



State of Oregon Department of Environmental Quality

# Notice of Proposed Rulemaking

Nov. 30, 2020

## 2020 Water Quality Fee Correction Rulemaking

This document package contains:

- Notice of Proposed Rulemaking
- Draft Rules – changes highlighted
- Draft Rules – changes included

### Note for Readers:

This package contains multiple documents. If you want to read more than one document at a time, you can open multiple copies of this PDF by downloading the PDF and then opening it in Adobe. You can then either:

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# Introduction

DEQ invites public input on proposed permanent rule amendments to chapter 340 of Oregon Administrative Rules.

## Request for Other Options

During the public comment period, DEQ asks for comment on whether there are other options for achieving the rules' substantive goals while reducing the rules' negative economic impact on business.

## Overview

DEQ invites public input on proposed rule amendments to Chapter 340 of Oregon Administrative Rules. The proposed rule amendments are to correct adopted water quality fees in 2020 for fiscal year 2021.

The Water Quality Program's mission is to protect and improve Oregon's water quality. Protecting Oregon's rivers, lakes, streams, and groundwater quality keeps these waters safe so they can be used for drinking water, fish habitat, recreation, and irrigation. DEQ accomplishes this by developing and implementing water quality standards and clean water plans, issuing water quality permits, regulating sewage treatment systems and industrial dischargers, collecting and evaluating water quality data, providing grants and technical assistance to reduce nonpoint pollution sources, and giving loans to communities to build treatment facilities.

DEQ needs to adjust the fees to align with the proper intent for currently adopted fees. The 2020 fee correction of 11 specific fee categories and one fee narrative that were adopted July, 2020 will align for the anticipated rise in administration costs associated with the permit program and to support policy option packages 122 and 127 of the 2019-21 Legislatively Adopted Budget. The specific fee errors were all typographical in nature, further, this correction will properly align the phase one fees with the phase two fees that will take effect Aug. 1, 2021. This correction will help DEQ advance its objective for a sustainable water quality program that issues timely, high quality permits. The fees also help ensure compliance with permit conditions by supporting inspections, enforcement, and reporting to the United States Environmental Protection Agency.

In October each year, DEQ publishes a permit issuance [work plan](#) to identify the individual National Pollutant Discharge Elimination System permits DEQ intends to issue in the coming year. DEQ identified 51 permits for development in the 2021 federal fiscal year (Oct. 1- Sept. 30). Permit issuance updates are provided quarterly [online](#).

DEQ must apply the corrected fees to invoices as of February 2021 to cover costs associated with implementing the permitting program and delivering services to regulated entities. Without this rule language correction, DEQ will continue to assess the incorrect fees for 11 specific fee categories.

# Procedural Summary

## More information

Information about this rulemaking is on this rulemaking's web page: [Water Quality Fees Correction 2020 Web Page](#)

## Public Hearings

DEQ plans to hold a virtual public hearing via Zoom on Tuesday, Dec. 15, 2020 from 4 p.m. - 4:30 p.m.

Web Link to Join Zoom Meeting:

<https://us02web.zoom.us/j/88184556335?pwd=VzZWb1FKcCtuTXM3Qmt5L3lFV1ViUT09>

Join by phone:

Call-in number: 877 853 5257 US Toll-free

Meeting ID: 881 8455 6335

Passcode: 345767

## How to comment on this rulemaking proposal

DEQ is asking for public comment on the proposed rules. Anyone can submit comments and questions about this rulemaking. A person can submit comments by email, regular mail or at the public hearing.

### Comment deadline

DEQ will only consider comments on the proposed rules that DEQ receives by 4 p.m., on Dec. 21, 2020.

### Submit comment by email

Any person can submit comments by sending an email. Commenters should include "WQ Fee Correction Rulemaking Comment" in the email subject line. Submit emails to:

[wqfees2020@deq.state.or.us](mailto:wqfees2020@deq.state.or.us)

### Note for public university students:

ORS 192.345(29) allows Oregon public university and OHSU students to protect their university email addresses from disclosure under Oregon's public records law. If you are an Oregon public university or OHSU student, notify DEQ that you wish to keep your email address confidential.

## **By mail**

Oregon DEQ  
Attn: Angela Rowland  
Re: WQ 2020 Fee Increase Rulemaking  
700 NE Multnomah St., Suite 600  
Portland, OR 97232-4100

## **Sign up for rulemaking notices**

Get email or text updates about this rulemaking by either:

- Signing up through this link: [Water Quality Fee Correction 2020 Rulemaking Email List](#);
- Signing up on the rulemaking web site: [Water Quality Fees Correction 2020 Web Page](#)

Get email or text updates about other, future DEQ rulemaking by signing up through this link [DEQ Email Notice List](#).

## **What will happen next?**

DEQ will include a written response to comments in a staff report DEQ will submit to the Environmental Quality Commission. DEQ may modify the rule proposal based on the comments.

Proposed rules only become effective if the Environmental Quality Commission adopts them. DEQ plans to present the proposed rules to the commission for a decision at the earliest possible EQC meeting after the public hearing and after public comment closes.

# Statement of need

## What need would the proposed rule address?

DEQ must establish the corrected fees to implement the current service level of the 2019-21 budget to cover costs associated with implementing the permitting program and delivering services to regulated entities, and to carry out implementation of hiring new positions authorized in the current Legislatively Adopted Budget. Further, the corrected fees will provide parity with how the fees were originally intended to be increased for phase one of the fee increase. Without this increase, the fees as enumerated on page 2 of this document, will be arbitrary and capricious with respect to the other phase one fee increases. Also, the phase one fees will revert back to the previous fee on June 1, 2021 and will remain that way until August 1, 2021 when the phase two fees go into effect. This is likely to cause both a fiscal impact to DEQs operating budget and significant confusion to the permittees.

## The proposed fees would address:

- Correcting unintended administrative mistakes for the phase one fee increase approved in July, 2020.

## How would the proposed rule address the need?

DEQ must apply the new fees to invoices as of February 2021, to cover costs associated with implementing the permitting program and delivering services to regulated entities. This funding will address staffing needs and enable DEQ to implement improvements to the program as identified in the [Recommendations and Implementation Plan](#) report. The 2015 Oregon Legislature commissioned the report, which a third-party consultant completed in November 2016.

## How will DEQ know the rule addressed the need?

If approved, DEQ would begin receiving the correct increased fee revenue in February 2021.

# Rules affected, authorities, supporting documents

## Lead division

Water Quality Division

## Program or activity

Water Quality Permitting and Program Development

## Chapter 340 action

Amend				
340-045-0075	340-071-0800	--	--	--

Statutory Authority - ORS				
468.020	468B.020	468B.035	454.615	454.625
468.020	--	--	--	--

Statutes Implemented - ORS				
468B.050	468.065	468B.035	468.065	468B.015
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	454.780	468.035	468.045	468B.050
468B.055	468B.080	--	--	--

## Legislation

Not Applicable.

## Documents relied on for rulemaking

Document title	Document location
Fee increase calculations	DEQ Headquarters
Recommendations and Implementation Plan	DEQ web page <a href="#">Recommendations and Implementation Plan</a>
DEQ 2019-2021 Legislatively Approved Budget	DEQ Headquarters

Document title	Document location
DEQ's water quality permit database	DEQ Headquarters
Businesses by size or firm of 50 or fewer employees	Oregon Employment Department website reports 875 Union Street NE Salem, OR 97311 <a href="#">Oregon Employment Department</a>



# Fee Analysis

These proposed rules would change existing fees and change the expiration date of the phase one fees pursuant to OAR 340-045-0075(2).

## Brief description of proposed fees

DEQ is proposing to amend (fix) the phase one fees for the following fee tables and to correct the expiration date for these fees as described above:

Table	Section	Old Fee	Filed 13% Fee Increase Amount	Intended 13% Fee Amount	Deviation
70A Tier 1	Major Modification	34,033	38,357	38,457	-100
70B	B8-Tier 1 Annual Fees	13,633	13,633	15,405	-1,772
70B	B10-Tier 1 Annual Fees	13,633	13,633	15,405	-1,772
70H	Counties, Phase I	10,300	10,069	10,690	-621
70G	1700A App Fee (NEW)	616	501	696	-195
70I	UIC 12U General App Fee	616	616	696	-80
70I	UIC 12U General Annual Fee	633	633	714	-81
70I	UIC Geothermal App Fee	616	616	696	-80
70I	UIC Geothermal Annual Fee	633	633	714	-81
70B	B-20 Tier 1	7,007	77,989	7,989	70,000
70B	B-20 WPCF Tier 2	3,912	4,422	4,422	N/A

The above permit fees, will be increased by adopting:

- OAR 340-045-0075:
  - Industrial NPDES and WPCF Individual Permits Application and Modification Fees; Table 70A
  - Industrial NPDES and WPCF Individual Permit Annual Fees; Table 70B;
  - General NPDES and WPCF Permits, Application and Annual Fees, Table 70G, *excluding* WPCF 2401 and 2402; and 700PM fees under authority ORS 468B.118;
  - Municipal Separate Storm Sewer System Permits: Annual fees for Counties, Phase I, Table 70H;
  - Underground Injection Control Permits Application Fees, Annual Fees, and Surcharges, Table 70I, *excluding* UIC fees authorized by rule, ORS 468B.195 and ORS 468B.196.

## Rule language change proposal

DEQ proposes to correct the following rule language to OAR 340-045-0075 to state as follows:

OAR 340-045-0075 (2) Two sets of fee tables are provided. The first identifies fees effective Aug. 1, 2020, through July 31, 2021. The second establishes the fee amounts effective starting August 1, 2021.

