

NOTE: THIS IS A COURTESY COPY OF THIS NOTICE OF ADMINISTRATIVE CHANGE. THE OFFICIAL VERSION WILL BE PUBLISHED IN THE OCTOBER 20, 2008 NEW JERSEY REGISTER. SHOULD THERE BE ANY DISCREPANCIES BETWEEN THIS TEXT AND THE OFFICIAL VERSION OF THE NOTICE, THE OFFICIAL VERSION WILL GOVERN.

## **ENVIRONMENTAL PROTECTION**

### **LAND USE MANAGEMENT**

### **DIVISION OF WATER SUPPLY**

#### **Notice of Administrative Change Revision to the Fee Schedule for Water Supply Allocation Permits N.J.A.C. 7:19-3.6**

**Take notice** that the Department of Environmental Protection (Department) is adjusting fees for water supply allocation permits, temporary dewatering permits, and water use registrations set forth in the Water Supply Allocation Permits rules at N.J.A.C. 7:19-3.6. In accordance with N.J.A.C. 7:19-3.4, the Department reviews the fees prior to September 1 and determines to adjust the fees for inflation based on the previous 12 month United States Department of Labor Consumer Price Index (U.S. city average, all items, all urban consumers), as available on July 1. The applicable CPI is 4.2 percent. Adjusted fees will be rounded for accounting simplicity, down to the nearest five dollar increment, so as not to exceed the 4.2 percent CPI provided under N.J.A.C. 7:19-3.4. The fee adjustment will result in an approximately \$230,000 in additional revenue in 2009. The new fee schedule will be effective on January 1, 2009. The Department will also send notice of the fee adjustment to current permit holders and registrants, and anticipates that the 2009 annual fee invoices will be issued in December 2008.

**Full text** of the changed rule follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

[7:19-3.6      Fee Schedule

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(a) Fees shall be charged for water supply allocation and dewatering permits issued under this chapter pursuant to the following schedule:

1. Initial application and permit modification fees(\$):

	Class 1	Class 2	Class 3	Class 4	Class 5	Class 6
i. Surface water diversions	5745	6470	8345	14385	15715	17050
ii. Ground water diversions	7190	8070	10425	17980	19585	20915
iii. Ground and surface water diversions in which waters are returned undiminished to the source	3430	4590	5745	6905	7970	9040
iv. Dewatering diversions	6985	6985	6985	17850	17850	17850

2. Annual fees (\$):

i. Surface water diversions	2770	3245	5560	9585	12250	14915
ii. Ground water diversions	3725	4305	6945	11990	14655	17320



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**1. Initial application and permit modification fees(\$):**

	<u>Class 1</u>	<u>Class 2</u>	<u>Class 3</u>	<u>Class 4</u>	<u>Class 5</u>	<u>Class 6</u>
<b><u>i. Surface water diversions</u></b>	<b>5985</b>	<b>6740</b>	<b>8695</b>	<b>14985</b>	<b>16375</b>	<b>17765</b>
<b><u>ii. Ground water diversions</u></b>	<b>7490</b>	<b>8405</b>	<b>10860</b>	<b>18735</b>	<b>20405</b>	<b>21790</b>
<b><u>iii. Ground and surface water diversions</u></b> <b><u>in which waters are returned</u></b> <b><u>undiminished to the source</u></b>	<b>3570</b>	<b>4780</b>	<b>5985</b>	<b>7195</b>	<b>8300</b>	<b>9415</b>
<b><u>iv. Dewatering diversions</u></b>	<b>7275</b>	<b>7275</b>	<b>7275</b>	<b>18595</b>	<b>18595</b>	<b>18595</b>

**2. Annual fees (\$):**

<b><u>i. Surface water diversions</u></b>	<b>2885</b>	<b>3380</b>	<b>5790</b>	<b>9985</b>	<b>12760</b>	<b>15540</b>
<b><u>ii. Ground water diversions</u></b>	<b>3880</b>	<b>4485</b>	<b>7235</b>	<b>12490</b>	<b>15270</b>	<b>18045</b>
<b><u>iii. Ground and surface water diversions</u></b> <b><u>in which waters are returned</u></b>						

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undiminished to the source                    1265    2070    3990    4795    5605    6400

iv. Dewatering diversions                    3770    3770    3770    12395    12395    12395

(b) Fees for water use registrations issued under this chapter shall be charged as follows:

1. Any person who is required to apply for a water use registration pursuant to N.J.A.C. 7:19-2.18 shall, along with a completed registration form, submit an initial registration fee of \$415.00.

2. Each person who holds a valid water use registration shall pay an annual fee of \$205.00.