

OREGON DEPARTMENT OF STATE LANDS – HB2238 PROPOSED FEE STRUCTURE

Removal-Fill Fee Proposal – Individual Permits, General Permits, and Emergency Authorizations

The top fee row for each tier indicates the cost to an Applicant Type 1; the bottom fee row indicates the cost to an Applicant Type 2.

Permit Tier	Project Criteria	60%	73%	85%	98%
Base Application Fee	All applicants are required to pay the base application fee at the time of submission. The remainder of project costs will be due before the Department issues a permit.	\$600	\$650	\$700	\$750
	When the Department finds a project does not require an authorization (no state permit required) only the base application fee is required.	\$1,800	\$1,950	\$2,100	\$2,250
Tier 1	To qualify for Tier 1, a project must:	\$200	\$450	\$700	\$950
	Be for the primary purpose of voluntary habitat improvement of the ecological condition of a water of this state but an authorization is required, AND the project will not result in unacceptable individual or cumulative environmental effects or long-term harm to water resources of this state.	\$600	\$1,350	\$2,100	\$2,850
Tier 2	To qualify for Tier 2, a project must fall into one of the following categories:	\$400	\$650	\$900	\$1,150
	A) General Permit for Minor Removal-Fill Impacts to Certain Non-Tidal Wetlands B) General, Individual, or Emergency Permit that: <ul style="list-style-type: none"> Does not require compensatory mitigation, OR Permanent wetland impacts are 0.2 acres or less and compensatory mitigation is provided by using mitigation banks, in-lieu fee, or payment in-lieu; AND Does not occur in an estuary (tidal waters), essential salmonid habitat, or a state scenic waterway; and does not have temporary or permanent impacts to an aquatic resource of special concern. 	\$1,200	\$1,950	\$2,700	\$3,450
Tier 3	To qualify for Tier 3, a project must be limited to one or more of the following parameters:	\$3,000	\$3,750	\$4,500	\$5,250

OREGON DEPARTMENT OF STATE LANDS – HB2238 PROPOSED FEE STRUCTURE

Permit Tier	Project Criteria	60%	73%	85%	98%
	General, Individual, or Emergency Permit that: <ul style="list-style-type: none"> Requires compensatory mitigation but does not meet Tier 2 criterion, OR Has permanent impacts to more than 0.21 and less than 2 acres of wetland but no permanent impacts to any other type of aquatic resource, excluding jurisdictional ditches, OR Needs more than one functional assessment. 	\$9,000	\$11,250	\$13,500	\$15,750
Tier 4	To qualify for Tier 4, a project must fall into one of the following categories: A) A Department of Environmental Quality Remedial Action Waiver	\$4,000	\$4,750	\$5,500	\$6,250
	B) General, Individual, or Emergency Permit that meets the criteria listed in Tier 3 AND <u>one or more</u> of the following parameters: <ul style="list-style-type: none"> Has permanent impacts to non-wetland waters. Impacts 2 or more wetland acres. Impacts, either temporarily or permanently, a compensatory mitigation site. Project site involves an enforcement. Project involves multiple phases (past or future) that need to be considered in the permit review. The project occurs in the Pacific Ocean (Territorial Sea) The project requires a minor exception to the Lower Willamette River Management Plan that is not pre-approved by the Director. Application (required information) is 150 or more pages. Substantive comments are received requesting denial or design modification and results in a design modification. Requires more than one public review. Application takes more than 12 months to issue due to resolution of project elements or requests for extension. Requires formal coordination with other local or state entities, Tribal governments, the federal government, and/or other interested stakeholders, such as multiple communications, meeting(s), or formal consultation. 	\$12,000	\$14,250	\$16,500	\$18,750

OREGON DEPARTMENT OF STATE LANDS – HB2238 PROPOSED FEE STRUCTURE

Permit Tier	Project Criteria	60%	73%	85%	98%
	<ul style="list-style-type: none"> Requires more than one site visit or coordination meeting with the applicant, either pre- or post-application submittal. The permit will include an Adaptive Management Plan. 				
Tier 5	<p>Projects in Tier 5 require an extended amount of time for permit processing. To qualify for Tier 5, a project must meet the criteria listed in Tier 4 <u>AND one or more</u> of the following parameters:</p> <p>General, Individual, or Emergency Permit that:</p> <ul style="list-style-type: none"> Requires more than one public meeting. Requires a major exception to the Lower Willamette River Management Plan. Requires a Joint Agency Review Team meeting under the Territorial Sea Plan. Is a new linear facility (as defined in OAR 141-085-0510(53)). <p><i>Within this tier, DSL maintains the ability to charge for staff time beyond the project fee listed. If the project occurs in phases, DSL has the ability to enter into a contract with the responsible party.</i></p>	\$6,000	\$6,750	\$7,500	\$8,250
		\$18,000	\$20,250	\$22,500	\$24,750
Other Fees	Permit Renewal (per year)	\$400	\$450	\$500	\$550
	In-Water Work Variance Request	\$100	\$100	\$100	\$100
	Modification of Permit Conditions or Transfer of a Permit	\$400	\$450	\$500	\$550

OREGON DEPARTMENT OF STATE LANDS – HB2238 PROPOSED FEE STRUCTURE

**General Authorizations and No State Permit for Voluntary Habitat
Restoration Notices – Fee Proposal**

Fee Type	60%	73%	85%	98%
Submission Fee	\$300	\$350	\$400	\$450
Request to revise or transfer a General Authorization	\$50	\$75	\$85	\$100

OREGON DEPARTMENT OF STATE LANDS – HB2238 PROPOSED FEE STRUCTURE

Wetland Delineation/Determination Fee Proposal

Application Type	Project Criteria	60%	73%	85%	98%
Wetland Delineation Tier 1	Delineation report reviews with 0.2 or less wetland acres.	\$600	\$850	\$1,100	\$1,350
Wetland Delineation Tier 2	Delineation report reviews with 0.21 or greater wetland acres.	\$1,200	\$1,450	\$1,700	\$1,950
Wetland Delineation Tier 3	<ul style="list-style-type: none"> • Delineation report reviews with 0.21 or greater wetland acres, AND • The study area is in a west side county and the study area is greater than 100 acres, OR • The study area is in an east side county and the study area is greater than 200 acres. 	\$3,500	\$4,000	\$4,500	\$5,000
Onsite Determination Fee	An additional fee will be assessed when an onsite determination is needed and will be due before an official report review is issued by the Department. Offsite determinations will remain available with <i>no additional charge</i> .	\$450	\$500	\$550	\$600
Other	Request for Reissuance Fee	\$600	\$850	\$1,100	\$1,350