## **Reasons**

DEQ must establish the corrected fees to implement the current service level of the 2019-21 budget to cover costs associated with implementing the permitting program and delivering services to regulated entities, and to carry out implementation of hiring new positions authorized in the current Legislatively Adopted Budget. Further, the corrected fees will provide parity with how the fees were originally intended to be increased for phase one of the fee increase. Without this increase, the fees as enumerated on page 2 of this document, will be arbitrary and capricious with respect to the other phase one fee increases. Also, the phase one fees will revert back to the previous fee on June 1, 2021 and will remain that way until Aug. 1, 2021 when the phase two fees go into effect. This is likely to cause both a fiscal impact to DEQs operating budget and significant confusion to the permittees

## **The proposed fees would address:**

Correcting unintended administrative mistakes for the phase one fee increase approved in July, 2020.

## **Fee proposal alternatives considered**

### **Not changing fees**

Without the fee change, DEQ will be unable to correct the disparity of the fees as outline in this document.

## **Fee payers**

The proposed fees would affect individuals, businesses, and government agencies that hold or apply for the following permits:

- National Pollutant Discharge Elimination System permits
- Water Pollution Control Facility permits

## **Affected party involvement in fee-setting process**

DEQ appointed a fiscal advisory committee specifically to address the proposed water quality permit fees in OAR 340 divisions 45 and 71. The advisory committee included stakeholders representing domestic and industrial permit holders, state agencies, and environmental and citizen engagement organizations. The committee met twice to review the original proposed rule updates and to assess and comment on the fiscal impacts of DEQ's proposed permit fee increase; and have met once to review these proposed rule updates.

## **Summary of impacts**

The 11 categorical fee changes will align the fees with those that were intended to be approved in July 2020. Nine of the fees will have a small increase, one fee will have a significant decrease and one fee will remain the same but will correct a typographical error.

# Statement of fiscal and economic impact

## Fiscal and economic impact

Correcting the permit fees would benefit DEQ and permittees by providing a level of parity with respect to the fee increase presented to the EQC in July 2020. The fee change will increase costs for some entities while decreasing them for one entity to align them with the fees that were proposed for the July 2020 fee increase. These changes will not increase fees beyond what was intended in the July 2020 fee rule.

## Statement of cost of compliance

Table	Section	Number of Permits (8/1/20-6/30/21)	Current Fee	Proposed Fee	Deviation	Total
70A Tier 1	Major Modification	<5	38,357	38,457	-100	500
70B	B8-Tier 1 Annual Fees	2	13,633	15,405	-1,772	3,544
70B	B10-Tier 1 Annual Fees	1	13,633	15,405	-1,772	1,772
70H	Counties, Phase I	1	10,069	10,690	-621	621
70G	1700A App Fee (NEW)	0	501	696	-195	0
70I	UIC 12U General App Fee	~8	616	696	-80	640
70I	UIC 12U General Annual Fee	20	633	714	-81	1,620
70I	UIC Geothermal App Fee	0	616	696	-80	0
70I	UIC Geothermal Annual Fee	1	633	714	-81	81
70B	B-20 Tier 1	8	77,989	7,989	70,000	(560,000)

## State and federal agencies

State and federal agencies are not expected to be impacted by this fee change. If by chance they are, the amount will be by less than \$200.

## **Local governments and public**

DEQ expects one County Municipal Separate Storm Sewer System permit to be effected by this fee change for an increase of \$100.

## **Large businesses - businesses with more than 50 employees**

The proposed fee correction will have a minimal effect on permit holders as indicated in the table above. The fee increase, if left to stand, would be significant at \$70,000 per facility for eight facilities.

## **Small businesses – businesses with 50 or fewer employees**

The proposed fee correction will have a minimal effect on permit holders as indicated in the table above.

### **a. Estimated number of small businesses and types of businesses and industries with small businesses subject to proposed rule.**

- Please see the table above.

### **b. Projected reporting, recordkeeping, and other administrative activities, including costs of professional services, required for small businesses to comply with the proposed rule.**

- No additional activities are required to comply with the proposed rules.

### **c. Projected equipment, supplies, labor, and increased administration required for small businesses to comply with the proposed rule.**

- No additional resources are required to comply with the proposed rules.

### **d. Describe how DEQ involved small businesses in developing this proposed rule.**

- DEQ will meet with a fiscal advisory committee. The committee is composed of a diverse group of stakeholders representing a wide cross section of DEQ's permit holders.

## **Advisory committee fiscal review**

DEQ appointed an advisory committee.

As ORS 183.33 requires, DEQ asked for the committee's recommendations on:

- Whether the proposed rules would have a fiscal impact.
- The extent of the impact.
- Whether the proposed rules would have a significant adverse impact on small businesses; if so, then how DEQ could comply with ORS 183.540 to reduce that impact.

The committee will review the draft fiscal and economic impact statement.

## **Housing cost**

As ORS 183.534 requires, DEQ evaluated whether the proposed rules would have an effect on the development cost of a 6,000-square-foot parcel and construction of a 1,200-square-foot detached, single-family dwelling on that parcel. DEQ does not anticipate this fee correction will affect building costs that could be passed on to the home buyer.

## **Federal relationship**

ORS 183.332, 468A.327 and OAR 340-011-0029 require DEQ to attempt to adopt rules that correspond with existing equivalent federal laws and rules unless there are reasons not to do so.

The proposed rules are “in addition to federal requirements” because there are no applicable federal requirements.

## **What alternatives did DEQ consider if any?**

### **Not correcting fees**

Without correcting the fee tables and effective date, DEQ will have significant accounting challenges for implementing effected invoices. Also, all fees would revert back to the 2019 fee tables. This would cause an abundance of confusion for permittees and DEQ staff.

# Land use

In adopting new or amended rules, ORS 197.180 and OAR 340-018-0070 require DEQ to determine whether the proposed rules significantly affect land use. If so, DEQ must explain how the proposed rules comply with statewide land-use planning goals and local acknowledged comprehensive plans.

Under OAR 660-030-0005 and OAR 340 Division 18, DEQ considers that rules affect land use if:

- The statewide land-use planning goals specifically refer to the rule or program, or
- The rule or program is reasonably expected to have significant effects on:
  - Resources, objectives or areas identified in the statewide planning goals, or
  - Present or future land uses identified in acknowledged comprehensive plans.

DEQ determined whether the proposed rules involve programs or actions that affect land use by reviewing its Statewide Agency Coordination plan. The plan describes the programs that DEQ determined significantly affect land use. DEQ considers that its programs specifically relate to the following statewide goals:

Goal	Title
5	Open Spaces, Scenic and Historic Areas, and Natural Resources
6	Air, Water and Land Resources Quality
9	Ocean Resources
11	Public Facilities and Services
16	Estuarial Resources

Statewide goals also specifically reference the following DEQ programs:

- Nonpoint source discharge water quality program – Goal 16
- Water quality and sewage disposal systems – Goal 16
- Water quality permits and oil spill regulations – Goal 19

## Determination

DEQ determined that the following proposed rules affect programs or activities that the DEQ State Agency Coordination Program considers a land-use program.

OAR 340-018-0030(5)(c) and OAR 340-018-0030(5)(d)

DEQ's statewide goal and local plan compatibility procedures adequately cover the proposed rules. Oregon Administrative Rule 340-018-0050(2)(a) ensures compatibility with acknowledged comprehensive plans through submission of a land-use compatibility statement.



# EQC Prior Involvement

The EQC adopted rule amendments in [July 2020](#), to increase water quality fees.

The EQC approved Policy Option Packages for the 2019-21 Agency Request Budget in August 2018, which identified the positions (and the related fee increases necessary for their support) that were authorized by the 2019 Legislature.

DEQ discussed and informed the EQC about the 2020 Fee Increase Rulemaking during the Fee Increase Rulemaking presentation to the EQC on Sept. 27, 2019, in Madras, Oregon.

# Advisory Committee

## Background

DEQ convened the 2020 Fee Increase Update Rulemaking Fiscal advisory committee. The committee met once and will include representatives from local governments, NPDES permit holders, environmental and citizen involvement organizations. Information about the committee can be found at [Water Quality Fees Correction 2020 Web Page](#).

The committee members were:

Rulemaking Name Advisory Committee	
Affiliation	Name
Aqua Resource Design & Consulting	Brannon Lamp
Oregon Homebuilders Association	Ellen Miller
Oregon Environmental Council	Karen Lewotsky
Special Districts Association of Oregon	Mark Landauer
Northwest Environmental Defense Center	Mark Riskedahl
Association of Oregon Counties	Mike Eliason
League of Women Voters	Peggy Lynch
Oregon Business and Industry	Sharla Moffett
Oregon Association of Clean Water Agencies	Susie Smith
League of Oregon Cities	Tracy Rutten

## Meeting notifications

To notify people about the advisory committee's activities, DEQ:

- Will send GovDelivery bulletins, a free e-mail subscription service, to the following lists:
  - Rulemaking
  - Water Quality Permits
- Will add advisory committee announcements to DEQ's calendar of public meetings at [DEQ Calendar](#).

# Public Engagement

## Public notice

DEQ provided notice of the proposed rulemaking and rulemaking hearing by:

- On Nov. 30, 2020, filing notice with the Oregon Secretary of State for publication in the December 2020 Oregon Bulletin;
- Posting the Notice Draft Rules on the web page for this rulemaking, located at: [Water Quality Fees Correction 2020 Web Page](#)
- Emailing interested parties on the following DEQ lists through GovDelivery:
  - Rulemaking
  - Water Quality Permits
- Emailing the following key legislators required under [ORS 183.335](#)
  - Senator Jeff Golden, Chair of Senate Committee on Environment and Natural Resources
  - Senator Alan Olsen, Vice-chair of Senate Committee on Environment and Natural Resources
  - Representative Ken Helm, Chair of House Committee on Water
  - Representative Gary Leif, Vice-chair of House Committee on Water
  - Senator Kathleen Taylor, Co-Chair of Joint Committee on Ways and Means Subcommittee on Natural Resources
  - Representative Jeff Reardon Co-Chair of Joint Committee on Ways and Means Subcommittee on Natural Resources
- Emailing advisory committee members,
- Posting on the DEQ event calendar: [DEQ Calendar](#)

## How to comment on this rulemaking proposal

DEQ is asking for public comment on the proposed rules. Anyone can submit comments and questions about this rulemaking. A person can submit comments by email, by regular mail or at the public hearing.

