

Chapter 3745-45 Permit Fees

3745-45-01 Definitions

(A) "Fuel-burning equipment" means any source operation, as defined in 3745-15-01(U), used to burn fuel for the primary purpose of producing heat or power by indirect heat transfer.

(B) "Fuel-burning equipment input capacity" means the maximum heat input rate of any fuel-burning equipment. This maximum heat input rate shall be the manufacturer's or designer's guaranteed maximum heat input rate, or such other rate as may be determined by the Ohio Environmental Protection Agency in accordance with good engineering practices. In the case of conflict, the determination made by the Agency shall govern.

(C) "Incinerator" means any source operation, as defined in 3745-15-01(U), used to burn refuse or to process refuse material by burning, other than by open burning as defined in 3745-19-01(G).

(D) "Incinerator input capacity" means the total average hourly weight of all materials introduced into the source operation including solid fuels, but excluding gaseous fuels and liquid fuels when those are used solely as fuels and excluding air introduced for the purpose of combustion. For a cyclical or batch operation, the process weight per hour will be derived by dividing the total process weight by the number of hours in one complete operation from the beginning of any given process to the completion thereof, excluding any time during which the equipment is idle. For a continuous operation, the process weight per hour will be derived by dividing the process weight for a typical period of time.

(E) "Point source" means any discernible, confined, and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, or concentrated animal feeding operation, from which any sewage, industrial waste, or other waste, as defined by Ohio Revised Code Section 6111.01, is or may be discharged.

(F) "Process" means any source operation, as defined in 3745-15-01(U) excluding the operation of fuel-burning equipment and incinerators.

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Statutory Authority: RC§ 3704.03, 6111.03

3745-45-02 Permit to Install Fees

Within fifteen (15) days of the effective date of a permit install or a permit to construct or modify, the person receiving the permit shall pay:

(A) An amount equal to the fee for the water discharge permit required by 3745-45-03, if the permit is for a new source treatment works, except that for a new source treatment with a design flow discharge of less than 5,000 gallons per day, the fee shall be \$50.00. For the purposes of this regulation, the design flow discharge shall be deemed to be the amount stated in the application for the permit to install.

(B) The fee listed in 3745-45-04, if the permit is for an air contaminant source operation.

(C) The sum of the fees required by (A) and (B) above, if the permit is both an air contaminant source operation and a new source treatment works.

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3745-45-03 Water Discharge Permit Fees

(A) Within fifteen (15) days after the effective date of a water discharge permit, the person receiving the permit shall pay for each point source the amount specified in the table below:

Design Flow Discharge (Gallons/day)	Fee
Under 5,000	\$ 0
5,000 - 50,000	50
50,001 - 100,000	100
100,001 - 300,000	175
Over 300,000	250

(B) If a permit applies to more than one point source, the fee required by (A) above shall be paid for each point source to where the permit applies.

(C) The fee schedule for renewal of water discharge permits shall be the same as the fee schedule for the original water discharge permits.

(D) No fee shall be paid for the first water discharge permit where the treatment works for the discharge was constructed or modified pursuant to a permit to install issued by the Ohio Environmental Protection Agency or its predecessor.

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3745-45-04 Air Contaminant Source Operation Permit and Variance Fees

(A) Within fifteen (15) days of the effective date of a permit to construct or modify or a permit to install an air contaminant source operation, the person receiving the permit shall pay the amounts specified in the table below under "Installation." Within fifteen (15) days of the effective date of a permit to operate an air contaminant source operation or a variance, the person receiving the permit or variance shall pay the amounts specified in the table under "Operating" of "Variance."

(1) Fuel-Burning Equipment

<u>Input Capacity</u> <u>10⁶ BTU/hour</u>	<u>Operating</u>	<u>Variance</u>	<u>Installation</u>
0 - 10	\$ 50	\$ 75	\$ 65
above 10-100	70	150	130
above 100-300	90	225	195
above 300-500	110	300	260
above 500	130	375	325

All fuel-burning equipment using only natural gas, propane, LPG, or number two (2) or lighter oil shall be assessed a fee one half of that shown.

(2) Incinerators

<u>Input Capacity</u> <u>pounds/hour</u>	<u>Operating</u>	<u>Variance</u>	<u>Installation</u>
0 - 50	\$ 50	\$ 75	\$ 65
51-500	70	150	130
501-2000	90	225	195
2001-30,000	110	300	260
above 30,000	130	375	325

(3) Process

<u>Process Weight Rate</u> <u>Pounds/hour</u>	<u>Operating</u>	<u>Variance</u>	<u>Installation</u>
0 -1000	\$ 50	\$ 75	\$ 65
1001-5000	70	150	130
5001-10,000	90	225	195
10,001-50,000	110	300	260
above 50,000	130	375	325

In any process where "process weight rate" cannot be ascertained the minimum fee shall be assessed.

(B) Within fifteen (15) days after the effective date of a renewal of an air contaminant source permit to operate or variance, the person receiving the permit or variance shall pay the amounts specified in the table below:

(1) Fuel-Burning Equipment

<u>Input Capacity</u> <u>10⁶ BTU/hour</u>	<u>Operating</u>	<u>Variance</u>
0 - 10	\$ 15	\$ 130
above 10-100	30	130
above 100-300	40	130
above 300-500	50	130
above 500	65	130

All fuel-burning equipment using only natural gas, propane, IPG or number two (2) or lighter oil shall be assessed a fee one half of that shown.

(2) Incinerators

<u>Input Capacity</u> <u>pounds/hour</u>	<u>Operating</u>	<u>Variance</u>
0 - 50	\$ 15	\$ 130
51-500	30	130
501-2000	40	130
2001-30,000	50	130
above 30,000	65	130

(3) Process

<u>Process Weight Rate</u> <u>pounds/hour</u>	<u>Operating</u>	<u>Variance</u>
0 -1000	\$ 15	\$ 130
1001-5000	30	130
5001-10,000	40	130
10,001-50,000	50	130
above 50,000	65	130

In any process where "process weight rate" cannot be ascertained the minimum fee shall be assessed.

(C) No fee shall be paid for the first operating permit for an air contaminant source operation where the source was constructed, installed, or modified pursuant to a Permit to Install, or a Permit to Construct or Modify issued by the Ohio Environmental Protection Agency or its predecessor.

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3745-45-05 Exemptions

(A) No fee imposed under this Chapter, 3745-45, may be charged state or any political subdivision thereof, including educational facilities or medical facilities owned by the state or a political subdivision.

(B) No fee imposed under this Chapter, 3745-45, may be charged any person exempted from taxation by Section 5709.07 or Section 5709.12 of the Ohio Revised Code.

(C) The exemption provided in paragraphs (A) and (B) of this regulation shall apply to all fees paid after August 31, 1972. Refunds should be requested from the Office of Administrative Services of the Ohio Environmental Protection Agency, giving written notification that a person exempted by this regulation paid fees after that date.

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