

RULE 309

Fees For Regulation XVI Plans

(a) **Applicability**

Provisions of this rule shall apply to fees assessed for plans required by Regulation XVI. Fees shall be paid for:

- (1) Rule 1610 Scrapping Plans
- (2) Regulation XVI MSERC Applications and Compliance Plans

(b) **Definitions**

For the purpose of this rule the following definitions shall apply:

- (1) PLAN is any data and/or test report required by federal or state law, or District rules and regulations to be submitted to the District. Plans include, but are not limited to, the following: Rule 1610 Scrapping Plans, Regulation XVI MSERC Applications, and Regulation XVI Compliance Plans.
- (2) SMALL BUSINESS is as defined in Rule 102.

(c) **Plan Filing and Evaluation Fee**

- (1) Rule 1610 Scrapping Plans shall be assessed a \$1,036.20 filing and evaluation fee. The fee shall be paid at the time of plan submittal.
- (2) Regulation XVI Compliance Plans shall be assessed a filing fee of \$78.60 and an evaluation fee of \$262.10 at the time of submittal.
- (3) Regulation XVI MSERC Applications shall be assessed a filing fee of \$78.60 and an evaluation fee of \$262.10 at the time of submittal.
- (4) Additional evaluation fees shall be assessed at the rate of \$78.60 per person per hour if necessary.
- (5) For small businesses filing scrapping plans, MSERC applications, and compliance plans, the fees assessed shall be fifty percent (50%) of the amounts specified in paragraphs (c)(1), (c)(2), (c)(3), and (c)(4).

(d) **Refunds**

- (1) If a scrapping plan, MSERC application, or a compliance plan is canceled, plan filing and evaluation fees, less the plan cancellation fee, will be refunded:
 - (A) If it is determined that the plan was not required pursuant to District rules;
or
 - (B) The plan evaluation procedure has not been initiated by District staff.
- (2) The plan cancellation fee will be \$104.80.
- (3) Claims for refund of any fee required by this rule shall be submitted in writing within one (1) year after the fee was paid.
- (4) The cancellation fee shall not apply when the plan was filed based on an erroneous District request.

(e) **Government Agencies**

Federal, state, or local government agencies or public districts shall pay all fees.

(f) **Service Charge for Returned Check**

Any person who submits a check to the District on insufficient funds or on instructions to stop payment on the check, absent an overcharge or other legal entitlement to withhold payment, shall be subject to a \$25.00 service charge.

[SIP: Submitted as amended _____ on 7/13/94.]