

DREDGE AND FILL FEE CALCULATOR ¹ v9 9/21/2011

This fee schedule is based on California Code of Regulations, Title 23, section 2200(a)(3). TO CALCULATE FEE: Enter the "Discharge Size" in Section A or, if the project qualifies, check the check-box in Section B according to the applicable Flat Fee category. If the project involves multiple discharges, then both Section A and Section B fee charges may apply (see footnote 1(a) below). The project fee owed will appear in the "Total Fee For All Categories" box at the bottom of the Fee Calculator. Discharges to waters of the state from both temporary and permanent project impacts are subject to fees. In any case, dredge and fill operation fees shall not exceed \$59,000, plus any applicable surcharge(s).

A. FEES BASED ON DISCHARGE SIZE					
	FEE CATEGORY	RATE	DISCHARGE SIZE		FEE
(i)	Fill & Excavation² Discharges. Size of the discharge area as expressed in hundredths of acres (0.01 acre; 436 square feet) rounded up.	\$944 base fee plus Discharge Area Acres x \$4059	33.01		\$59,000
	To Non-Federal Waters (per fee cat. iv)	\$944 base fee plus Discharge Area Acres x \$4059 x 2			\$0
(ii)	Dredging Discharges (except Sand Mining-see (v) below)³ Dredge volume expressed in Cubic Yards.	944 base fee plus Dredge Volume CY x \$0.15			\$0
	To Non-Federal Waters (per fee cat. iv)	\$944 base fee plus Dredge Volume CY x \$0.15 x 2			\$0
(iii)	Channel and Shoreline Discharges. Discharge length shall be reported in Linear Feet. Includes linear discharges to drainage features and shorelines, e.g., bank stabilization, revetment, and channelization projects. (Note): The fee for channel and shoreline linear discharges will be assessed under the "Fill and Excavation" or "Channel and Shoreline" schedules, whichever results in the higher fee.	\$944 base fee plus Discharge Length Feet x \$9.44		\$0	Categories (i)-(iii) will be charged an additional Base Fee amount of \$944 which is included in the total below.
		\$944 base fee plus Discharge Area Acres x \$4059		\$0	
	To Non-Federal Waters (per fee cat. iv)	\$944 base fee plus Discharge Length Feet x \$9.44 x 2		\$0	
		\$944 base fee plus Discharge Area Acres x \$4059 x 2		\$0	
(iv)	Discharges to Non-federal (e.g. "Isolated") Waters. Discharges to waters or portions of waterbodies not regulated as "waters of the United States", including waters determined to be "isolated" pursuant to the findings of <i>Solid Waste Agency of Northern Cook County v. U.S. Army Corps of Engineers</i> (2001) 121 S. Ct. 675. Double the otherwise applicable fee except restoration projects, which shall be charged the normal fee.				
B. FEES BASED ON FLAT FEE CATEGORIES					
(v)	Sand Mining Dredging Discharges. Aggregate extraction in marine waters where the source material is free of pollutants and the dredging operation will not violate any Basin Plan Provisions.	\$1,776 Flat fee	Check if Applicable	<input type="checkbox"/>	\$0
(vi)	Low Impact Discharges. Projects may be classified as low impact discharges if they meet the following criteria: 1. The discharge affects less than (a) 0.1 acre, (b) 200 linear feet, and (c) 25 cubic yards. 2. Demonstrate that the discharger: (a) has taken all practicable measures to avoid impacts, (b) for unavoidable temporary impacts the discharger will restore waters and vegetation to pre-project conditions as quickly as practicable, (c) for unavoidable permanent impacts the discharger will ensure that there is no net loss of wetland, riparian area, or headwater functions, including onsite habitat, habitat connectivity, floodwater retention, and pollutant removal. 3. The discharge will not: (a) directly or indirectly destabilize a bed of a receiving water, (b) contribute to significant cumulative effects, (c) cause pollution, contamination, or nuisance, (d) adversely affect candidate, threatened, or endangered species, (e) degrade water quality or beneficial uses, (f) be toxic, or (g) include "hazardous" or "designated" material. 4. Discharge is to waterbody regulated as "waters of the United States".	\$944 Flat fee.	Check if Applicable	<input type="checkbox"/>	\$0

