amend filed 09/17/2018, effective 09/17/2018

DEQ 31-2017, minor correction filed 11/29/2017, effective 11/29/2017

DEQ 16-2017, minor correction filed 11/01/2017, effective 11/01/2017

DEQ 15-2017, adopt filed 10/31/2017, effective 11/01/2017

OAR 340-071-0800

Division 71 Tables

Effective ~~November 1, 2026~~XX, XX 2027

OAR 340-071-0220 TABLE 1 MINIMUM SEPARATION DISTANCES ALL MEASUREMENTS IN FEET UNLESS OTHERWISE NOTED			
Items Requiring Setback		From Subsurface Absorption Area Including Replacement Area	From Septic Tank and Other Treatment Units, Effluent Sewer and Distribution Units
1. Groundwater Supplies and Wells		*100	50
2. Springs	Upgradient	50	50
	Downgradient	100	50
**3. Surface Public Waters	Year round	100	50
	Seasonal	50	50
4. Intermittent Streams	Piped (watertight not less than 20 feet from any part of the onsite system)	20	20
	Unpiped	50	50
5. Groundwater Interceptors	On a slope of three percent or less	20	10
	On a slope greater than three percent: Upgradient	10	5
	On a slope greater than three percent: Downgradient	50	10

OAR 340-071-0220
TABLE 1
MINIMUM SEPARATION DISTANCES
(ALL MEASUREMENTS IN FEET UNLESS OTHERWISE NOTED)

Items Requiring Setback		From Subsurface Absorption Area Including Replacement Area	From Septic Tank and Other Treatment Units, Effluent Sewer and Distribution Units
6. Irrigation Canals	Lined (watertight canal)	25	25
	Unlined: Upgradient	25	25
	Unlined: Downgradient	50	50
7. Manmade cuts downgradient in excess of 30 inches from the top of the downslope cut that:	Intersect layers that limit effective soil depth within 48 inches of surface	50	25
	do not intersect layers that limit effective soil depth	25	10
8. Downgradient escarpments:	that intersect layers that limit effective soil depth	50	10
	that do not intersect layers that limit effective soil depth	25	10
9. Property lines		10	5
10. Water lines		10	10
11. Foundation lines of any building, including garages and out buildings		10	5
12. Underground utilities		10	—
* 50-foot setback for wells constructed with special standards granted by WRD.			
**This does not prevent stream crossings of pressure effluent sewers.			

OAR 340-071-0220
TABLE 2
QUANTITIES OF SEWAGE FLOWS

Type of Establishment		Column 1	Column 2
		Gallons per day	Minimum gallons per establishment per day
Airports		5 (per passenger)	150
Bathhouses and swimming pools		10 (per person)	300
Camps: 4 Persons per Campsite, where applicable	Campground with central comfort stations	35 (per person)	700
	With flush toilets, no showers	25 (per person)	500
	Construction camps: semi- permanent	50 (per person)	1000
	Day camps: no meals served	15 (per person)	300
	Resort camps: (night and day) with limited plumbing	50 (per person)	1000
	Luxury camps	100 (per person)	2000
Churches		5 (per seat)	150
Country clubs		100 (per resident member)	2000

OAR 340-071-0220 TABLE 2 QUANTITIES OF SEWAGE FLOWS			
Country clubs		25 (per non- resident member present)	—
Dwellings:	Boarding houses	150 (per bedroom)	600
	Boarding houses – additional for non-residential boarders	10 (per person)	—
	Rooming houses	80 (per person)	500
	Condominiums, Multiple family dwellings — including apartments	300 (per unit)	900
Type of Establishment		Column 1	Column 2
		Gallons Per Day	Minimum Gallons per Establishment per Day
Dwellings:	Single family dwellings	300 (not exceeding 2 bedrooms)	450*
	Single family dwellings with more than 2 bedrooms	75 (for third & each succeeding bedroom)	450
	Single family dwellings with accessory dwelling unit (ADU)	600 (not exceeding 2 bedrooms in either dwelling)	750*
	Accessory dwelling unit (ADU)	300 (per unit)	-
Factories: exclusive of industrial wastes with shower facilities		35 (per person per shift)	300
Factories: exclusive of industrial wastes without shower facilities		15 (per person per shift)	150
Hospitals		250 (per bed space)	2500

