

RCWD PERMIT & ADMINISTRATIVE FEE SCHEDULE

The permit fee schedule was most recently adopted on February 14, 2024 by District Board Resolution 2024-01 in accordance with RCWD Rule B.8 (Procedural Requirements). Government entities are exempt from permit fees.

Non-Rule C Fee:

A \$300 non-refundable fee is due at the time of application for a project subject to one or more of the following Rules:

- Rule D (Erosion and Sediment Control Plans)
- Rule E (Floodplain Alteration)
- Rule F (Wetland Alteration)
- Rule G (Regional Conveyance Systems)
- Rule I (Public Drainage Systems)
- Rule J (Appropriation of Public Waters)

Rule C (Stormwater Management) Fee:

Residential, Commercial, Industrial, Institutional development that proposes less than 5 acres of new and/or reconstructed impervious surface

- \$3,000 non-refundable fee due at time of application
- Once application review costs (District Engineer and Legal Counsel) exceed \$9,000*, any additional cost must be reimbursed by the applicant before the permit can be issued.

Residential, Commercial, Industrial, Institutional development that proposes 5 or more acres of new and/or reconstructed impervious surface

- \$5,400 non-refundable fee due at time of application
- Once application review costs (District Engineer and Legal Counsel) exceed \$9,000*, any additional cost must be reimbursed by the applicant before the permit can be issued.

An application subject to a Rule C fee is exempt from the Non-Rule C fee of \$300.

The following is exempt from the Rule C fee and subject only to the Non-Rule C fee of \$300:

- Single-family residential subdivision that creates seven or fewer lots and establishes no new public roadway or a private roadway/driveway serving three or more lots

Rule L (Variances):

Variable. See District Permit Variance Guidance Policy

Administration:

When a fee incorporates District staff time calculated at the hourly rate, that rate will be \$60/hour.

*Review cost is calculated according to the consultant hourly rate, which the District will publish annually. The review cost incurred between the non-refundable fee amount and \$9,000 will be absorbed by the District and will not be the responsibility of the applicant. District staff will notify the applicant of the incurred cost to date once the total review cost exceeds \$7,500, and at subsequent \$3,000 intervals. A delay in notice, however, will not affect the applicant's reimbursement responsibility.

RCWD PERMIT SURETY REQUIREMENTS

The permit surety schedule was most recently adopted on April 23, 2014 (effective immediately after adoption) by District Board Resolution 2014-17 in accordance with RCWD Rule B.8 (Procedural Requirements). Sureties are generally required of all applicants, and are set by District staff and/or the District engineer after initial review of the project application. A surety is a monetary sum provided by the applicant to the District to ensure the project is completed as designed and in compliance with District Rules. The District returns the money to the applicant after all permit conditions are met and the project is complete.

For surety amounts of \$5000 or less, the applicant must provide the District with a check made out to the Rice Creek Watershed District. For surety amounts over \$5000, the applicant must provide the first \$5000 in the form of a check and has the option of providing the remainder of the surety amount in the form of a check or a performance bond or letter of credit.

Upon completion of a permitted project, the permittee and/or their contractor should contact the District Inspector or complete and mail a Certificate of Permit Completion to the District. After the District Inspector has completed an inspection and determined that the project was constructed in compliance with the permit conditions, the surety amount is returned to the applicant.

The RCWD Board, in compliance with the laws of the State of Minnesota, has adopted an escrow policy directing our surety program. Of particular note is how the policy relates to "abandoned" sureties and a requirement that applicants submit a signed escrow agreement in a form acceptable to the District.

SURETY CALCULATION

The surety for a permit is the cumulative total of all individual aspects of a project. Government entities are exempt from surety requirements.

Land Disturbance:

- < 1 acre of disturbance (\$1,000)
- 1 – 10 acres of disturbance (\$1,000 + \$500 per acre over 1)
- > 10 acres of disturbance (\$5,500 + \$250 per acre over 10)
- All acreage amounts shall be rounded to the nearest whole acre

Stormwater Management Features:

- \$0.50 per cubic foot of treatment required by Rule C.6(c)
- Calculated surety amount shall be rounded to the nearest \$100

Floodplain Mitigation:

- \$7.50 per cubic yard of required mitigation
- Calculated surety amount shall be rounded to the nearest \$50

Wetland Mitigation:

- \$25,000 per acre of replacement required by Rule F
- Calculated surety amount shall be rounded to the nearest \$1,000