

WEST VIRGINIA LEGISLATURE

FIRST REGULAR SESSION, 1993



ENROLLED

HOUSE BILL No. *2661*.....

(By Delegates *D. Miller and Collins* )



Passed *April 8,*..... 1993

In Effect *Ninty Days From*..... Passage

**ENROLLED**  
**H. B. 2661**

(By DELEGATES D. MILLER AND COLLINS)

[Passed April 8, 1993; in effect ninety days from passage.]

AN ACT to amend and reenact section eight, article three, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to authorizing the division of natural resources to amend legislative rules previously filed in the code of state regulations relating to revising the fee schedule for water pollution control permits for facilities that discharge stormwater and for aquaculture facilities.

*Be it enacted by the Legislature of West Virginia:*

That section eight, article three, chapter sixty-four of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

**ARTICLE 3. AUTHORIZATION FOR DEPARTMENT OF COMMERCE, LABOR AND ENVIRONMENTAL RESOURCES TO PROMULGATE LEGISLATIVE RULES.**

**§64-3-8. Division of natural resources.**

1     (a) The legislative rules filed in the state register on  
2     the eighth day of December, one thousand nine hundred  
3     eighty-three, relating to the department of natural  
4     resources (surface mining), are authorized with the  
5     amendments set forth below:

6     Page 3-4, §3E.01 by adding after the word "engineer"  
7     the words "or licensed land surveyor."

8 Page 3-5, §3E.02, subsection (a), by adding after the  
9 word "mining" the words "or civil."

10 And,

11 Page 3-5, §3E.02, subsection (b), by adding after the  
12 first sentence — "Those persons who have been approved  
13 to date need not make said demonstration."

14 (b) The legislative rules filed in the state register on  
15 the twentieth day of January, one thousand nine  
16 hundred eighty-four, relating to the department of  
17 natural resources (solid waste management), are  
18 authorized with the amendments set forth below:

19 Page 9, section 4.04, line five, add the following  
20 paragraph:

21 "Upon request of any applicant, the division shall  
22 meet with the applicant for prefiling review of the  
23 application. The division, with the cooperation of the  
24 solid waste authority, shall assist the applicant in  
25 preparing a complete and proper application which  
26 would not be rejected as incomplete."

27 On page 15, section 6.03(c)(1) in the first full sentence,  
28 after the word "cease", strike the remainder of the  
29 sentence and insert in lieu thereof the words "within  
30 fifteen (15) days of receipt of an order of suspension" and  
31 in the second sentence strike the word "recommence"  
32 and insert the words "continue beyond fifteen (15) days";  
33 (c)(2) in the first full sentence, after the word "cease"  
34 by striking out the remainder of the sentence and insert  
35 in lieu thereof the words "immediately upon receipt of  
36 an order of revocation."

37 (c) The legislative rules filed in the state register on  
38 the twenty-sixth day of September, one thousand nine  
39 hundred eighty-four, relating to the department of  
40 natural resources (public use of state parks, forests,  
41 hunting and fishing areas), are authorized.

42 (d) The legislative rules filed in the state register on  
43 the seventh day of November, one thousand nine  
44 hundred eighty-four, relating to the department of  
45 natural resources (surface mining reclamation), are

46 authorized.

47 (e) The legislative rules filed in the state register on  
48 the seventh day of November, one thousand nine  
49 hundred eighty-four, relating to the department of  
50 natural resources (coal refuse disposal), are authorized.

51 (f) The legislative rules filed in the state register on  
52 the ninth day of November, one thousand nine hundred  
53 eighty-four, relating to the department of natural  
54 resources (transfer of the state national pollutant  
55 discharge elimination system program), are authorized  
56 with the amendment set forth below:

57 Page 10-5, by striking §10B.19 and inserting in lieu  
58 thereof a new §10B.19, to read as follows: “Effluent  
59 limitations guidelines’ means a regulation published by  
60 the Administrator under Section 304(b) or Section  
61 301(b)(1)(B) of the CWA to adopt or revise effluent  
62 limitations or levels of effluent quality attainable  
63 through the application of secondary or equivalent  
64 treatment. For the coal industry these regulations are  
65 published at 40 C.F.R. Parts 434 and 133. (See:  
66 Appendix G and H).”