OAR 340-071-0220
TABLE 2
QUANTITIES OF SEWAGE FLOWS

Hotels with private baths		120 (per room)	600
Hotels without private baths		100 (per room)	500
Institutions other than hospitals		125 (per bed space)	1250
Laundries: self-service		500 (per machine)	2500
Mobile home parks		250 (per space)	750
Motels: with bath, toilet and kitchen wastes		100 (per bedroom)	500
Motels: without kitchens		80 (per bedroom)	400
Picnic Parks: toilet wastes only		5 (per picnicker)	150
Picnic Parks: with bathhouses, showers and flush toilets		10 (per picnicker)	300
Restaurants		40 (per seat)	800
Restaurants: single-service		2 (per customer)	300
Restaurants: with bars and/or lounges		50 (per seat)	1000
Type of Establishment		Column 1	Column 2
		Gallons Per Day	Minimum Gallons Per Establishment Per Day
Schools:	Boarding	100 (per person)	3000
	Day: without gyms, cafeterias or showers	15 (per person)	450
	Day: with gyms, cafeterias and showers	25 (per person)	750
	Day: with cafeteria, but without gyms or showers	20 (per person)	600
Service Stations		10 (per vehicle served)	500
Swimming pools and bathhouses		10 (per person)	300
Theaters:	Movie	5 (per seat)	300

OAR 340-071-0220
TABLE 2
QUANTITIES OF SEWAGE FLOWS

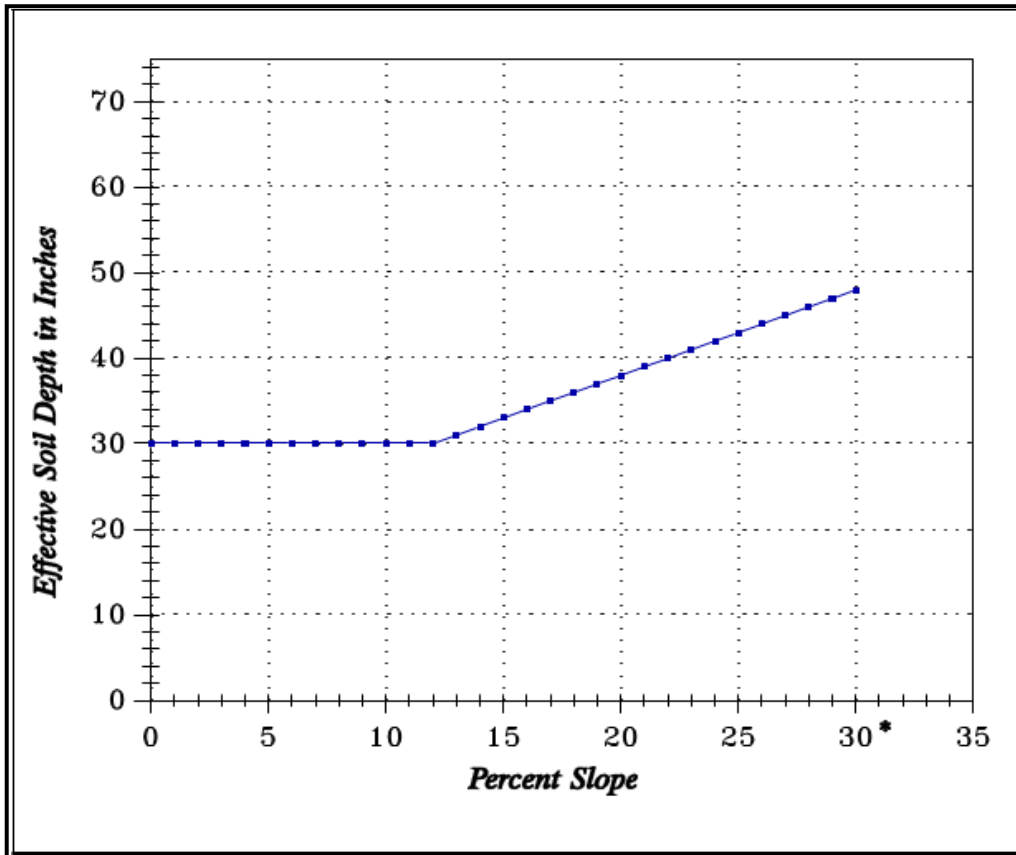
	Drive-In	20 (per car space)	1000
Travel trailer parks: without individual water and sewer hookups		50 (per space)	300
Travel trailer parks: with individual water and sewer hookups		100 (per space)	500
Workers:	Construction as semi- permanent camps	50 (per person)	1000
	Day - at schools and offices	15 (per shift)	150

* Except as otherwise provided in these rules.

