

3.7.4 Overview of the Permit/Construction Permits/ Effective Date and Expiration Date

Applicability:

The period (duration) of a construction permit is set through its effective and expiration dates.

Content:

The primary regulatory provision related to effective and expiration dates of construction permits is in 10 CSR 20-6.010(4)(G). Generally, construction permits expire one year from the date of issuance. Construction permits may be issued for a period less than one year when appropriate. The permittee may apply for an extension of the construction permit. Projects that are known in advance to require more than one year may have a permitted construction period longer than one year.

The effective date of the construction permit is its date of issuance. Issuance of the permit document requires that it to be stamped with the director's signature and an appropriate Regional Office or Central Office staff person who is a registered professional engineer (PE) shall initial the stamped signature. This procedure must be followed to officially issue the permit and put it in effect.

An extension may be granted, but the request for an extension must be made 30 or more days prior to the expiration of the permit. If the request for extension is submitted within the 30 days of expiration, the requester must apply for a new construction permit and resubmit plans and specifications for review.

To receive an extension, the applicant must show that there have been no substantial changes in the original project. The department may grant an extension by re-issuing the construction permit with a new expiration date. The department only extends a construction permit one time

When a construction permit is issued for a project that will take more than one year to complete, such as building or upgrading a municipal sewage treatment plant, the department may issue a permit for more than one year if the applicant shows that the longer time period is necessary and specifies that no substantial changes will be made without notifying the department. If there are changes, the department may require a new construction permit application.

A provision related to project construction for new sources and dischargers is found at 10 CSR 20-6.010(10)(A). Some of these facilities may go into operation before construction is complete in which case an operating permit is necessary. The first (initial) operating permit for these facilities will be issued for a period sufficient to allow completion of construction, but not longer than 5 years or less than one year. If all construction has been completed at a new facility before operations begin, the first operating permit may be issued for a period not to exceed 5 years.

Legal References:

Code of State Regulations

<u>10 CSR 20-6.010(4)(G)</u>	Construction and Operating Permits - Construction Permits (CP) - CP Expiration
<u>10 CSR 20-6.010(10)(A)</u>	Construction and Operating Permits - Operating Permit renewal and Expiration Dates - Permit Periods and Expiration

Other Links:

3.8 Sewer Extensions

Key Words:

Effective date, expiration date, construction permit, extension, permit period, new sources

Page ID: 3.7.4 Construction Permits / Effective and Expiration Dates

Revised By: Paul Anderson

Modification Date: 10/31/2002 JFP 4/13/05