67 (g) The legislative rules filed in the state register on  
68 the twenty-eighth day of August, one thousand nine  
69 hundred eighty-four, relating to the department of  
70 natural resources (small arms hunting), are authorized.

71 (h) The legislative rules filed in the state register on  
72 the sixth day of January, one thousand nine hundred  
73 eighty-four, relating to the department of natural  
74 resources (hazardous waste management), are  
75 authorized.

76 (i) The legislative rules filed in the state register on  
77 the third day of December, one thousand nine hundred  
78 eighty-four, modified by the department of natural  
79 resources to meet the objections of the legislative rule-  
80 making review committee and refiled in the state  
81 register on the thirteenth day of February, one thousand  
82 nine hundred eighty-five, relating to the department of  
83 natural resources (hazardous waste management), are  
84 authorized.

85 (j) The legislative rules filed in the state register on  
86 the tenth day of October, one thousand nine hundred  
87 eighty-five, relating to the department of natural  
88 resources (hazardous waste management: Small quan-  
89 tity generators and waste minimization certification),  
90 are authorized with the amendment set forth below:

91 On page 1, §3.1.4b, delete the word "or" in the  
92 reference to "paragraph (g) or (j)" and insert in lieu  
93 thereof the words "and, if applicable."

94 (k) The legislative rules filed in the state register on  
95 the ninth day of September, one thousand nine hundred  
96 eighty-five, relating to the department of natural  
97 resources (WV/NPDES regulations for the coal mining  
98 point source category and related sewage facilities), are  
99 authorized.

100 (l) The legislative rules filed in the state register on  
101 the eleventh day of December, one thousand nine  
102 hundred eighty-five, modified by the department of  
103 natural resources to meet the objections of the legislative  
104 rule-making review committee and refiled in the state  
105 register on the twentieth day of February, one thousand  
106 nine hundred eighty-six, relating to the department of  
107 natural resources (hazardous waste management), are  
108 authorized.

109 (m) The legislative rules filed in the state register on  
110 the twenty-sixth day of September, one thousand nine  
111 hundred eighty-six, modified by the department of  
112 natural resources to meet the objections of the legislative  
113 rule-making review committee and refiled in the state  
114 register on the ninth day of December, one thousand  
115 nine hundred eighty-six, relating to the department of  
116 natural resources (hazardous waste management regu-  
117 lations), are authorized.

118 (n) The legislative rules filed in the state register on  
119 the seventh day of August, one thousand nine hundred  
120 eighty-six, relating to the director of the department of  
121 natural resources (procedures for transporting and  
122 dealing in furbearing animals), are authorized.

123 (o) The legislative rules filed in the state register on

124 the thirtieth day of December, one thousand nine  
125 hundred eighty-six, relating to the department of  
126 natural resources (WV/NPDES program for coal mines  
127 and preparation plants, and the refuse and waste  
128 therefrom), are authorized with the amendments set  
129 forth below:

130 On page four, §1.9.1.a by inserting the words “five  
131 thousand dollars or” after the words “‘significant  
132 portion of income’ means.”

133 And,

134 On page four, §1.9.1.a by inserting the words “which-  
135 ever is less,” after the words “ten percent or more of  
136 gross personal income for a calendar year.”

137 (p) The legislative rules filed in the state register on  
138 the fifth day of March, one thousand nine hundred  
139 eighty-six, relating to the department of natural  
140 resources (hazardous waste management), are  
141 authorized.

142 (q) The legislative rules filed in the state register on  
143 the twelfth day of August, one thousand nine hundred  
144 eighty-seven, relating to the department of natural  
145 resources (WV/NPDES regulations for coal mining  
146 facilities), are authorized.