OAR 340-071-0220

TABLE 3

SLOPE, EFFECTIVE SOIL DEPTH RELATIONSHIP



*When slope exceeds 30 percent, rules on steep slope system apply. (refer OAR-340-071-0310)

**OAR 340-071-0220
TABLE 4**

Minimum length of absorption trench (linear feet) required per 150 gallons sewage flow determined from soil texture versus effective soil depth.

Effective Soil Depth	Soil Group		
	A	B	C
18" to Less than 24"	125	150	175
24" to Less than 36"	100	125	150
36" to Less than 48"	75	100	125
48" or more	50	75	125

Soil Group A — Sand, Loamy Sand, Sandy Loam.
 Soil Group B — Sandy Clay Loam, Loam, Silt Loam, Silt, Clay Loam.
 Soil Group C — Silty Clay Loam, Sandy Clay, Silty Clay, Clay.
 If sand grains are fine or very fine, site according to Group B soils.

OAR 340-071-0220**TABLE 5**

Minimum length of absorption trench (linear feet) required per 150 gallons sewage flow determined from soil texture versus depth to temporary groundwater.

Depth to Temporary Groundwater	Soil Group		
	A	B	C
24" to Less than 48"	100	125	150
48" or More	50	75	125

Soil Group A — Sand, Loamy Sand, Sandy Loam.

Soil Group B — Sandy Clay Loam, Loam, Silt Loam, Silt, Clay Loam.

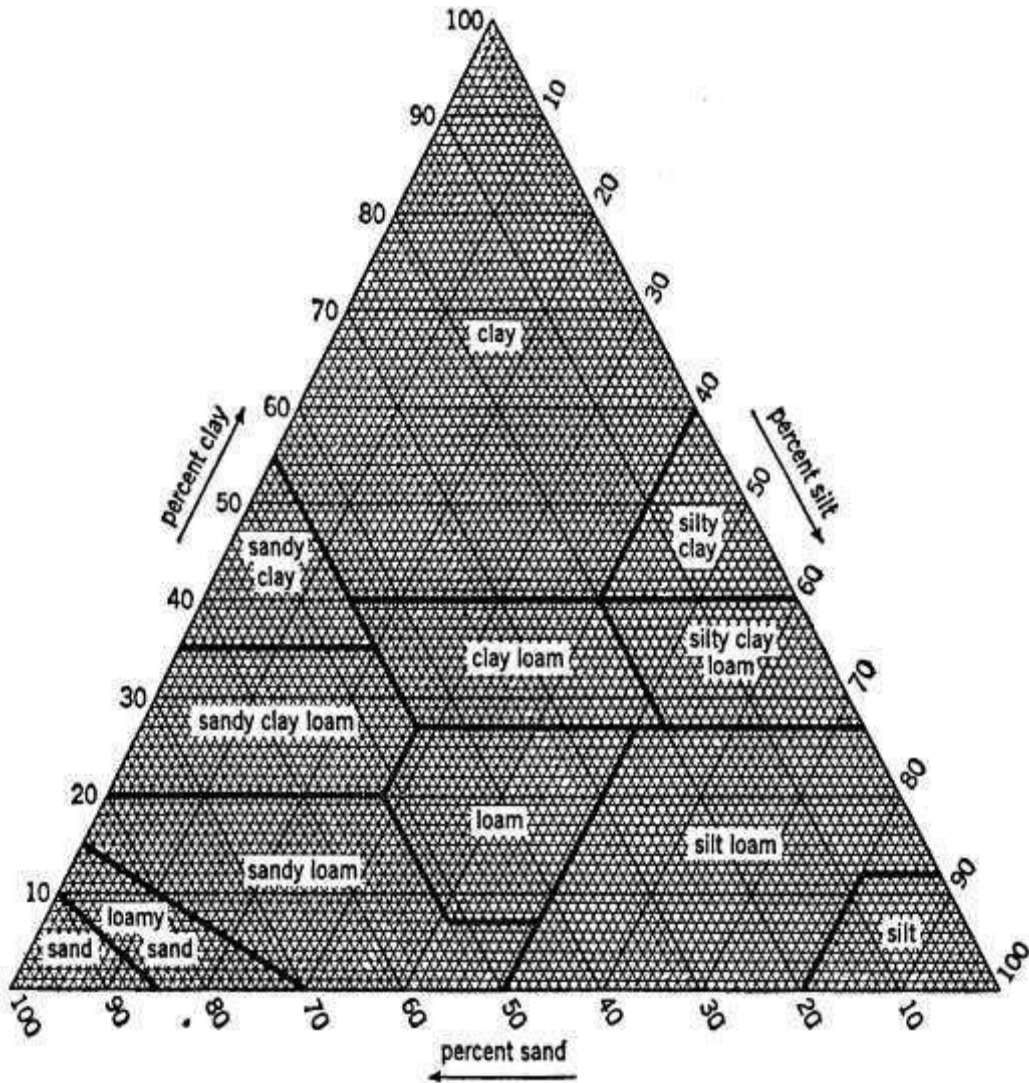
Soil Group C — Silty Clay Loam, Sandy Clay, Silty Clay, Clay.