### Comment deadline

DEQ will only consider comments on the proposed rules that DEQ receives by 4 p.m., on Dec. 21, 2020.

### Submit comment by email

Any person can submit comments by sending an email. Commenters should include “WQ Fee Correction Rulemaking Comment” in the email subject line. Submit emails to: [wqfees2020@deq.state.or.us](mailto:wqfees2020@deq.state.or.us)

### Note for public university students:

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## **By mail**

Oregon DEQ  
Attn: Angela Rowland  
700 NE Multnomah St., Room 600  
Portland, OR 97232-4100

## **At hearing**

Dec. 15, 2020 at 4 p.m.

# **Public Hearing**

DEQ plans to hold one public hearing. Anyone can attend a hearing by webinar or teleconference.

Date: Dec. 15, 2020  
Start time: 4 p.m.  
Location: Meeting to be held remotely.

[Join online via Zoom](#)

Join by phone:  
Call-in number: 877 853 5257 US Toll-free  
Meeting ID: 881 8455 6335  
Passcode: 345767

Instructions on how to join webinar or teleconference: [Instructions](#)

DEQ will consider all comments and testimony received before the closing date. DEQ will summarize all comments and respond to comments in the Environmental Quality Commission staff report.

# **Accessibility Information**

DEQ can provide documents in an alternate format or in a language other than English upon request. Call DEQ at 800-452-4011 or email [deqinfo@deq.state.or.us](mailto:deqinfo@deq.state.or.us).



# Draft Rules – Edits Highlighted

## Water Quality Permit Fee Correction 2020

### Key to Identifying Changed Text:

~~Deleted Text~~

New/inserted text

### Division 45

## REGULATIONS PERTAINING TO NPDES AND WPCF 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) Two sets of fee tables are provided. The first identifies fees effective August 1, 2020 through July 31, 2021. The second establishes the fee amounts effective starting August 1, 2021

(3) 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.

(4) 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.
- (5) 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.
- (6) 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.

(7) 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.

(8) 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.

(9) 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.

(10) 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.



State of Oregon Department of Environmental Quality

# OAR 340-045-0075

## Fee Tables

Effective August 1, 2020 – ~~June 30~~ July 31, 2021

[Note: This document contains two sets of tables. The first set is effective from August 1, 2020, until July 31, 2021. The second set of tables takes effect on August 1, 2021.]

OAR 340-045-0075 Table 70A Industrial NPDES and WPCF Individual Permits: Application and Modification Fees Revised <del>July 2020</del> <u>February 2021</u> Effective August 1, 2020 - <del>June 30</del> <u>July 31</u> , 2021			
Application fees for new industrial permits			
Tier 1 Industrial Facilities	\$77,038		
Tier 2 Industrial Facilities	\$15,504		
Special WPCF Permits (OAR 340-045-0061)	\$733		
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 <sup>1</sup>			
	Major		Minor
	At Permit Renewal	Prior to Expiration	
Tier 1 Industrial Facilities	\$19,355	\$38, <del>357</del> <u>457</u>	\$1,349
Tier 2 Industrial Facilities	\$4,921	\$7,686	\$1,349
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.			



**OAR 340-045-0075**

**Table 70B**

**Industrial NPDES and WPCF Individual Permit Annual Fees**

Revised ~~July-February 2020~~ 2021

Effective August ~~1, 2020~~ 1, 2020 - ~~June 30~~ July 31, 2021

Type	Description	NPDES Tier 1	NPDES Tier 2	WPCF Tier 1	WPCF Tier 2
B01	Pulp, paper, or other fiber pulping industry	\$26,937	N	\$25,000	N
<b>Food or beverage processing - includes produce, meat, poultry, seafood or dairy for human, pet, or livestock consumption:</b>					
B02	Washing or packing only	N	\$3,745	N	\$3,447
B03	Processing – small. Flow ≤ 0.1 mgd, or 0.1 < flow < 1 mgd for less than 180 days per year	N	\$5,599	N	\$5,297
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	\$7,901	N	\$7,599
B05	Processing – large. Flow ≥ 1 mgd for 180 or more days per year	\$26,937	\$23,669	\$25,000	\$23,364
<b>Primary Smelting or Refining:</b>					
B06	Aluminum	\$26,937	\$23,669	\$25,000	\$23,364
B07	Non-ferrous metals utilizing sand chlorination separation facilities	\$26,937	\$23,669	\$25,000	\$23,364
B08	Ferrous and non-ferrous metals not elsewhere classified	<del>\$13,633</del> <u>15,405</u>	\$12,135	\$13,468	\$11,836
B09	Chemical manufacturing with discharge of process wastewater	\$26,937	\$23,669	\$25,000	\$23,364
B10	Cooling water discharges in excess of 20,000 BTU per second	<del>\$13,633</del> <u>15,405</u>	\$12,135	\$13,468	\$11,836
<b>Mining Operations – includes aggregate or ore processing:</b>					
B11	Large (over 500,000 cubic yards per year or involving chemical leaching)	\$26,937	\$23,669	\$25,000	\$23,364
B12	Medium (100,000 to 500,000 cubic yards per year)	N	\$8,287	N	\$7,986
B13	Small (less than 100,000 cubic yards per year)	N	\$2,522	N	\$2,222
<b>All facilities not elsewhere classified which dispose of process wastewater (includes remediated groundwater):</b>					
B14	Tier 1 sources	\$26,937	N	\$25,000	N

**OAR 340-045-0075**

**Table 70B**

**Industrial NPDES and WPCF Individual Permit Annual Fees**

Revised ~~July-February 2020~~ 2021

Effective August ~~1, 2020~~ 1, 2020 - ~~June 30~~ July 31, 2021

B15	Tier 2 sources	N	\$5,212	N	\$4,916
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**OAR 340-045-0075**

**Table 70B**

**Industrial NPDES and WPCF Individual Permit Annual Fees**

Revised ~~July-February 2020~~ 2021

Effective August ~~1, 2020~~ 1, 2020 - ~~June 30~~ July 31, 2021

Type	Description	NPDES Tier 1	NPDES Tier 2	WPCF Tier 1	WPCF Tier 2
B16	All facilities not elsewhere classified which dispose of non-process wastewaters (for example: small cooling water discharges, boiler blowdown, filter backwash)	N	\$3,489	N	\$3,189
B17	Fish hatcheries and other confined feeding operations on individual permits except permits the Oregon Department of Agriculture administers.	N	\$3,054	N	\$2,755
B18	All facilities which dispose of wastewater only by evaporation from watertight ponds or basins	N	N	N	\$2,025
<b>Timber and Wood Products</b>					
B19	Sawmills, log storage, instream log storage	\$7,556	\$4,286	\$5,619	\$3,984
B20	Hardboard, veneer, plywood, particle board, pressboard manufacturing, wood products	\$77,989	\$4,721	\$6,056	\$4,422
B21	Wood preserving	\$6,761	\$3,489	\$4,824	\$3,189

**OAR 340-045-0075**

**Table 70C**

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

Revised ~~July-February 2020~~ February 2021

Effective August ~~1, 2020~~ 1, 2020 - ~~June 30~~ July 31, 2021

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Non-Lagoon Treatment Systems	A1	$\geq 50$ mgd	\$49,111	\$106,353		\$24,617	\$1,349
	A2	$25 \text{ mgd} \leq \text{Flow} < 50$ mgd	\$49,111	\$62,506		\$24,617	\$1,349
	A3	$10 \text{ mgd} \leq \text{Flow} < 25$ mgd	\$49,111	\$29,460		\$24,617	\$1,349
	Ba	$5 \text{ mgd} \leq \text{Flow} < 10$ mgd	\$49,111	\$18,885	\$17,649	\$24,617	\$1,349
	C1a	$2 \text{ mgd} \leq \text{Flow} < 5$ mgd	\$49,111	\$12,699	\$11,465	\$24,617	\$1,349
	C2a	$1 \text{ mgd} \leq \text{Flow} < 2$ mgd	\$49,111	\$8,619	\$7,383	\$24,617	\$1,349
	Da	Flow < 1 mgd	\$9,921	\$2,729	\$2,532	\$5,025	\$1,349

**OAR 340-045-0075**

**Table 70C**

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

Revised February 2021

Effective August 1, 2020 - July 31, 2021 ~~Revised July 2020~~

~~Effective August 1, 2020 - June 30, 2021~~

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Lagoons Discharging to Surface Waters	Bb	5 mgd ≤ Flow < 10 mgd	\$49,111	\$9,986		\$24,617	\$1,349
	C1b	2 mgd ≤ Flow < 5 mgd	\$49,111	\$6,944		\$24,617	\$1,349
	C2b	1 mgd ≤ Flow < 2 mgd	\$49,111	\$5,069		\$24,617	\$1,349
	Db	Flow < 1 mgd	\$9,921	\$1,924		\$5,025	\$1,349
Nondischarging Lagoons	E	No discharge flow	\$5,025		\$1,603	\$2,572	\$1,349
Alkaline-stabilization facilities	F		\$1,349		\$553		\$594
Please see 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	\$27,274	Please see Table 70H		\$2,368	\$1,349