147 (r) The legislative rules filed in the state register on  
148 the tenth day of June, one thousand nine hundred  
149 eighty-seven, relating to the director of the department  
150 of natural resources (outfitters and guides), are  
151 authorized.

152 (s) The legislative rules filed in the state register on  
153 the ninth day of January, one thousand nine hundred  
154 eighty-seven, relating to the department of natural  
155 resources (hazardous waste management regulations),  
156 are authorized.

157 (t) The legislative rules filed in the state register on  
158 the fifth day of March, one thousand nine hundred  
159 eighty-seven, relating to the department of natural  
160 resources (hazardous waste management regulations,  
161 series 35), are authorized.

162 (u) The legislative rules filed in the state register on  
163 the seventh day of December, one thousand nine  
164 hundred eighty-seven, relating to the department of  
165 natural resources (hazardous waste management regu-  
166 lations, series 35), are authorized.

167 (v) The legislative rules filed in the state register on  
168 the sixteenth day of December, one thousand nine  
169 hundred eighty-seven, modified by the department of  
170 natural resources to meet the objections of the legislative  
171 rule-making review committee and refiled in the state  
172 register on the fourteenth day of January, one thousand  
173 nine hundred eighty-eight, relating to the department of  
174 natural resources (solid waste management), are  
175 authorized.

176 (w) The legislative rules filed in the state register on  
177 the twenty-eighth day of July, one thousand nine  
178 hundred eighty-seven, modified by the director of the  
179 department of natural resources to meet the objections  
180 of the legislative rule-making review committee and  
181 refiled in the state register on the seventh day of  
182 August, one thousand nine hundred eighty-seven,  
183 relating to the director of the department of natural  
184 resources (boating regulations), are authorized with the  
185 amendment set forth below:

186 On page 16, section 6.2, line 3 by inserting following  
187 the period "This regulation does not apply to licensed  
188 outfitters and guides." These rules were proposed by the  
189 director of the department of natural resources pursu-  
190 ant to section seven, article one and section twenty-two,  
191 article seven, chapter twenty of this code.

192 (x) The legislative rules filed in the state register on  
193 the second day of September, one thousand nine  
194 hundred eighty-eight, modified by the department of  
195 natural resources to meet the objections of the legislative  
196 rule-making review committee and refiled in the state  
197 register on the seventeenth day of October, one thousand  
198 nine hundred eighty-eight, relating to the department of  
199 natural resources (hazardous waste management), are  
200 authorized.

201 (y) The legislative rules filed in the state register on

202 the thirty-first day of August, one thousand nine  
203 hundred eighty-eight, relating to the director of the  
204 department of natural resources (boating), are  
205 authorized.

206 (z) The legislative rules filed in the state register on  
207 the eighth day of March, one thousand nine hundred  
208 eighty-eight, modified by the director of the department  
209 of natural resources to meet the objections of the  
210 legislative rule-making review committee and refiled in  
211 the state register on the thirtieth day of August, one  
212 thousand nine hundred eighty-eight, relating to the  
213 director of the department of natural resources (com-  
214 mercial sale of wildlife), are authorized.

215 (aa) The legislative rules filed in the state register on  
216 the twenty-seventh day of January, one thousand nine  
217 hundred eighty-eight, relating to the director of the  
218 department of natural resources (catching and selling  
219 bait fish), are authorized.

220 (bb) The legislative rules filed in the state register on  
221 the twenty-fifth day of March, one thousand nine  
222 hundred eighty-eight, relating to the director of the  
223 department of natural resources (West Virginia public  
224 hunting and fishing areas), are authorized with the  
225 following amendment:

226 On page three, section 3.8.4, by inserting after the  
227 word "vehicle" the following: ", all terrain vehicle  
228 (ATV)."