If sand grains are fine or very fine, site according to Group B soils.

OAR 340-071-0100

TABLE 6

SOIL TEXTURAL CLASSIFICATION CHART



OAR 340-071-0100 TABLE 7 USDA SOIL CLASSIFICATION SIZES OF SOIL SEPARATES		
Particle-Size Classes	Sieve Sizes	Millimeters
Clay		.002
Silt	270	.050
Very Fine Sand	200	.075
	140	.1
Fine Sand	60	.25
Medium Sand	35	.5
Coarse Sand	18	1.0
Very Coarse Sand	10	2.0
Fine Gravel	4	4.75
	3/8"	9.5
	1/2	12.5
Course Gravel	3"	76.2
Cobbles	10"	250

OAR 340-071-0330**TABLE 8****MINIMUM SEPARATION DISTANCES FOR NONWATER-CARRIED WASTE DISPOSAL FACILITIES (All Measurements in Feet Unless Otherwise Noted)**

Items Requiring Setback	Self-contained nonwater-carried waste disposal	Unsealed earth type privies, graywater, waste disposal sump and seepage chambers
Groundwater supplies including springs and cisterns	50'	100'
Surface public waters, excluding intermittent streams	50'	100'
Intermittent streams	50'	50'
Property line	25'	25'

OAR 340-071-0140
TABLE 9A
SITE EVALUATION AND EXISTING SYSTEM
EVALUATION FEES
Effective July 1, ~~2026~~2027

New Site Evaluation Fees

Fees in this section apply to each system for which site suitability is evaluated

Single family dwelling - First lot	~~\$1,121~~ \$1,154
Single family dwelling - Each additional lot evaluated during initial visit	~~\$1,121~~ \$1,154
Commercial facility with a design capacity of 1,000 gpd or less	~~\$1,121~~ \$1,154
Commercial facility with a design capacity of 1,001-1,500 gpd	~~\$1,411~~ \$1,453
Commercial facility with a design capacity of 1,501-2,000 gpd	~~\$1,702~~ \$1,753
Commercial facility with a design capacity of 2,001-2,500 gpd	~~\$1,992~~ \$2,051
Commercial facility s with a design capacity of 2,501-3,000 gpd	~~\$2,284~~ \$2,352
Commercial facility with a design capacity of 3,001-3,500 gpd	~~\$2,574~~ \$2,651
Commercial facility with a design capacity of 3,501-4,000 gpd	~~\$2,863~~ \$2,948
Commercial facility with a design capacity of 4,001-4,500 gpd	~~-\$3,154~~ \$3,248
Commercial facility with a design capacity of 4,501-5,000 gpd	~~\$3,446~~ \$3,549
Commercial facility with a design flow greater than 5,000 gpd	~~-\$3,802~~ \$3,916
Site Evaluation Report Review fee	~~-\$1,056~~ \$1,087
Existing System Evaluation Report fee	~~-\$1,056~~ \$1,087