1. Based on Average Dry Weather Design Flow, or as defined in 40 C.F.R.

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**

Revised February 2021  
Effective August 1, 2020 - July 31, 2021 ~~Revised July 2020~~  
~~Effective August 1, 2020 - June 30, 2021~~

Population range	Annual fee
500,000+	\$142,886
400,000 to 499,999	\$109,307
300,000 to 399,999	\$75,731
200,000 to 299,999	\$42,150
150,000 to 199,999	\$34,090
100,000 to 149,999	\$22,452
50,000 to 99,999	\$14,081
25,000 to 49,999	\$6,329
15,000 to 24,999	\$3,604
10,000 to 14,999	\$2,348
5,000 to 9,999	\$1,427
1,000 to 4,999	\$427
100 to 999	\$81
0 to 99	\$0

**OAR 340-045-0075  
Table 70E  
Annual Pretreatment Fees**

Revised February 2021  
Effective August 1, 2020 - July 31,  
2021 ~~Revised May 2020~~  
~~Effective August 1, 2020 - June 30,~~  
~~2021~~

Description	Fee
Pretreatment Fee	\$2,450
Significant Industrial User	\$817 per industry

**OAR 340-045-0075**  
**Table 70F**  
**All NPDES and WPCF<sup>1</sup> Permits:**  
**Technical Activity, Plan Review, and Other Fees**

Revised February 2021

Effective August 1, 2020 - July 31, 2021 ~~Revised May 2020~~

~~Effective August 1, 2020 - June 30, 2021~~

Activity	Fee
New or substantially modified sewage treatment facility	\$11,268
Minor facility or pump station modifications	\$1,225
Major system or pressure system expansion	\$859
Minor system expansion or modification	\$244
New or substantially modified septage alkaline stabilization facility	\$1,225
Site inspection and evaluation <sup>2</sup>	\$1,919
Disposal system plan review <sup>2</sup>	\$767
Environmental management plan review <sup>3</sup>	\$767
Other Fees	
Annual temporary or permanent electronic reporting requirement waiver	\$935
Permit transfer, legal name change.	\$121
<p>1. Does not include Onsite septic systems. Please see Tables 9A-9F in OAR 340-071 for appropriate technical activity fees.</p> <p>2. This fee only applies when these activities are required for DEQ's review of a General permit application.</p> <p>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.</p>	

**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**

Revised February 2021

Effective August 1, 2020 - July 31, 2021 ~~Revised July 2020~~

~~Effective August 1, 2020 - June 30, 2021~~

Number	Type	Description	New Permit App. Fee <sup>1</sup>	Annual Fee
100-J	NPDES	Cooling water/heat pumps	\$314	\$714
200-J	NPDES	Filter backwash	\$314	\$714
300-J	NPDES	Fish hatcheries	\$501	\$714
400-J	NPDES	Log ponds	\$314	\$714
500-J	NPDES	Boiler blowdown	\$314	\$714
900-J	NPDES	Seafood processing	\$314	\$714
1400-A	WPCF	Wineries and seasonal fresh pack operations whose wastewater flow is $\leq$ 25,000 gallons/day and is only disposed of by land irrigation.	\$314	\$419
1400-B	WPCF	Wineries and small food processors not otherwise eligible for a 1400A general permit.	\$501	\$714
1500-A	NPDES	Petroleum hydrocarbon clean-up	\$501	\$714
1500-B	WPCF	Petroleum hydrocarbon clean-up	\$501	\$714
1700-A	NPDES	Vehicle and equipment wash water	<del>\$501</del> 96	\$714
1700-B	WPCF	Vehicle and equipment wash water	\$696	\$714
1900-J	NPDES	Non-contact geothermal heat exchange	\$696	\$714
<b>Residential and Commercial Graywater and Industrial Reuse Water</b>				
2401	WPCF	Tier 1 graywater reuse and disposal system for residential systems: $\leq$ 300 gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$52	\$41
2402	WPCF	Tier 2 graywater reuse and disposal system for systems: $\leq$ 1,200 gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$550	\$52

**OAR 340-045-0075**

**Table 70G**

**General NPDES and WPCF Permits:  
Application and Annual Fees**

Revised February 2021

Effective August 1, 2020 - July 31, 2021 ~~Revised July 2020~~

~~Effective August 1, 2020 - June 30, 2021~~

2501	WPCF	Industrial reuse water free of human and animal waste suitable for reuse without secondary or advanced treatment and $\leq$ 25,000 gallons/day	\$696	\$714
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**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**

[Revised February 2021](#)  
[Effective August 1, 2020 - July 31, 2021](#) ~~[Revised September 2020](#)~~  
~~[Effective October 1, 2020 - June 30, 2021](#)~~

<b>Stormwater General Permits<sup>3</sup></b>				
Number	Type	Description	New Permit App. Fee <sup>1</sup>	Annual Fee
1200-A	NPDES	Stormwater: Sand, gravel, and other non-metallic mining	\$1,223	\$1,257
1200-C	NPDES	Stormwater: Construction activities – one acre or more	\$1,223	\$1,257
1200-C	NPDES	Stormwater: Construction activities – less than one acre and part of a common plan of development disturbing one or more acres	\$358	\$0
1200-CA	NPDES	Stormwater: Construction activities performed by public agencies – one acre or more	\$1,223	\$1,257
1200-Z	NPDES	Stormwater: Industrial	\$1,223	\$1,257
4000-MS4	NPDES	Municipal Separate Storm Sewer System (MS4): Conveyance system owned or operated by municipality, special district, hospital, port, school district, etc.	\$1,223	Please see Table 70H
<b>Mining General Permits</b>				
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	\$314	\$0
700-PM	NPDES	Suction dredges (gravity and syphon)	\$0	\$25
700-PM	NPDES	Suction dredges (motorized)	\$250	\$250
700-PM	NPDES	Permit renewal fee every five years (in addition to the annual fee)	\$250	
1000	WPCF	Gravel mining	\$314	\$714
<b>Other General Permits</b>				
DOM-F	WPCF	Septage alkaline stabilization facilities	\$1,349	\$553
All other permits not elsewhere classified.			\$696	\$714

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.

<b>OAR 340-045-0075</b> <b>Table 70H</b> <b>Municipal Separate Storm Sewer System</b> <b>Permits: Annual Fees</b> <u>Revised February 2021</u> <u>Effective August 1, 2020 - July 31, 2021</u> <del>Revised</del> <del>July 2020</del> <del>Effective August 1, 2020 - June 30, 2021</del>	
<b>Population-based cost-per-person, except counties and other</b>	<b>Annual Fee</b>
Cost-per-person	\$0.119
Counties, Phase I	\$10, <del>069</del> <u>690</u>
Counties, Phase II (non-traditional MS4s, hospitals, public universities, etc.)	\$2,652
Oregon Department of Transportation MS4*	\$42,436
*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**  
Revised February 2021  
Effective August 1, 2020 - July 31, 2021 ~~Revised July 2020~~  
~~Effective August 1, 2020 - June 30, 2021~~

Type	Description	Application Fee	Annual Fee	Class of Injection	Surcharge	
					Application	Annual
Authorized By Rule <sup>1</sup>	Low Risk Stormwater Only	None	None	Low Risk	\$107	None
	Non-Stormwater Injection <sup>2</sup>	None	None	Medium Risk	\$134	None
	All Other UIC's Draining Stormwater from Any Surface	None	None	Low Risk	\$107	None
				Medium Risk	\$134	None
1200-U General Permit <sup>3</sup>	Stormwater Injection	<del>\$616</del> <u>696</u>	<del>\$633</del> <u>714</u>	Low Risk	\$124	None
				Medium Risk	\$156	None
				High Risk	\$374	\$124
1900-B General Permit	Injection During Geothermal Exploration	<del>\$616</del> <u>696</u>	<del>\$633</del> <u>714</u>			
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	\$15,504	\$3,282	\$2,572	\$1,349	

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.



State of Oregon Department of Environmental Quality

# OAR 340-045-0075

## Fee Tables

Effective ~~August~~ **July** 1, 2021

OAR 340-045-0075 Table 70A Industrial NPDES and WPCF Individual Permits: Application and Modification Fees Effective <del>July</del> <b>August</b> 1, 2021			
Application fees for new industrial permits			
Tier 1 Industrial Facilities	\$82,492		
Tier 2 Industrial Facilities	\$16,601		
Special WPCF Permits (OAR 340-045-0061)	\$785		
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 <sup>1</sup>			
	Major		Minor
	At Permit Renewal	Prior to Expiration	
Tier 1 Industrial Facilities	\$20,725	\$41,180	\$1,445
Tier 2 Industrial Facilities	\$5,270	\$8,230	\$1,445
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.			