229 (cc) The legislative rules filed in the state register on  
230 the seventeenth day of March, one thousand nine  
231 hundred eighty-nine, modified by the division of natural  
232 resources to meet the objections of the legislative rule-  
233 making review committee and refiled in the state  
234 register on the sixteenth day of January, one thousand  
235 nine hundred ninety, relating to the division of natural  
236 resources (solid waste management), are authorized  
237 with the amendments set forth below:

238 On page 13, Section 3.2.6, by deleting the current  
239 language and inserting in lieu thereof the following:

240 "3.2.6. Within two hundred (200) feet of faults that



241 have had displacement in Holocene time (i.e., during the  
242 last eleven thousand years);”

243 On page 64, Section 3.14.25, by deleting the current  
244 language and inserting in lieu thereof the following  
245 language:

246 “3.14.25. **Environmental Compliance History.** The  
247 chief or the director may refuse to grant any permit if  
248 he has reasonable cause to believe, as indicated by  
249 documented evidence, that the applicant, or any officer,  
250 director or manager, thereof, or shareholder owning  
251 twenty percent (20%) or more of its capital stock,  
252 beneficial or otherwise, or other person conducting or  
253 managing the affairs of the applicant or of the proposed  
254 permitted premises, in whole or part, has exhibited a  
255 pattern of violation of the environmental statutes or  
256 regulations of this State, any other state, or the federal  
257 government.”

258 On page 104, section 4.5.4.a, by inserting after the  
259 words “at that landfill” the following:

260 “Nothing within these regulations shall be construed  
261 to allow the installations of any liner or system on areas  
262 not lined as of November 30, 1989, that is not in  
263 conformance with section 4.5.4.a.E or 4.5.4.a.G of these  
264 regulations. Landfills that do have an article 5f permit  
265 and a liner installed as of November 30, 1989, may  
266 install a liner as approved by the chief.”

267 And,

268 On pages 147 through 151, sections 4.11.5 and 4.11.6,  
269 by deleting the current language and inserting in lieu  
270 thereof the following:

271 “4.11.5. **Corrective Action Program.**

272 Whenever a statistically significant increase is found  
273 in a Phase II or Phase III monitoring parameter, or  
274 when groundwater contamination is otherwise identified  
275 by the Chief at sites without monitoring programs,  
276 which is determined by the Chief to have resulted in a  
277 significant adverse effect on an aquifer, and which is  
278 attributable to a solid waste facility, the Chief may

279 require appropriate corrective or remedial action  
280 pursuant to W. Va. Code Chapter 20, article 5A, and  
281 Chapter 20, article 5F to abate, remediate or correct  
282 such pollution. Any such corrective or remedial action  
283 order shall take into account any applicable ground-  
284 water quality protection standards, the existing use of  
285 such waters, the reasonable uses of such waters,  
286 background water quality, and the protection of human  
287 health and the environment."

288 (dd) The legislative rules filed in the state register on  
289 the seventeenth day of February, one thousand nine  
290 hundred eighty-nine, relating to the director of the  
291 department of natural resources (underground storage  
292 tanks), are authorized.

293 (ee) The legislative rules filed in the state register on  
294 the twenty-seventh day of January, one thousand nine  
295 hundred eighty-nine, relating to the director of the  
296 department of natural resources (transporting and  
297 selling wildlife pelts), are authorized.

298 (ff) The legislative rules filed in the state register on  
299 the seventeenth day of February, one thousand nine  
300 hundred eighty-nine, modified by the director of the  
301 department of natural resources to meet the objections  
302 of the legislative rule-making review committee and  
303 refiled in the state register on the ninth day of August,  
304 one thousand nine hundred eighty-nine, relating to the  
305 director of the department of natural resources (under-  
306 ground storage tank fee assessments), are authorized.

307 (gg) The legislative rules filed in the state register on  
308 the twenty-fourth day of April, one thousand nine  
309 hundred eighty-nine, modified by the director of the  
310 department of natural resources to meet the objections  
311 of the legislative rule-making review committee and  
312 refiled in the state register on the twenty-second day of  
313 May, one thousand nine hundred eighty-nine, relating to  
314 the director of the department of natural resources  
315 (public hunting and fishing areas), are authorized.