OAR 340-071-0140
TABLE 9B
PERMITTING FEES FOR SYSTEMS NOT
SUBJECT TO WPCF PERMITS
Effective July 1, 20262027

Type of Fee		System Type					Plan Review fees for Commercial Facility Systems
		A	B	C	D	E	
Construction: Installation Permit	For systems with a design capacity of less than 600 gpd	~~\$738~~ \$760	~~\$1,425~~ \$1,467	~~\$1,662~~ \$1,711	~~\$2,037~~ \$2,098	~~\$2,508~~ \$2,583	\$0
	For systems with a design capacity of 601-1,000 gpd	~~\$738~~ \$760	~~\$1,425~~ \$1,467	~~\$1,662~~ \$1,711	~~\$2,037~~ \$2,098	~~\$2,508~~ \$2,583	~~\$606~~ \$624
	For systems with a design capacity of 1,001-1,500 gpd	~~\$896~~ \$922	~~\$1,584~~ \$1,631	~~\$1,820~~ \$1,874	~~\$2,165~~ \$2,229	~~\$2,739~~ \$2,821	~~\$711~~ \$732
	For systems with a design capacity of 1,501-2,000 gpd	~~\$1,056~~ \$1,087	~~\$1,742~~ \$1,794	~~\$1,980~~ \$2,039	~~\$2,295~~ \$2,363	~~\$2,823~~ \$2,907	~~\$816~~ \$840
	For systems with a design capacity of 2,001-2,500 gpd	~~\$1,212~~ \$1,248	~~\$1,900~~ \$1,957	~~\$2,137~~ \$2,201	~~\$2,424~~ \$2,496	~~\$2,983~~ \$3,072	~~\$924~~ \$951
Reinspection fee		~~\$163~~ \$167	~~\$163~~ \$167	~~\$163~~ \$167	~~\$163~~ \$167	~~\$163~~ \$167	~~\$163~~ \$167
Pump Evaluation Fee: For all permits that specify the use of a pump except for sand filter, Alternative treatment technologies, Recirculating gravel filter, and pressurized distribution systems.		~~\$105~~ \$108	~~\$105~~ \$108	~~\$105~~ \$108	~~\$105~~ \$108	~~\$105~~ \$108	~~\$105~~ \$108
System Type Key: Type A = Gray Water waste disposal sumps Type B = Holding tanks Type C = Standard subsurface, Absorption trenches in saprolite, Redundant, Seepage trench, Steep slope Type D = Alternative treatment technologies, Capping fill, Pressurized distribution, Tile dewatering Type E = Recirculating gravel filter, Sand filter (commercial or residential)							

OAR 340-071-0140
TABLE 9C
OTHER PERMITTING FEES FOR SYSTEMS
NOT SUBJECT TO WPCF PERMITS
Effective July 1, 20262027

Fee Subject	Fee	Field Visit required	No Field Visit required
Minor Alteration Permit	~~\$434~~ \$447		
Major Alteration Permit	~~\$909~~ \$936		
Minor Repair Permit - Single Family Dwelling	~~\$421~~ \$433		
Major Repair Permit - Single Family Dwelling	~~\$881~~ \$907		
Minor Repair Permit - Commercial Facility	~~\$764~~ \$786		
Major Repair Permit - Commercial Facility	~~\$1,662~~ \$1,711		
Permit Denial Review	~~\$579~~ \$596		
Permit Transfer, Reinstatement, or Renewal		~~\$857~~ \$882	~~\$250~~ \$257
Authorization Notice		~~\$1,029~~ \$1059	~~\$263~~ \$270
Authorization Notice Denial Review	~~\$1,056~~ \$1,087		
Renewal of hardship authorization for temporary dwelling		~~\$542~~ \$558	~~\$163~~ \$167
Alternative system inspection - Holding tanks	~~\$633~~ \$651		
Variance from onsite system rules	~~\$3,432~~ \$3,534		
Land use clearance	~~\$81~~ \$83		
Annual report evaluation - Holding tanks – hard copy submittal	~~\$49~~ \$50		
Annual report evaluation - Holding tanks – online submittal	~~\$39~~ \$40		
Alternative system inspection - Other alternative systems listed in Table 9B	~~\$871~~ \$897		

OAR 340-071-0140
TABLE 9C
OTHER PERMITTING FEES FOR SYSTEMS NOT SUBJECT TO WPCF
PERMITS

Type	Fee	Field Visit required	No Field Visit required
Annual report evaluation - Sand filters, pressurized distribution systems, recirculating gravel filters, and alternative treatment technology – hard copy submittal	~~\$98~~ \$100		
Annual report evaluation - Sand filters, pressurized distribution systems, recirculating gravel filters, and alternative treatment technology – online submittal	~~\$81~~ \$83		

OAR 340-071-0140 TABLE 9D
WPCF PERMIT FEES
Effective ~~November 1, 2026~~**XX, XX 2027**

