

4.5.1 Application and Review Process/WPC Permit Application Deadlines/ Site-Specific Permit Application Deadlines

Applicability:

An outline of the statutory and regulatory deadlines and time frames related to site-specific operating permit applications. Site-specific operating permits are NPDES permits.

These deadlines and time frames also apply to No-Discharge Facility site-specific permits (10 CSR 20-6.015(4)(A)).

Content:

The site-specific operating permit application deadlines and application processing time frames are presented in several sections of the Code of State Regulations and the Clean Water Law.

The Construction and Operating Permits rule, at 10 CSR 20-6.010(5)(B) and (C), requires that:

- For original (first) operating permits for facilities that had a valid construction permit and public notice process, the department should receive the application at least 30 days before the facility begins to receive wastewater. The department will issue or deny the permit within 60 days of receipt of the application. The facility cannot discharge unless an operating permit is in effect. This may require close coordination between the permittee and the department to ensure a valid permit is in place before the discharge begins.
- The department should receive applications for original operating permits for facilities that did not require a construction permit at least 180 days in advance of the date that the facility begins to receive wastewater.
- The department should receive applications for renewal of an operating permit at least 180 days before the expiration of the existing permit.

The Clean Water Law, in Section 644.051.13(1), requires the department to issue or deny a site-specific operating permit within 180 days of the date that the department receives the application. This requirement supercedes the department's previous approach of granting or denying a permit only after all of the conditions of the federal water pollution control act concerning permitting were satisfied.

The present 180-day application review and issuance time frame must be met or the department has to refund the application fee.

These application deadlines and processing time frames are consistent with other provisions of the Clean Water Law (e.g. Section 644.051.10) and the federal regulatory requirements for NPDES Permit application deadlines in 40 CFR 122.22(c).

Legal References:

Missouri Clean Water Law, Chapter 644, RSMo

[644.051.10 and .13](#)

Prohibited acts--permits required, when, fee--bond required of permit holders, when--permit application procedures--rulemaking--limitation on use of permit fee moneys.

Code of State Regulations

[10 CSR 20-6.010\(5\)\(B\) and \(C\)](#) Construction and Operating Permits - Operating Permits (OP)
(B) Original OP Permitting Timeframes
(C) Renewal OP Permitting Timeframes

Code of Federal Regulations

[40 CFR 122.22\(c\)](#) EPA Administered Programs: The [NPDES](#) - Signatories to permit applications and reports

Other Links:

[3.2.5 Effective and Expiration Dates](#) (site-specific permits)

[3.5.5 Effective and Expiration Dates](#) (no-discharge permits)

[4.5.2 General Permit Application Deadlines](#)

[4.5.3 Construction Permit Application Deadlines](#)

Key Words:

Deadlines, permit application deadlines, time frames, permit application time frames

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Revised By: Jim Penfold

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