316 (hh) The legislative rules filed in the state register on  
317 the first day of December, one thousand nine hundred  
318 eighty-nine, relating to the department of natural

319 resources (water pollution control permit fee schedules),  
320 are authorized with the amendments set forth below:

321 On page five, section 3.3, by deleting the following:  
322 "Submitted fees are not refundable."

323 On page two, after section 2.6, by inserting the  
324 following:

325 "Customer" means any person that purchases waste  
326 disposal services from a facility permitted under article  
327 five-a, chapter twenty of the code of West Virginia, one  
328 thousand nine hundred thirty-one, as amended. For the  
329 purposes of these regulations, commercial and other  
330 non-single family dwelling customers shall be translated  
331 into customer equivalents by dividing the total daily  
332 estimated volume of waste water by three hundred and  
333 fifty gallons per day." and renumbering the remaining  
334 subsections.

335 On page nine, section 7.2, by striking out the words  
336 "seven hundred fifty dollars (\$750)." and inserting in  
337 lieu thereof the following:

338 "Determined using Table D, but in no case shall be  
339 less than two hundred fifty dollars (\$250)."

340 And,

341 On page thirteen, by striking out all of Table D,  
342 Schedule of Annual Permit Fees, and inserting in lieu  
343 thereof a new Table D, designated "Schedule of Annual  
344 Permit Fees", to read as follows:

345 "TABLE D  
346 SCHEDULE OF ANNUAL PERMIT FEES  
347 SEWAGE FACILITIES

348	Number of Customers	Annual Permit Fee
349	less than 1000.....	\$ 250
350	1000 to 1499 .....	\$ 500
351	1500 to 1999 .....	\$ 750
352	2000 to 2499 .....	\$ 1000
353	2500 to 2999 .....	\$ 1250
354	3000 to 3499 .....	\$ 1500
355	3500 to 3999 .....	\$ 1750

356	4000 to 4499 .....	\$ 2000
357	4500 to 4999 .....	\$ 2250
358	greater than 5000 .....	\$ 2500

359 INDUSTRIAL OR OTHER WASTE FACILITIES

360	Average Discharge Volume	Annual Permit Fee
361	(gallons per day)	
362	less than 1,000 .....	\$ 50
363	1,001 to 10,000 .....	\$ 500
364	10,001 to 50,000 .....	\$ 1000
365	greater than 50,000 .....	\$ 2500"

366 (ii) The legislative rules filed in the state register on  
 367 the twenty-fifth day of July, one thousand nine hundred  
 368 eighty-nine, modified by the director of the department  
 369 of natural resources to meet the objections of the  
 370 legislative rule-making review committee and refiled in  
 371 the state register on the fifteenth day of September, one  
 372 thousand nine hundred eighty-nine, relating to the  
 373 director of the department of natural resources (revoca-  
 374 tion of hunting and fishing licenses), are authorized.

375 (jj) The legislative rules filed in the state register on  
 376 the twentieth day of December, one thousand nine  
 377 hundred eighty-nine, modified by the division of natural  
 378 resources to meet the objections of the legislative rule-  
 379 making review committee and refiled in the state  
 380 register on the twenty-fourth day of January, one  
 381 thousand nine hundred ninety, relating to the division  
 382 of natural resources (state water pollution control  
 383 revolving fund program), are authorized.

384 (kk) The legislative rules filed in the state register on  
 385 the twenty-ninth day of March, one thousand nine  
 386 hundred ninety, modified by the division of natural  
 387 resources to meet the objections of the legislative rule-  
 388 making review committee and refiled in the state  
 389 register on the thirtieth day of August, one thousand  
 390 nine hundred ninety, relating to the division of natural  
 391 resources (assessment of civil administrative penalties),  
 392 are authorized.