	Application filing fee for all systems	Permit processing with a design capacity of 1,200 gpd or less	Permit processing with a design capacity over 1,200 gpd
New application	~~\$132~~ \$135	~~\$1,086~~ \$1,118	~~\$5,436~~ \$5,599
Permit renewal (involving request for effluent limit modifications)	~~\$132~~ \$135	~~—\$539~~ \$555	~~\$2,720~~ \$2,801
Permit renewal (without request for effluent limit modifications)	~~\$132~~ \$135	~~\$271~~ \$279	~~\$1,356~~ \$1,396
Permit modification (involving increase in effluent limitations)	~~\$132~~ \$135	~~\$539~~ \$555	~~\$2,720~~ \$2,801
Permit modification (not involving an increase in effluent limits)	~~\$132~~ \$135	~~\$404~~ \$416	~~\$1,356~~ \$1,396
Plan Review fee			
For commercial facilities with a design capacity less than 600 gpd	\$0		
For commercial facilities with a design capacity of 600 - 1,000 gpd	~~\$516~~ \$531		
For commercial facilities with a design capacity of 1,001 - 1,500 gpd	~~—\$608~~ \$626		
For commercial facilities with a design capacity of 1,501 - 2,000 gpd	~~\$700~~ \$721		
For commercial facilities with a design capacity of 2,001 - 2,500 gpd	~~\$790~~ \$813		
For commercial facilities with a design capacity of 2,501 - 3,000 gpd	~~—\$928~~ \$955		
For commercial facilities with a design capacity of 3,001 - 3,500 gpd	~~—\$1,017~~ \$1,047		
For commercial facilities with a design capacity of 3,501 - 4,000 gpd	~~\$1,107~~ \$1,140		
Plan Review fee			
For commercial facilities with a design capacity of 4,001 - 4,500 gpd	~~\$1,195~~ \$1,230		
For commercial facilities with a design capacity of 4,501 - 5,000 gpd	~~\$1,289~~ \$1,327		

OAR 340-071-0140 TABLE 9D
WPCF PERMIT FEES
Effective ~~November 1, 2026~~XX, XX 2027

Commercial facilities with a design capacity greater than 5,000 gpd	~~\$1,356~~ \$1,396
Single family dwelling	~~\$271~~ \$279
Annual Compliance Determination fee	
Onsite sewage lagoon with no discharge	~~\$1,628~~ \$1,676
Treatment Standard 1 or better systems with design capacities less than 2,500 gpd	~~\$678~~ \$698
Treatment Standard 1 or better systems with design capacities of 2,500 - 20,000 gpd	~~\$1,356~~ \$1,396
Holding tanks: if by the date specified by DEQ, the owner does not submit written certification to DEQ that the holding tank has been operated the previous calendar year in full compliance with the permit or that the previous year's service logs for the holding tanks are not available for inspection by DEQ.	~~\$539~~ \$555
Holding tanks: if by the date specified by DEQ, the owner submits written certification to DEQ that the holding tank has been operated the previous calendar year in full compliance with the permit and that the previous year's service logs for the holding tanks are available for inspection by DEQ.	~~\$56~~ \$57
Other systems with design capacities less than 20,000 gpd	~~\$678~~ \$698
Other systems with design capacities 20,000 gpd or more	~~\$1,356~~ \$1,396

OAR 340-071-0140 TABLE 9E SEWAGE DISPOSAL SERVICE LICENSE AND TRUCK INSPECTION FEES Effective July 1, ~~2026~~2027	
New 3-year business license	~~\$700~~ \$721 per year
Renewal of business license	~~\$528~~ \$543 per year
Additional license fee for additional pumper vehicles	~~\$23~~ \$23 per vehicle
Transfer of or amendments to license	~~-\$329~~ \$338
Reinstatement of suspended license	~~-\$412~~ \$424
Pumper truck inspections: First vehicle, each inspection	~~\$163~~ \$167
Pumper truck inspections: Each additional vehicle, each inspection	~~-\$81~~ \$83

OAR 340-071-0140 TABLE 9F OTHER FEES Effective July 1, ~~2026~~2027	
Innovative or Alternative Technology Review	~~\$2,640~~ \$2,719
Alternative Technology Review (greater than 1,500 gpd)	~~\$5,281~~ \$5,439
Alternative Treatment Technology Annual Compliance Determination Fee (per listed model)	~~\$824~~ \$848
Material Plan Review	~~\$790~~ \$813
Department Surcharge	~~\$159~~ \$163