**OAR 340-045-0075**

**Table 70B**

**Industrial NPDES and WPCF Individual Permit Annual Fees**

Effective ~~July~~ August 1, 2021

Type	Description	NPDES Tier 1	NPDES Tier 2	WPCF Tier 1	WPCF Tier 2
B01	Pulp, paper, or other fiber pulping industry	\$28,844	N	\$26,770	N
<b>Food or beverage processing - includes produce, meat, poultry, seafood or dairy for human, pet, or livestock consumption:</b>					
B02	Washing or packing only	N	\$4,010	N	\$3,691
B03	Processing – small. Flow ≤ 0.1 mgd, or 0.1 < flow < 1 mgd for less than 180 days per year	N	\$5,996	N	\$5,672
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	\$8,460	N	\$8,137
B05	Processing – large. Flow ≥ 1 mgd for 180 or more days per year	\$28,844	\$25,345	\$26,770	\$25,018
<b>Primary Smelting or Refining:</b>					
B06	Aluminum	\$28,844	\$25,345	\$26,770	\$25,018
B07	Non-ferrous metals utilizing sand chlorination separation facilities	\$28,844	\$25,345	\$26,770	\$25,018
B08	Ferrous and non-ferrous metals not elsewhere classified	\$16,496	\$12,994	\$14,422	\$12,674
B09	Chemical manufacturing with discharge of process wastewater	\$28,844	\$25,345	\$26,770	\$25,018
B10	Cooling water discharges in excess of 20,000 BTU per second	\$16,496	\$12,994	\$14,422	\$12,674
<b>Mining Operations – includes aggregate or ore processing:</b>					
B11	Large (over 500,000 cubic yards per year or involving chemical leaching)	\$28,844	\$25,345	\$26,770	\$25,018
B12	Medium (100,000 to 500,000 cubic yards per year)	N	\$8,874	N	\$8,551
B13	Small (less than 100,000 cubic yards per year)	N	\$2,701	N	\$2,379
<b>All facilities not elsewhere classified which dispose of process wastewater (includes remediated groundwater):</b>					
B14	Tier 1 sources	\$28,844	N	\$26,770	N
B15	Tier 2 sources	N	\$5,581	N	\$5,264

**OAR 340-045-0075**

**Table 70B**

**Industrial NPDES and WPCF Individual Permit Annual Fees**

Effective ~~July~~ August 1, 2021

<b>Type</b>	<b>Description</b>	<b>NPDES Tier 1</b>	<b>NPDES Tier 2</b>	<b>WPCF Tier 1</b>	<b>WPCF Tier 2</b>
B16	All facilities not elsewhere classified which dispose of non-process wastewaters (for example: small cooling water discharges, boiler blowdown, filter backwash)	N	\$3,736	N	\$3,415
B17	Fish hatcheries and other confined feeding operations on individual permits except permits the Oregon Department of Agriculture administers.	N	\$3,271	N	\$2,950
B18	All facilities which dispose of wastewater only by evaporation from watertight ponds or basins	N	N	N	\$2,168
<b>Timber and Wood Products</b>					
B19	Sawmills, log storage, instream log storage	\$8,091	\$4,590	\$6,017	\$4,266
B20	Hardboard, veneer, plywood, particle board, pressboard manufacturing, wood products	\$8,555	\$5,055	\$6,484	\$4,735
B21	Wood preserving	\$7,239	\$3,736	\$5,165	\$3,415

**OAR 340-045-0075**

**Table 70C**

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

Effective ~~July~~ August 1, 2021

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Non-Lagoon Treatment Systems	A1	$\geq 50$ mgd	\$52,588	\$113,883		\$26,360	\$1,445
	A2	$50 \text{ mgd} \leq \text{Flow} < 50$ mgd	\$52,588	\$66,931		\$26,360	\$1,445
	A3	$25 \text{ mgd} \leq \text{Flow} < 25$ mgd	\$52,588	\$31,546		\$26,360	\$1,445
	Ba	$10 \text{ mgd} \leq \text{Flow} < 10$ mgd	\$52,588	\$20,222	\$18,899	\$26,360	\$1,445
	C1a	$2 \text{ mgd} \leq \text{Flow} < 5$ mgd	\$52,588	\$13,598	\$12,277	\$26,360	\$1,445
	C2a	$1 \text{ mgd} \leq \text{Flow} < 2$ mgd	\$52,588	\$9,229	\$7,906	\$26,360	\$1,445
	Da	$\text{Flow} < 1$ mgd	\$10,624	\$2,922	\$2,712	\$5,381	\$1,445

**OAR 340-045-0075**  
**Table 70C**  
**Domestic NPDES and WPCF Individual**  
**Permits: Application, Annual and**  
**Modification Fees**  
Effective ~~July~~ August 1, 2021

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Lagoons Discharging to Surface Waters	Bb	5 mgd ≤ Flow < 10 mgd	\$52,588	\$10,693		\$26,360	\$1,445
	C1b	2 mgd ≤ Flow < 5 mgd	\$52,588	\$7,435		\$26,360	\$1,445
	C2b	1 mgd ≤ Flow < 2 mgd	\$52,588	\$5,428		\$26,360	\$1,445
	Db	Flow < 1 mgd	\$10,624	\$2,061		\$5,381	\$1,445
Nondischarging Lagoons	E	No discharge flow	\$5,381		\$1,717	\$2,754	\$1,445
Alkaline-stabilization facilities	F		\$1,445		\$592		\$636
Please see 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	\$29,205	Please see Table 70H		\$2,536	\$1,445

1. Based on Average Dry Weather Design Flow, or as defined in 40 C.F.R.
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 ~~July~~ August 1, 2021

Population range	Annual fee
500,000+	\$153,002
400,000 to 499,999	\$117,046
300,000 to 399,999	\$81,093
200,000 to 299,999	\$45,134
150,000 to 199,999	\$36,503
100,000 to 149,999	\$24,041
50,000 to 99,999	\$15,078
25,000 to 49,999	\$6,777
15,000 to 24,999	\$3,859
10,000 to 14,999	\$2,514
5,000 to 9,999	\$1,528
1,000 to 4,999	\$457
100 to 999	\$87
0 to 99	\$0

**OAR 340-045-0075  
Table 70E  
Annual Pretreatment  
Fees**

Effective ~~July~~ August 1,  
2021

Description	Fee
Pretreatment Fee	\$2,623
Significant Industrial User	\$875 per industry

**OAR 340-045-0075****Table 70F****All NPDES and WPCF<sup>1</sup> Permits: Technical Activity,  
Plan Review, and Other Fees**Effective ~~July~~ August 1, 2021

<b>Activity</b>	<b>Fee</b>
New or substantially modified sewage treatment facility	\$12,066
Minor facility or pump station modifications	\$1,312
Major system or pressure system expansion	\$920
Minor system expansion or modification	\$261
New or substantially modified septage alkaline stabilization facility	\$1,312
Site inspection and evaluation <sup>2</sup>	\$2,055
Disposal system plan review <sup>2</sup>	\$822
Environmental management plan review <sup>3</sup>	\$822
<b>Other Fees</b>	
Annual temporary or permanent electronic reporting requirement waiver	\$1,001
Permit transfer, legal name change.	\$129
<p>1. Does not include Onsite septic systems. Please see Tables 9A-9F in OAR 340-071 for appropriate technical activity fees.</p> <p>2. This fee only applies when these activities are required for DEQ's review of a General permit application.</p> <p>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.</p>	

**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**  
Effective ~~July~~ August 1, 2021

Number	Type	Description	New Permit App. Fee <sup>1</sup>	Annual Fee
100-J	NPDES	Cooling water/heat pumps	\$336	\$765
200-J	NPDES	Filter backwash	\$336	\$765
300-J	NPDES	Fish hatcheries	\$536	\$765
400-J	NPDES	Log ponds	\$336	\$765
500-J	NPDES	Boiler blowdown	\$336	\$765
900-J	NPDES	Seafood processing	\$336	\$765
1400-A	WPCF	Wineries and seasonal fresh pack operations whose wastewater flow is $\leq 25,000$ gallons/day and is only disposed of by land irrigation.	\$336	\$449
1400-B	WPCF	Wineries and small food processors not otherwise eligible for a 1400A general permit.	\$536	\$765
1500-A	NPDES	Petroleum hydrocarbon clean-up	\$536	\$765
1500-B	WPCF	Petroleum hydrocarbon clean-up	\$536	\$765
1700-A	NPDES	Vehicle and equipment wash water	\$745	\$765
1700-B	WPCF	Vehicle and equipment wash water	\$745	\$765
1900-J	NPDES	Non-contact geothermal heat exchange	\$745	\$765
<b>Residential and Commercial Graywater and Industrial Reuse Water</b>				
2401	WPCF	Tier 1 graywater reuse and disposal system for residential systems: $\leq 300$ gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$52	\$41
2402	WPCF	Tier 2 graywater reuse and disposal system for systems: $\leq 1,200$ gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$550	\$52
2501	WPCF	Industrial reuse water free of human and animal waste suitable for reuse without secondary or advanced treatment and $\leq 25,000$ gallons/day	\$745	\$765

**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**  
Effective ~~July~~ August 1, 2021

Number	Type	Description	New Permit App. Fee <sup>1</sup>	Annual Fee
<b>Stormwater General Permits<sup>3</sup></b>				
1200-A	NPDES	Stormwater: Sand, gravel, and other non-metallic mining	\$1,309	\$1,346
1200-C	NPDES	Stormwater: Construction activities – one acre or more	\$1,309	\$1,346
1200-C	NPDES	Stormwater: Construction activities – less than one acre and part of a common plan of development disturbing one or more acres	\$384	\$0
1200-CA	NPDES	Stormwater: Construction activities performed by public agencies – one acre or more	\$1,309	\$1,346
1200-Z	NPDES	Stormwater: Industrial	\$1,309	\$1,346
4000-MS4	NPDES	Municipal Separate Storm Sewer System (MS4): Conveyance system owned or operated by municipality, special district, hospital, port, school district, etc.	\$1,309	Please see Table 70H
<b>Mining General Permits</b>				
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	\$336	\$0
700-PM	NPDES	Suction dredges (gravity and syphon)	\$0	\$25
700-PM	NPDES	Suction dredges (motorized)	\$250	\$250
700-PM	NPDES	Permit renewal fee every five years (in addition to the annual fee)	\$250	
1000	WPCF	Gravel mining	\$336	\$765
<b>Other General Permits</b>				
DOM-F	WPCF	Septage alkaline stabilization facilities	\$1,445	\$592
All other permits not elsewhere classified.			\$745	\$765

**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**  
 Effective ~~July~~ August 1, 2021

Number	Type	Description	New Permit App. Fee <sup>1</sup>	Annual Fee
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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 ~~July~~ August 1, 2021

Population-based cost-per-person, except counties and other	Annual Fee
Cost-per-person	\$0.119
Counties, Phase I	\$10,609
Counties, Phase II (non-traditional MS4s, hospitals, public universities, etc.)	\$2,652
Oregon Department of Transportation MS4*	\$42,436

\*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~~ August 1, 2021

Type	Description	Application Fee	Annual Fee	Class of Injection	Surcharge	
					Application	Annual
Authorized By Rule <sup>1</sup>	Low Risk Stormwater Only	None	None	Low Risk	\$107	None
	Non-Stormwater Injection <sup>2</sup>	None	None	Medium Risk	\$134	None
	All Other UIC's Draining Stormwater from Any Surface	None	None	Low Risk	\$107	None
				Medium Risk	\$134	None
1200-U General Permit <sup>3</sup>	Stormwater Injection	\$745	\$765	Low Risk	\$133	None
				Medium Risk	\$167	None
				High Risk	\$401	\$133
1900-B General Permit	Injection During Geothermal Exploration	\$745	\$765			
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	\$16,601	\$3,514	\$2,754	\$1,445	

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.