393 (ll) The legislative rules filed in the state register on

394 the sixth day of August, one thousand nine hundred  
395 ninety, relating to the division of natural resources  
396 (water pollution control permit fee schedules), are  
397 authorized.

398 (mm) The legislative rules filed in the state register  
399 on the fifteenth day of June, one thousand nine hundred  
400 ninety, modified by the division of natural resources to  
401 meet the objections of the legislative rule-making review  
402 committee and refiled in the state register on the  
403 twenty-second day of August, one thousand nine  
404 hundred ninety, relating to the division of natural  
405 resources (underground storage tank insurance trust  
406 fund), are authorized with the amendment set forth  
407 below:

408 On page four, after subsection 5.1, by inserting a new  
409 subdivision 5.1.1 to read as follows:

410 "5.1.1 The fee shall be one hundred dollars per tank  
411 per year (\$100/tank/year) for a period of not less than  
412 one (1) year and not more than three (3) years. Second  
413 and third year capitalization fees may be levied if there  
414 is an inadequate surplus of funds, as determined by the  
415 Board of Risk and Insurance Management, the Division  
416 of Natural Resources and the Underground Storage  
417 Tank Advisory Committee pursuant to W. Va. Code,  
418 §20-5H-7."

419 (nn) The legislative rules filed in the state register on  
420 the thirteenth day of August, one thousand nine hundred  
421 ninety, modified by the division of natural resources to  
422 meet the objections of the legislative rule-making review  
423 committee and refiled in the state register on the second  
424 day of October, one thousand nine hundred ninety,  
425 relating to the division of natural resources (under-  
426 ground storage tanks), are authorized with the amend-  
427 ment set forth below:

428 On page four, section five, subsection 5.1, after the  
429 word "requirements" by striking out the remainder of  
430 the subsection and inserting in lieu thereof, the  
431 following:

432 "of Title 47, Series 37 (Underground Storage Tank

433 Fee Assessments); Title 47, Series 36, Section 4 (Noti-  
434 fication Requirements); and Title 47, Series 37A, Section  
435 5 (Capitalization Fees) of the Code of State Regulations  
436 and the owner or operator presents proof of the  
437 certification to the carrier.”

438 (oo) The legislative rules filed in the state register on  
439 the thirteenth day of August, one thousand nine hundred  
440 ninety, relating to the division of natural resources (dam  
441 safety), are authorized.

442 (pp) The legislative rules filed in the state register on  
443 the thirteenth day of August, one thousand nine hundred  
444 ninety, modified by the division of natural resources to  
445 meet the objections of the legislative rule-making review  
446 committee and refiled in the state register on the  
447 twenty-eighth day of November, one thousand nine  
448 hundred ninety, relating to the division of natural  
449 resources (hazardous waste management), are  
450 authorized.

451 (qq) The legislative rules filed in the state register on  
452 the first day of July, one thousand nine hundred ninety-  
453 one, modified by the division of natural resources to  
454 meet the objections of the legislative rule-making review  
455 committee and refiled in the state register on the  
456 nineteenth day of September, one thousand nine  
457 hundred ninety-one, relating to the division of natural  
458 resources (special motorboating regulations), are  
459 authorized.

460 (rr) The legislative rules filed in the state register on  
461 the first day of May, one thousand nine hundred ninety-  
462 one, modified by the division of natural resources to  
463 meet the objections of the legislative rule-making review  
464 committee and refiled in the state register on the  
465 twenty-second day of July, one thousand nine hundred  
466 ninety-one, relating to the division of natural resources  
467 (special fishing regulations), are authorized with the  
468 amendment set forth below:

469 On page one, by striking out subsection 2.1 and  
470 inserting in lieu thereof, a new subsection 2.1, to read  
471 as follows:

472       “2.1 “Daylight hours” means the time period between  
473 sixty minutes before sunrise and sixty minutes after  
474 sunset.”

