

4.5.3 Application and Review Process/WPC Permit Application Deadlines/ Construction Permit Application Deadlines

Applicability:

An outline of the statutory and regulatory deadlines and time frames related to Construction Permit applications.

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

Content:

The Construction 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(4)(C), requires that:

- The department should receive an application for a construction permit at least 180 days in advance of the date on which construction begins.
- Request for a shorter review time for a wastewater treatment facility project may be made through the submission of a detailed justification.
- Request for a shorter review time for a project involving the construction of sewers may be made without submission of the justification.

The Clean Water Law, in Section 644.051.13(1), requires the department to issue or deny a construction permit within 180 days of the date that the department receives the application. The application review and issuance time frames must be met or the department has to refund the application fee.

The department requires a complete application before it can appropriately review and act upon a construction permit application. Therefore, 10 CSR 20-6.010(4)(E) indicates that if an application is incomplete or otherwise deficient, the department will notify the applicant of the deficiency and processing of the application may be discontinued until the deficiency is resolved. After receipt of all required information, supporting documents or fees, the department will issue a notice of operating permit pending, issue a construction permit or deny the permit.

These application deadlines and processing time frames are consistent with other provisions of the Clean Water Law (e.g. Section 644.051.3). The federal regulatory requirements for the NPDES Permit Program do not contain provisions related to construction permitting.

Legal References:

Missouri Clean Water Law, Chapter 644, RSMo

[644.051.3 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\(4\)\(C\) and](#) Construction and Operating Permits - Permit Terms and Conditions (C)

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Other Links:

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

[3.7.4 Effective and Expiration Dates](#) (construction permits)

[4.5.1 Site-Specific Permit Application Deadlines](#)

[4.5.2 General Permit Application Deadlines](#)

Key Words:

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