# Draft Rules – Edits Incorporated

## Water Quality Permit Fee Correction 2020

### Division 45

#### REGULATIONS PERTAINING TO NPDES AND WPCF 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) Two sets of fee tables are provided. The first identifies fees effective August 1, 2020 through July 31, 2021. The second establishes the fee amounts effective starting August 1, 2021
- (3) 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.
- (4) 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.
- (5) 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.
- (6) 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.



(7) 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.

(8) 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.

(9) 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.

(10) 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.



State of Oregon Department of Environmental Quality

# OAR 340-045-0075

## Fee Tables

### Effective August 1, 2020 – July 31, 2021

[Note: This document contains two sets of tables. The first set is effective from August 1, 2020, until July 31, 2021. The second set of tables takes effect on August 1, 2021.]

<b>OAR 340-045-0075</b> <b>Table 70A</b> <b>Industrial NPDES and WPCF Individual Permits:</b> <b>Application and Modification Fees</b> Revised February 2021 Effective August 1, 2020 - July 31, 2021			
<b>Application fees for new industrial permits</b>			
Tier 1 Industrial Facilities	\$77,038		
Tier 2 Industrial Facilities	\$15,504		
Special WPCF Permits (OAR 340-045-0061)	\$733		
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.			
<b>Modification Fees<sup>1</sup></b>			
	<b>Major</b>		<b>Minor</b>
	<b>At Permit Renewal</b>	<b>Prior to Expiration</b>	
Tier 1 Industrial Facilities	\$19,355	\$38,457	\$1,349
Tier 2 Industrial Facilities	\$4,921	\$7,686	\$1,349
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.			

**OAR 340-045-0075**

**Table 70B**

**Industrial NPDES and WPCF Individual Permit Annual Fees**

Revised February 2021

Effective August 1, 2020 - July 31, 2021

<b>Type</b>	<b>Description</b>	<b>NPDES Tier 1</b>	<b>NPDES Tier 2</b>	<b>WPCF Tier 1</b>	<b>WPCF Tier 2</b>
B01	Pulp, paper, or other fiber pulping industry	\$26,937	N	\$25,000	N
<b>Food or beverage processing - includes produce, meat, poultry, seafood or dairy for human, pet, or livestock consumption:</b>					
B02	Washing or packing only	N	\$3,745	N	\$3,447
B03	Processing – small. Flow $\leq$ 0.1 mgd, or 0.1 < flow < 1 mgd for less than 180 days per year	N	\$5,599	N	\$5,297
B04	Processing – medium. 0.1 mgd < Flow < 1 mgd for 180 or more days per year, or flow $\geq$ 1 mgd for less than 180 days per year	N	\$7,901	N	\$7,599
B05	Processing – large. Flow $\geq$ 1 mgd for 180 or more days per year	\$26,937	\$23,669	\$25,000	\$23,364
<b>Primary Smelting or Refining:</b>					
B06	Aluminum	\$26,937	\$23,669	\$25,000	\$23,364
B07	Non-ferrous metals utilizing sand chlorination separation facilities	\$26,937	\$23,669	\$25,000	\$23,364
B08	Ferrous and non-ferrous metals not elsewhere classified	\$15,405	\$12,135	\$13,468	\$11,836
B09	Chemical manufacturing with discharge of process wastewater	\$26,937	\$23,669	\$25,000	\$23,364
B10	Cooling water discharges in excess of 20,000 BTU per second	\$15,405	\$12,135	\$13,468	\$11,836
<b>Mining Operations – includes aggregate or ore processing:</b>					
B11	Large (over 500,000 cubic yards per year or involving chemical leaching)	\$26,937	\$23,669	\$25,000	\$23,364
B12	Medium (100,000 to 500,000 cubic yards per year)	N	\$8,287	N	\$7,986
B13	Small (less than 100,000 cubic yards per year)	N	\$2,522	N	\$2,222
<b>All facilities not elsewhere classified which dispose of process wastewater (includes remediated groundwater):</b>					
B14	Tier 1 sources	\$26,937	N	\$25,000	N
B15	Tier 2 sources	N	\$5,212	N	\$4,916

**OAR 340-045-0075****Table 70B****Industrial NPDES and WPCF Individual Permit Annual Fees**

Revised February 2021

Effective August 1, 2020 - July 31, 2021

<b>Type</b>	<b>Description</b>	<b>NPDES Tier 1</b>	<b>NPDES Tier 2</b>	<b>WPCF Tier 1</b>	<b>WPCF Tier 2</b>
B16	All facilities not elsewhere classified which dispose of non-process wastewaters (for example: small cooling water discharges, boiler blowdown, filter backwash)	N	\$3,489	N	\$3,189
B17	Fish hatcheries and other confined feeding operations on individual permits except permits the Oregon Department of Agriculture administers.	N	\$3,054	N	\$2,755
B18	All facilities which dispose of wastewater only by evaporation from watertight ponds or basins	N	N	N	\$2,025
<b>Timber and Wood Products</b>					
B19	Sawmills, log storage, instream log storage	\$7,556	\$4,286	\$5,619	\$3,984
B20	Hardboard, veneer, plywood, particle board, pressboard manufacturing, wood products	\$7,989	\$4,721	\$6,056	\$4,422
B21	Wood preserving	\$6,761	\$3,489	\$4,824	\$3,189

**OAR 340-045-0075**  
**Table 70C**  
**Domestic NPDES and WPCF Individual Permits:**  
**Application, Annual and Modification Fees**

Revised February 2021  
 Effective August 1, 2020 - July 31, 2021

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Non-Lagoon Treatment Systems	A1	$\geq 50$ mgd	\$49,111	\$106,353		\$24,617	\$1,349
	A2	$25 \text{ mgd} \leq \text{Flow} < 50$ mgd	\$49,111	\$62,506		\$24,617	\$1,349
	A3	$10 \text{ mgd} \leq \text{Flow} < 25$ mgd	\$49,111	\$29,460		\$24,617	\$1,349
	Ba	$5 \text{ mgd} \leq \text{Flow} < 10$ mgd	\$49,111	\$18,885	\$17,649	\$24,617	\$1,349
	C1a	$2 \text{ mgd} \leq \text{Flow} < 5$ mgd	\$49,111	\$12,699	\$11,465	\$24,617	\$1,349
	C2a	$1 \text{ mgd} \leq \text{Flow} < 2$ mgd	\$49,111	\$8,619	\$7,383	\$24,617	\$1,349
	Da	Flow < 1 mgd	\$9,921	\$2,729	\$2,532	\$5,025	\$1,349

**OAR 340-045-0075**

**Table 70C**

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

Revised February 2021

Effective August 1, 2020 - July 31, 2021

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Lagoons Discharging to Surface Waters	Bb	5 mgd ≤ Flow < 10 mgd	\$49,111	\$9,986		\$24,617	\$1,349
	C1b	2 mgd ≤ Flow < 5 mgd	\$49,111	\$6,944		\$24,617	\$1,349
	C2b	1 mgd ≤ Flow < 2 mgd	\$49,111	\$5,069		\$24,617	\$1,349
	Db	Flow < 1 mgd	\$9,921	\$1,924		\$5,025	\$1,349
Nondischarging Lagoons	E	No discharge flow	\$5,025		\$1,603	\$2,572	\$1,349
Alkaline-stabilization facilities	F		\$1,349		\$553		\$594
Please see 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	\$27,274	Please see Table 70H		\$2,368	\$1,349

4. Based on Average Dry Weather Design Flow, or as defined in 40 C.F.R.

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

6. 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.