Division 48
CERTIFICATION OF COMPLIANCE WITH WATER QUALITY REQUIREMENTS
AND STANDARDS

340-048-0055

Fee Schedule for Certifications

- (1) Applicability. The fees established in this rule apply to any person, including a federal agency, submitting an application for certification to DEQ.
- (2) Fee Determinations. To determine the appropriate fee to process and review an application for certification, DEQ will do the following:
- (a) Perform an initial review of the application and other materials submitted;
 - (b) Determine the estimated program costs incurred by DEQ in reviewing the proposed project based on the types of tasks expected, the amount of staff time and other expenses, and assign a tier using the criteria in Section (3);
 - (c) Submit an invoice or, if necessary, multiple invoices, to the applicant based on the appropriate fee schedule provided in Section (4); and
 - (d) As necessary, revise an assigned tier based on documentation of the expected types of tasks or program costs incurred, if appropriate, and notify the applicant of such revisions.
- (3) Project Tiers. The following tier schedule describes the types of tasks expected to appropriately process and review proposed projects for certification:
- (a) Tier 1 — This tier applies to those projects that incur minimal program costs and impacts to water quality. To qualify under this tier, the project must meet the following:
 - (A) Potential for minimal impacts to water quality;
 - (B) Low level of public participation;
 - (C) No more than standard coordination with federal state or local agencies required;
 - (D) Stormwater management plan review not required or will be addressed through the National Pollutant Discharge Elimination System permitting process;
 - (E) Limited technical assistance needed; or
 - (F) Within the scope of a United States Army Corps of Engineers Nationwide 404 category requiring a DEQ 401 certification and involving only a stormwater management plan or sediment evaluation review component;
 - (G) Within the scope of the proposed application, the project has been modified or altered that the DEQ 401 review and certification requires re-issuance, including DEQ public notice.
 - (b) Tier 2A — This tier applies to those projects that incur a higher than minimal amount of program costs and impacts to water quality. To qualify under this tier, the project must meet some of the following:

- (A) Potential for greater than minimal impacts to water quality;
- (B) Basic level of public participation required, including but not limited to response to comment;
- (C) No more than standard coordination with federal state or local agencies required;
- (D) Limited stormwater management plan review or technical assistance to a reviewing permitted entity or agent required;
- (E) Limited technical assistance needed; or
- (F) Sediment characterization, if required, finds sediment and new surface suitable for in-water exposure.

(c) Tier 2B — This tier applies to those projects that incur higher program costs due to greater potential impacts on water quality. To qualify for this tier, the project must meet a majority of the following:

- (A) Potential for greater water quality impacts if the waterway is identified on DEQ's 303(d) list or is covered by a total maximum daily load, or multiple waters of the state are affected;
- (B) High level of public participation required with potential for one or more public meetings or hearings;
- (C) More than standard coordination with multiple federal, state or local agencies required, including but not limited to one or more meetings or pre-application site visit;
- (D) Complex stormwater management plan review and coordination required;
- (E) Moderate and on-going level of technical assistance needed;
- (F) Large or complex compensatory mitigation review required;
- (G) Sediment characterization, if required, finds sediment or new surface unsuitable for in-water exposure, so that coordination with the DEQ Solid Waste or Environmental Cleanup programs is necessary; or
- (H) Preparation of a full evaluation and findings report needed.

(d) Tier 3 — This tier applies to those projects that incur very high program costs because a large area is affected, a high degree of complexity is involved or greater potential water quality impacts may result. To qualify for this tier, the project must meet a majority of the following:

- (A) Potential for greater water quality impacts if the waterway is identified on DEQ's 303(d) list or covered by a total maximum daily load, or multiple waters of the state are affected;
- (B) High level of public participation required with extensive public comments and the potential for one or more public meetings or hearings;
- (C) Substantially more than standard coordination with multiple federal, state or local agencies required, including but not limited to one or more meetings;

