

224.46-016 Fees for permit to construct or operate hazardous waste treatment, storage, or disposal facility.

- (1) An applicant for a permit to construct or operate a hazardous waste treatment, storage, or disposal facility shall be subject to a filing fee by the cabinet in the amount of twenty percent (20%) of the permit review fee.
- (2) An applicant for a permit to construct or operate a treatment, storage, or disposal facility shall be subject by the cabinet to a review fee equal to the sum of the unit fees charged for each type of hazardous waste management unit at the facility. The incinerator unit fee shall apply once for each different type of incinerator unit at the facility. The types of incinerator units shall include liquid injection, rotary kiln, fluidized bed, and multiple hearth. The tank unit fee shall apply once for each different tank design. Tank design criteria shall include: differences in materials of construction, pressure vessels, nonpressure vessels, shape, and ancillary equipment. The container unit fee shall apply once for each different container type. Container types shall include: drums, tote bins, bottles, and roll-off boxes. The unit fees shall be:
 - (a) Incinerator: nineteen thousand four hundred dollars (\$19,400);
 - (b) Waste pile: twelve thousand two hundred dollars (\$12,200);
 - (c) Surface impoundment: fourteen thousand dollars (\$14,000);
 - (d) A tank with a total capacity of seven thousand five hundred (7,500) or more gallons: seven thousand four hundred dollars (\$7,400);
 - (e) A tank with a total capacity less than seven thousand five hundred (7,500) gallons: three thousand seven hundred dollars (\$3,700);
 - (f) Additional tanks of similar design with a combined capacity greater than seven thousand five hundred (7,500) gallons: four thousand four hundred dollars (\$4,400);
 - (g) Additional tanks of similar design with a combined capacity less than seven thousand five hundred (7,500) gallons: one thousand eight hundred fifty dollars (\$1,850);
 - (h) A container with a total capacity of five thousand (5,000) or more gallons: six thousand dollars (\$6,000);
 - (i) A container with a total capacity less than five thousand (5,000) gallons: three thousand dollars (\$3,000);
 - (j) Additional container of similar design with a combined capacity greater than five thousand (5,000) gallons: three thousand dollars (\$3,000);
 - (k) Additional container of similar design with a combined capacity less than five thousand (5,000) gallons: one thousand five hundred dollars (\$1,500);
 - (l) Land treatment: fifteen thousand eight hundred dollars (\$15,800); and
 - (m) Landfill: fifteen thousand dollars (\$15,000).
- (3) The cabinet may subject an applicant seeking a permit to construct or operate a treatment, storage, or disposal facility to a facility assessment fee as follows:

- (a) One hundred (100) or more solid waste management units: eleven thousand five hundred dollars (\$11,500);
 - (b) Sixty (60) to ninety-nine (99) solid waste management units: nine thousand dollars (\$9,000);
 - (c) Twenty (20) to fifty-nine (59) solid waste management units: six thousand five hundred dollars (\$6,500); or
 - (d) Fewer than twenty (20) solid waste management units: four thousand dollars (\$4,000).
- (4) The cabinet may require an applicant seeking a permit to construct or operate a treatment, storage, or disposal facility to submit an investigation fee or corrective action fee, or both, if the facility includes a facility investigation or corrective action study or plan. The facility investigation fee shall be equal to the cost of the review, but shall not exceed fourteen thousand five hundred dollars (\$14,500). The corrective action fee shall be equal to the cost of the review, but shall not exceed twenty-nine thousand dollars (\$29,000).

Effective: July 13, 1990

History: Created 1990 Ky. Acts ch. 471, sec. 4, effective July 13, 1990.

Formerly codified as KRS 224.1161.