<b>OAR 340-045-0075</b> <b>Table 70D</b> <b>Domestic NPDES and WPCF Annual Population Fee</b> Revised February 2021 Effective August 1, 2020 - July 31, 2021	
<b>Population range</b>	<b>Annual fee</b>
500,000+	\$142,886
400,000 to 499,999	\$109,307
300,000 to 399,999	\$75,731
200,000 to 299,999	\$42,150
150,000 to 199,999	\$34,090
100,000 to 149,999	\$22,452
50,000 to 99,999	\$14,081
25,000 to 49,999	\$6,329
15,000 to 24,999	\$3,604
10,000 to 14,999	\$2,348
5,000 to 9,999	\$1,427
1,000 to 4,999	\$427
100 to 999	\$81
0 to 99	\$0

<b>OAR 340-045-0075</b> <b>Table 70E</b> <b>Annual Pretreatment Fees</b> Revised February 2021 Effective August 1, 2020 - July 31, 2021	
<b>Description</b>	<b>Fee</b>
Pretreatment Fee	\$2,450
Significant Industrial User	\$817 per industry

**OAR 340-045-0075**  
**Table 70F**  
**All NPDES and WPCF<sup>1</sup> Permits:**  
**Technical Activity, Plan Review, and Other Fees**  
Revised February 2021  
Effective August 1, 2020 - July 31, 2021

Activity	Fee
New or substantially modified sewage treatment facility	\$11,268
Minor facility or pump station modifications	\$1,225
Major system or pressure system expansion	\$859
Minor system expansion or modification	\$244
New or substantially modified septage alkaline stabilization facility	\$1,225
Site inspection and evaluation <sup>2</sup>	\$1,919
Disposal system plan review <sup>2</sup>	\$767
Environmental management plan review <sup>3</sup>	\$767
Other Fees	
Annual temporary or permanent electronic reporting requirement waiver	\$935
Permit transfer, legal name change.	\$121
<p>4. Does not include Onsite septic systems. Please see Tables 9A-9F in OAR 340-071 for appropriate technical activity fees.</p> <p>5. This fee only applies when these activities are required for DEQ's review of a General permit application.</p> <p>6. 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.</p>	



**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**

Revised February 2021  
Effective August 1, 2020 - July 31, 2021

<b>Number</b>	<b>Type</b>	<b>Description</b>	<b>New Permit App. Fee<sup>1</sup></b>	<b>Annual Fee</b>
100-J	NPDES	Cooling water/heat pumps	\$314	\$714
200-J	NPDES	Filter backwash	\$314	\$714
300-J	NPDES	Fish hatcheries	\$501	\$714
400-J	NPDES	Log ponds	\$314	\$714
500-J	NPDES	Boiler blowdown	\$314	\$714
900-J	NPDES	Seafood processing	\$314	\$714
1400-A	WPCF	Wineries and seasonal fresh pack operations whose wastewater flow is $\leq 25,000$ gallons/day and is only disposed of by land irrigation.	\$314	\$419
1400-B	WPCF	Wineries and small food processors not otherwise eligible for a 1400A general permit.	\$501	\$714
1500-A	NPDES	Petroleum hydrocarbon clean-up	\$501	\$714
1500-B	WPCF	Petroleum hydrocarbon clean-up	\$501	\$714
1700-A	NPDES	Vehicle and equipment wash water	\$696	\$714
1700-B	WPCF	Vehicle and equipment wash water	\$696	\$714
1900-J	NPDES	Non-contact geothermal heat exchange	\$696	\$714
<b>Residential and Commercial Graywater and Industrial Reuse Water</b>				
2401	WPCF	Tier 1 graywater reuse and disposal system for residential systems: $\leq 300$ gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$52	\$41
2402	WPCF	Tier 2 graywater reuse and disposal system for systems: $\leq 1,200$ gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$550	\$52
2501	WPCF	Industrial reuse water free of human and animal waste suitable for reuse without secondary or advanced treatment and $\leq 25,000$ gallons/day	\$696	\$714

<b>OAR 340-045-0075</b>				
<b>Table 70G</b>				
<b>General NPDES and WPCF Permits:</b>				
<b>Application and Annual Fees</b>				
Revised February 2021				
Effective August 1, 2020 - July 31, 2021				
<b>Stormwater General Permits<sup>3</sup></b>				
<b>Number</b>	<b>Type</b>	<b>Description</b>	<b>New Permit App. Fee<sup>1</sup></b>	<b>Annual Fee</b>
1200-A	NPDES	Stormwater: Sand, gravel, and other non-metallic mining	\$1,223	\$1,257
1200-C	NPDES	Stormwater: Construction activities – one acre or more	\$1,223	\$1,257
1200-C	NPDES	Stormwater: Construction activities – less than one acre and part of a common plan of development disturbing one or more acres	\$358	\$0
1200-CA	NPDES	Stormwater: Construction activities performed by public agencies – one acre or more	\$1,223	\$1,257
1200-Z	NPDES	Stormwater: Industrial	\$1,223	\$1,257
4000-MS4	NPDES	Municipal Separate Storm Sewer System (MS4): Conveyance system owned or operated by municipality, special district, hospital, port, school district, etc.	\$1,223	Please see Table 70H
<b>Mining General Permits</b>				
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	\$314	\$0
700-PM	NPDES	Suction dredges (gravity and syphon)	\$0	\$25
700-PM	NPDES	Suction dredges (motorized)	\$250	\$250
700-PM	NPDES	Permit renewal fee every five years (in addition to the annual fee)	\$250	
1000	WPCF	Gravel mining	\$314	\$714
<b>Other General Permits</b>				
DOM-F	WPCF	Septage alkaline stabilization facilities	\$1,349	\$553
All other permits not elsewhere classified.			\$696	\$714

3. New permit applications must include both the new permit application fee and the first year's annual fee.
4. Stormwater construction and industrial permits are also administered by public agencies and local districts under contract with DEQ.

<b>OAR 340-045-0075</b> <b>Table 70H</b> <b>Municipal Separate Storm Sewer System</b> <b>Permits: Annual Fees</b> Revised February 2021 Effective August 1, 2020 - July 31, 2021	
<b>Population-based cost-per-person, except counties and other</b>	<b>Annual Fee</b>
Cost-per-person	\$0.119
Counties, Phase I	\$10,690
Counties, Phase II (non-traditional MS4s, hospitals, public universities, etc.)	\$2,652
Oregon Department of Transportation MS4*	\$42,436
*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**

Revised February 2021

Effective August 1, 2020 - July 31, 2021

Type	Description	Application Fee	Annual Fee	Class of Injection	Surcharge	
					Application	Annual
Authorized By Rule <sup>1</sup>	Low Risk Stormwater Only	None	None	Low Risk	\$107	None
	Non-Stormwater Injection <sup>2</sup>	None	None	Medium Risk	\$134	None
	All Other UIC's Draining Stormwater from Any Surface	None	None	Low Risk	\$107	None
				Medium Risk	\$134	None
1200-U General Permit <sup>3</sup>	Stormwater Injection	\$696	\$714	Low Risk	\$124	None
				Medium Risk	\$156	None
				High Risk	\$374	\$124
1900-B General Permit	Injection During Geothermal Exploration	\$696	\$714			
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	\$15,504	\$3,282	\$2,572	\$1,349	

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.



State of Oregon Department of Environmental Quality

# OAR 340-045-0075

## Fee Tables

### Effective August 1, 2021

<b>OAR 340-045-0075</b> <b>Table 70A</b> <b>Industrial NPDES and WPCF Individual Permits:</b> <b>Application and Modification Fees</b> Effective August 1, 2021			
<b>Application fees for new industrial permits</b>			
Tier 1 Industrial Facilities	\$82,492		
Tier 2 Industrial Facilities	\$16,601		
Special WPCF Permits (OAR 340-045-0061)	\$785		
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.			
<b>Modification Fees<sup>1</sup></b>			
	Major		Minor
	At Permit Renewal	Prior to Expiration	
Tier 1 Industrial Facilities	\$20,725	\$41,180	\$1,445
Tier 2 Industrial Facilities	\$5,270	\$8,230	\$1,445
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.			

**OAR 340-045-0075**

**Table 70B**

**Industrial NPDES and WPCF Individual Permit Annual Fees**

Effective August 1, 2021

Type	Description	NPDES Tier 1	NPDES Tier 2	WPCF Tier 1	WPCF Tier 2
B01	Pulp, paper, or other fiber pulping industry	\$28,844	N	\$26,770	N
<b>Food or beverage processing - includes produce, meat, poultry, seafood or dairy for human, pet, or livestock consumption:</b>					
B02	Washing or packing only	N	\$4,010	N	\$3,691
B03	Processing – small. Flow $\leq$ 0.1 mgd, or 0.1 < flow < 1 mgd for less than 180 days per year	N	\$5,996	N	\$5,672
B04	Processing – medium. 0.1 mgd < Flow < 1 mgd for 180 or more days per year, or flow $\geq$ 1 mgd for less than 180 days per year	N	\$8,460	N	\$8,137
B05	Processing – large. Flow $\geq$ 1 mgd for 180 or more days per year	\$28,844	\$25,345	\$26,770	\$25,018
<b>Primary Smelting or Refining:</b>					
B06	Aluminum	\$28,844	\$25,345	\$26,770	\$25,018
B07	Non-ferrous metals utilizing sand chlorination separation facilities	\$28,844	\$25,345	\$26,770	\$25,018
B08	Ferrous and non-ferrous metals not elsewhere classified	\$16,496	\$12,994	\$14,422	\$12,674
B09	Chemical manufacturing with discharge of process wastewater	\$28,844	\$25,345	\$26,770	\$25,018
B10	Cooling water discharges in excess of 20,000 BTU per second	\$16,496	\$12,994	\$14,422	\$12,674
<b>Mining Operations – includes aggregate or ore processing:</b>					
B11	Large (over 500,000 cubic yards per year or involving chemical leaching)	\$28,844	\$25,345	\$26,770	\$25,018
B12	Medium (100,000 to 500,000 cubic yards per year)	N	\$8,874	N	\$8,551
B13	Small (less than 100,000 cubic yards per year)	N	\$2,701	N	\$2,379
<b>All facilities not elsewhere classified which dispose of process wastewater (includes remediated groundwater):</b>					
B14	Tier 1 sources	\$28,844	N	\$26,770	N
B15	Tier 2 sources	N	\$5,581	N	\$5,264