- (D) Complex stormwater management plan review and coordination required;
 - (E) High level or iterative technical assistance required or substantive project revisions received;
 - (F) Large or complex compensatory mitigation review required;
 - (G) Site visit(s) needed to understand impacts and advise on potential alternatives;
 - (H) Sediment characterization finds sediment or new surface unsuitable for in-water exposure or contaminated soil is likely to be present, so that coordination with the DEQ Solid Waste or Environmental Cleanup Programs is necessary; or
 - (I) Preparation of a full evaluation and findings report needed.
- (e) Tier 4 — This tier applies to those projects that incur the highest program costs because a very large area is affected, an extremely high degree of complexity is involved, or a very high level of public participation is expected. To qualify for this tier, the project must meet all of the following:
- (A) All of the applicable factors identified in Tier 3; and
 - (B) Coordination with the Governor's Office in conjunction with other state agencies, tribal nations and the federal government;
 - (C) Review of additional documents such as National Environmental Policy Act Resource Reports, Environmental Assessments and Environmental Impact Statements.
- (4) Fee Schedules.
- (a) See Table 1 for fees that apply to tiers assigned under Sections (2) and (3).
- (b) In lieu of fees established by this section, DEQ may at its discretion enter into an intergovernmental agreement with another state or federal agency that provides for the payment of the estimated or actual costs of processing an application for certification.
- (5) Review of Fee Determinations. An applicant may seek review of DEQ's determination of the appropriate fee as follows:
- (a) An applicant may seek review of the fee determination by submitting a written request to the DEQ regional administrator within 30 days of receipt of an invoice. The request must state the specific reasons and provide documentation that the applicant believes supports a different fee amount. Upon receiving such a request, the DEQ regional administrator must respond within 60 days of receipt and render a decision.
 - (b) That decision may include:
 - (A) Determination that a different fee tier will apply subject to making specifically identified modifications to the proposed project;
 - (B) Denial of a request for a different fee amount; or;
 - (C) The determination that the proposed project meets the criteria for a different tier.

(c) If an applicant is not satisfied by the decision of the DEQ regional administrator, the applicant is entitled to request review by the DEQ director in the same manner as described in subsections (a) and (b) above.

(d) An applicant who is dissatisfied with the review of the director retains the right to a contested case hearing as provided in ORS chapter 183, provided the applicant has sought relief through subsections (a) through (c).

(6) Certification of Hydroelectric Projects. Fees for certification of a hydroelectric project as proposed to be licensed by the Federal Energy Regulatory Commission must be paid in accordance with ORS 468.065(3). Fees for a certification related to a hydroelectric project but for a license or approval not issued by the Federal Energy Regulatory Commission are based on the actual expenses incurred by the department, including expenses of the Environmental Quality Commission, related to the certification review and decision. In consultation with the applicant, DEQ will establish a periodic basis for billing the applicant.

(7) DEQ may approve a payment schedule for fees, including the submission of multiple invoices, for multi-year projects or projects assigned as a Tier 4.

(8) DEQ must receive the payment of the full invoiced fee before issuing a certification, and a review made pursuant to subsection (5) does not suspend the requirement to pay the appropriate fee. An application for certification is considered withdrawn if the applicant fails to pay the appropriate fee within 90 days of the invoice date. An applicant may request that DEQ grant an extension of time to pay the appropriate fee to an applicant upon a showing of good cause, and DEQ will continue processing the application for certification. DEQ may refund the fee or some portion if it determines that no certification is required, that minimal program costs were not incurred, a revised tier assignment is provided or the wrong application has been filed.

[\[ED. NOTE: To view attachments referenced in rule text, click here for PDF copy.\]](#)

Statutory/Other Authority: ORS 468.068 & 468B.047

Statutes/Other Implemented: ORS 468.068

History:

[DEQ 2-2026, amend filed 05/01/2026, effective 07/01/2026](#)

DEQ 31-2025, minor correction filed 11/07/2025, effective 11/07/2025

DEQ 12-2024, amend filed 07/15/2024, effective 11/01/2024

Reverted to DEQ 1-2013, f. & cert. ef. 1-16-13

DEQ 3-2013(Temp), f. & cert. ef. 3-25-13 thru 7-30-13

DEQ 1-2013, f. & cert. ef. 1-16-13

Renumbered from 340-048-0200, DEQ 2-2004, f. & cert. ef. 4-15-04

DEQ 28-1998, f. & cert. ef. 12-22-98

OAR 340-048-0055

Table 9G

401 Fees Effective July 1, ~~2026~~2027	
Tier 1	~~\$1,284~~ \$1,322
Tier 2A	~~\$5,614~~ \$5,782
Tier 2B	~~\$15,795~~ \$16,268
Tier 3	~~\$23,200~~ \$23,896
Tier 4 Per month or average monthly cost of a senior level technical staff position.	~~\$18,293~~ \$18,841

Non-discrimination statement

DEQ does not discriminate on the basis of race, color, national origin, disability, age, sex, religion, sexual orientation, gender identity, or marital status in the administration of its programs and activities.

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