475       (ss) The legislative rules filed in the state register on  
476 the first day of July, one thousand nine hundred ninety-  
477 one, modified by the division of natural resources to  
478 meet the objections of the legislative rule-making review  
479 committee and refiled in the state register on the  
480 twenty-first day of November, one thousand nine  
481 hundred ninety-one, relating to the division of natural  
482 resources (boating regulations), are authorized.

483       (tt) The Legislature hereby authorizes and directs the  
484 division of natural resources to promulgate the legisla-  
485 tive rule relating to water pollution control permit fee  
486 schedules, 47 CSR 26, effective the twenty-second day  
487 of April, one thousand nine hundred ninety-one, with the  
488 amendment set forth below:

489       On page eight, subdivision 7.4.1, at the end of the  
490 subdivision by striking the period and adding the  
491 following:

492       “: *Provided*, That if the chief determines that a facility  
493 is in substantial compliance with its existing permit, the  
494 fee is one thousand two hundred fifty dollars  
495 (\$1,250.00).”

496       (uu) The Legislature hereby authorizes and directs  
497 the division of natural resources to amend its rules  
498 relating to water pollution control permit fee schedules  
499 which were filed in the code of state regulations (47 CSR  
500 26) on the thirteenth day of April, one thousand nine  
501 hundred ninety-two, with the following amendments set  
502 forth below:

503       On page nine, after section 7.5, by inserting the  
504 following:

505       “7.6. Facilities Discharging Stormwater. The annual  
506 permit fee for a facility that discharges stormwater only  
507 shall be determined through the use of Table F of these  
508 regulations.

509       7.7. Aquaculture facilities. The annual permit fees for

510 aquaculture facilities that are subject to the provisions  
511 of the water pollution control regulations shall be  
512 determined by Table G of these regulations.”

513 And after Table E, on page ten, by inserting Table  
514 F, designated “Schedule of Annual Permit Fees For  
515 Facilities Discharging Stormwater,” and inserting  
516 Table G, designated “Schedule of Annual Permit Fees  
517 For Aquaculture Facilities” to read as follows:

518 “TABLE F  
519 SCHEDULE OF ANNUAL PERMIT FEES FOR  
520 FACILITIES DISCHARGING  
521 STORMWATER

522 Average Discharge Volume

523	(gallons per day)	Annual Permit Fee
524	less than 5,001 .....	\$ 50
525	5,001 to 15,000 .....	\$ 125
526	15,001 to 50,000 .....	\$ 250
527	50,001 to 100,000 .....	\$ 500
528	greater than 100,000 .....	\$ 750”

529 and

530 “TABLE G  
531 SCHEDULE OF ANNUAL PERMIT FEES FOR  
532 AQUACULTURE FACILITIES

533	#Feed/Month	Annual	Application
534		Fee	Fee
535	(Initial and Reissuance)		
536	5,000 to 9,999	\$ 250	\$ 250
537	10,000 to 14,999	\$ 500	\$ 250
538	15,000 to 19,999	\$ 750	\$ 250
539	20,000 to 24,999	\$1,000	\$ 250
540	25,000 to 29,999	\$1,250	\$ 250
541	greater than 30,000	\$1,750	\$ 250”



The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*[Handwritten Signature]*  
.....  
Chairman Senate Committee

*Ernest C. Moore*  
.....  
Chairman House Committee

Originating in the House.

Takes effect ninety days from passage.

*[Handwritten Signature]*  
.....  
Clerk of the Senate

*Donald L. Hoop*  
.....  
Clerk of the House of Delegates  
*[Handwritten Signature]*  
.....  
President of the Senate

*[Handwritten Signature]*  
.....  
Speaker of the House of Delegates

The within is approved this the *24<sup>th</sup>*  
day of *April*, 1993.

*[Handwritten Signature]*  
.....  
Governor

PRESENTED TO THE

GOVERNOR,

Date

4/22/93

Time

11:40am