(vii)	Restoration Projects. Projects undertaken for the sole purpose of restoring or enhancing the beneficial uses of water. This schedule does not apply to projects required under a regulatory mandate or to projects that include a non-restorative component, e.g., land development, property protection, or flood management..	\$944 Flat fee	Check if Applicable	<input type="checkbox"/>	\$0
(viii)	General Orders. Projects which are required to submit notification of a proposed discharge to the State and/or Regional Board pursuant to a general water quality certification permitting discharges authorized by a federal general permit or license, (e.g., a U.S. Army Corps of Engineers nationwide permit). Applies ONLY if general water quality certification was previously granted.	\$114 Flat Fee	Check if Applicable	<input type="checkbox"/>	\$0
TOTAL FEE FOR ALL CATEGORIES Includes \$944 Base Price for Categories (i)-(iii) as applicable. Total fee due is limited to a maximum of \$59,000.					\$59,000
	Amended Orders. Amendments of WDR's or water quality certifications previously issued for one-time discharges not subject to annual billings. Fees charged as follows:				\$0
	(a) Minor project changes, not requiring technical analysis and involving only minimal processing time.	No fee required			\$0
	(b) Changes to projects eligible for flat fees (fee categories v. - viii. above) where technical analysis is needed to assure continuing eligibility for flat fee and that beneficial uses are still protected.	Appropriate flat fee			\$0
	(c) Project changes not involving an increased discharge amount, but requiring some technical analysis to assure that beneficial uses are still protected and that original conditions are still valid, or need to be modified	\$944 flat fee			\$0
	(d) Project changes involving an increased discharge amount and requiring some technical analysis to assure that beneficial uses are still protected and that original conditions are still valid, or need to be modified.	Additional fee assessed per increased amount of discharge(s) per this dredge and fill fee schedule [Section 2200 (a)(3)] (plus \$944 base fee)			\$0
	(e) Major project changes requiring an essentially new analysis and re-issuance of WDR's or water quality certification.	New fee assessed per this dredge and fill fee schedule (Section 2200 (a)(3)).			\$0
<p>1(a) When a single project includes multiple discharges within a single dredge and fill category, the fee for that category shall be assessed based on the total area, volume, or length of discharge (as applicable) of the multiple discharges. When a single project includes discharges that are assessed under multiple fee categories, the total fee shall be the sum of the fees assessed under each applicable fee category; however a \$944 base fee, if required, shall be charged only once. Fees shall be based on the largest discharge size specified in the original or revised report of waste discharge or Clean Water Act (CWA) section 401 water quality certification application, or as reduced by the applicant without any State or Regional Board intervention. If water quality certification is issued in conjunction with waste discharge requirements (WDRs) or is issued for a discharge regulated under preexisting WDRs, the current annual WDR fee as derived from this dredge and fill fee schedule shall be paid in advance during the application for water quality certification, and shall comprise the fee for water quality certification.</p> <p>1(b) Discharges requiring water quality certification and regulated under a federal permit or license other than a US Army Corps of Engineers CWA section 404 permit or a Federal Energy Regulatory Commission License shall be assessed a fee determined from the table in CCR 23, Section 2200(a).</p> <p>2 "Excavation" refers to moving sediment or soil in shallow waters or under no-flow conditions where impacts to beneficial uses are best described by the area of discharge. It typically is done for purposes other than navigation. Example includes trenching for utility lines, other earthwork preliminary to construction, and removing sediment to increase channel capacity.</p> <p>3 "Dredging" generally refers to removing sediment in deeper water to increase depth. The impacts to beneficial uses are best described by the volume of the discharge and typically occur to facilitate navigation. For fee purposes it also includes aggregate extraction within stream channels where the substrate is composed of coarse sediment (e.g., gravel) and is reshaped by normal winter flows (e.g., point bars), where natural flood disturbance precludes establishment of significant riparian vegetation, and where extraction timing, location and volume will not cause changes in channel structure (except as required by regulatory agencies for habitat improvement) or impair the ability of the channel to support beneficial uses.</p>					