**OAR 340-045-0075****Table 70B****Industrial NPDES and WPCF Individual Permit Annual Fees**

Effective August 1, 2021

<b>Type</b>	<b>Description</b>	<b>NPDES Tier 1</b>	<b>NPDES Tier 2</b>	<b>WPCF Tier 1</b>	<b>WPCF Tier 2</b>
B16	All facilities not elsewhere classified which dispose of non-process wastewaters (for example: small cooling water discharges, boiler blowdown, filter backwash)	N	\$3,736	N	\$3,415
B17	Fish hatcheries and other confined feeding operations on individual permits except permits the Oregon Department of Agriculture administers.	N	\$3,271	N	\$2,950
B18	All facilities which dispose of wastewater only by evaporation from watertight ponds or basins	N	N	N	\$2,168
<b>Timber and Wood Products</b>					
B19	Sawmills, log storage, instream log storage	\$8,091	\$4,590	\$6,017	\$4,266
B20	Hardboard, veneer, plywood, particle board, pressboard manufacturing, wood products	\$8,555	\$5,055	\$6,484	\$4,735
B21	Wood preserving	\$7,239	\$3,736	\$5,165	\$3,415

**OAR 340-045-0075**

**Table 70C**

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

Effective August 1, 2021

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Non-Lagoon Treatment Systems	A1	$\geq 50$ mgd	\$52,588	\$113,883		\$26,360	\$1,445
	A2	$50 \text{ mgd} \leq \text{Flow} < 50$ mgd	\$52,588	\$66,931		\$26,360	\$1,445
	A3	$25 \text{ mgd} \leq \text{Flow} < 25$ mgd	\$52,588	\$31,546		\$26,360	\$1,445
	Ba	$10 \text{ mgd} \leq \text{Flow} < 10$ mgd	\$52,588	\$20,222	\$18,899	\$26,360	\$1,445
	C1a	$2 \text{ mgd} \leq \text{Flow} < 5$ mgd	\$52,588	\$13,598	\$12,277	\$26,360	\$1,445
	C2a	$1 \text{ mgd} \leq \text{Flow} < 2$ mgd	\$52,588	\$9,229	\$7,906	\$26,360	\$1,445
	Da	$\text{Flow} < 1$ mgd	\$10,624	\$2,922	\$2,712	\$5,381	\$1,445



**OAR 340-045-0075**  
**Table 70C**  
**Domestic NPDES and WPCF Individual**  
**Permits: Application, Annual and**  
**Modification Fees**  
Effective August 1, 2021

Description	Type	Criteria <sup>1</sup>	New Permit App. Fee <sup>2</sup>	NPDES Annual Fee (5yr)	WPCF Annual Fee (10yr)	Modifications <sup>3</sup>	
						Major	Minor
Lagoons Discharging to Surface Waters	Bb	5 mgd ≤ Flow < 10 mgd	\$52,588	\$10,693		\$26,360	\$1,445
	C1b	2 mgd ≤ Flow < 5 mgd	\$52,588	\$7,435		\$26,360	\$1,445
	C2b	1 mgd ≤ Flow < 2 mgd	\$52,588	\$5,428		\$26,360	\$1,445
	Db	Flow < 1 mgd	\$10,624	\$2,061		\$5,381	\$1,445
Nondischarging Lagoons	E	No discharge flow	\$5,381		\$1,717	\$2,754	\$1,445
Alkaline-stabilization facilities	F		\$1,445		\$592		\$636
Please see 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	\$29,205	Please see Table 70H		\$2,536	\$1,445

4. Based on Average Dry Weather Design Flow, or as defined in 40 C.F.R.  
5. New permit applications must include the annual fee in addition to the new permit application fee.  
6. 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.

<b>OAR 340-045-0075</b> <b>Table 70D</b> <b>Domestic NPDES and WPCF Annual</b> <b>Population Fee</b> Effective August 1, 2021	
Population range	Annual fee
500,000+	\$153,002
400,000 to 499,999	\$117,046
300,000 to 399,999	\$81,093
200,000 to 299,999	\$45,134
150,000 to 199,999	\$36,503
100,000 to 149,999	\$24,041
50,000 to 99,999	\$15,078
25,000 to 49,999	\$6,777
15,000 to 24,999	\$3,859
10,000 to 14,999	\$2,514
5,000 to 9,999	\$1,528
1,000 to 4,999	\$457
100 to 999	\$87
0 to 99	\$0

<b>OAR 340-045-0075</b> <b>Table 70E</b> <b>Annual Pretreatment</b> <b>Fees</b> Effective August 1, 2021	
Description	Fee
Pretreatment Fee	\$2,623
Significant Industrial User	\$875 per industry

**OAR 340-045-0075****Table 70F****All NPDES and WPCF<sup>1</sup> Permits: Technical Activity,  
Plan Review, and Other Fees**

Effective August 1, 2021

<b>Activity</b>	<b>Fee</b>
New or substantially modified sewage treatment facility	\$12,066
Minor facility or pump station modifications	\$1,312
Major system or pressure system expansion	\$920
Minor system expansion or modification	\$261
New or substantially modified septage alkaline stabilization facility	\$1,312
Site inspection and evaluation <sup>2</sup>	\$2,055
Disposal system plan review <sup>2</sup>	\$822
Environmental management plan review <sup>3</sup>	\$822
<b>Other Fees</b>	
Annual temporary or permanent electronic reporting requirement waiver	\$1,001
Permit transfer, legal name change.	\$129

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

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

6. 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.

**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**  
Effective August 1, 2021

<b>Number</b>	<b>Type</b>	<b>Description</b>	<b>New Permit App. Fee<sup>1</sup></b>	<b>Annual Fee</b>
100-J	NPDES	Cooling water/heat pumps	\$336	\$765
200-J	NPDES	Filter backwash	\$336	\$765
300-J	NPDES	Fish hatcheries	\$536	\$765
400-J	NPDES	Log ponds	\$336	\$765
500-J	NPDES	Boiler blowdown	\$336	\$765
900-J	NPDES	Seafood processing	\$336	\$765
1400-A	WPCF	Wineries and seasonal fresh pack operations whose wastewater flow is $\leq 25,000$ gallons/day and is only disposed of by land irrigation.	\$336	\$449
1400-B	WPCF	Wineries and small food processors not otherwise eligible for a 1400A general permit.	\$536	\$765
1500-A	NPDES	Petroleum hydrocarbon clean-up	\$536	\$765
1500-B	WPCF	Petroleum hydrocarbon clean-up	\$536	\$765
1700-A	NPDES	Vehicle and equipment wash water	\$745	\$765
1700-B	WPCF	Vehicle and equipment wash water	\$745	\$765
1900-J	NPDES	Non-contact geothermal heat exchange	\$745	\$765
<b>Residential and Commercial Graywater and Industrial Reuse Water</b>				
2401	WPCF	Tier 1 graywater reuse and disposal system for residential systems: $\leq 300$ gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$52	\$41
2402	WPCF	Tier 2 graywater reuse and disposal system for systems: $\leq 1,200$ gallons/day, or equivalent specific geographic area graywater reuse and disposal area permit	\$550	\$52
2501	WPCF	Industrial reuse water free of human and animal waste suitable for reuse without secondary or advanced treatment and $\leq 25,000$ gallons/day	\$745	\$765

**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**  
Effective August 1, 2021

Number	Type	Description	New Permit App. Fee <sup>1</sup>	Annual Fee
<b>Stormwater General Permits<sup>3</sup></b>				
1200-A	NPDES	Stormwater: Sand, gravel, and other non-metallic mining	\$1,309	\$1,346
1200-C	NPDES	Stormwater: Construction activities – one acre or more	\$1,309	\$1,346
1200-C	NPDES	Stormwater: Construction activities – less than one acre and part of a common plan of development disturbing one or more acres	\$384	\$0
1200-CA	NPDES	Stormwater: Construction activities performed by public agencies – one acre or more	\$1,309	\$1,346
1200-Z	NPDES	Stormwater: Industrial	\$1,309	\$1,346
4000-MS4	NPDES	Municipal Separate Storm Sewer System (MS4): Conveyance system owned or operated by municipality, special district, hospital, port, school district, etc.	\$1,309	Please see Table 70H
<b>Mining General Permits</b>				
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	\$336	\$0
700-PM	NPDES	Suction dredges (gravity and syphon)	\$0	\$25
700-PM	NPDES	Suction dredges (motorized)	\$250	\$250
700-PM	NPDES	Permit renewal fee every five years (in addition to the annual fee)	\$250	
1000	WPCF	Gravel mining	\$336	\$765
<b>Other General Permits</b>				
DOM-F	WPCF	Septage alkaline stabilization facilities	\$1,445	\$592
All other permits not elsewhere classified.			\$745	\$765

**OAR 340-045-0075**  
**Table 70G**  
**General NPDES and WPCF Permits:**  
**Application and Annual Fees**  
 Effective August 1, 2021

Number	Type	Description	New Permit App. Fee <sup>1</sup>	Annual Fee
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3. New permit applications must include both the new permit application fee and the first year's annual fee.

4. 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 August 1, 2021

Population-based cost-per-person, except counties and other	Annual Fee
Cost-per-person	\$0.119
Counties, Phase I	\$10,609
Counties, Phase II (non-traditional MS4s, hospitals, public universities, etc.)	\$2,652
Oregon Department of Transportation MS4*	\$42,436

\*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 August 1, 2021

Type	Description	Application Fee	Annual Fee	Class of Injection	Surcharge	
					Application	Annual
Authorized By Rule <sup>1</sup>	Low Risk Stormwater Only	None	None	Low Risk	\$107	None
	Non-Stormwater Injection <sup>2</sup>	None	None	Medium Risk	\$134	None
	All Other UIC's Draining Stormwater from Any Surface	None	None	Low Risk	\$107	None
				Medium Risk	\$134	None
1200-U General Permit <sup>3</sup>	Stormwater Injection	\$745	\$765	Low Risk	\$133	None
				Medium Risk	\$167	None
				High Risk	\$401	\$133
1900-B General Permit	Injection During Geothermal Exploration	\$745	\$765			
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	\$16,601	\$3,514	\$2,754	\$1,445	

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.