TWG: Fees

Meeting: #3  Date: October 2, 2018  Time: 2:00 p.m.

Attendees:
☐ Sandy Bahr, Sierra Club
☒ Mason Bolitho, Haley & Aldrich
☒ Jeremy Browning, Gov Group
☒ Marina Estrella, City of Phoenix
☐ Adam Hawkins, Global External
☒ Christopher "Kit" MacDonald, U.S. Forest Service - Coconino and Kaibab National Forests
☒ Amanda McGennis, Arizona Chapter Associated General Contractor
☒ Rebecca Hudson Nunez, Freeport-McMoRan
☒ Marcia Sorensen, City of Peoria
☒ Jerry D. Worsham II, Cavanagh Law Firm
☒ Duane Yantorno, Asarco

Staff Support:
☒ David Lelsz, ADEQ
☒ Heidi Welborn, ADEQ
☐ Theresa Gunn, GCI

Discussion Items:
• Individual and General permit time frames and numbers, discussion
• Draft ADEQ personnel budget to TWG members
• AGO on increased litigation costs
• How are AGO costs calculated?
• NWP-if ADEQ does not require preconstruction notification it would have the impact of increasing the number of General permits we issue per year.
• Rationale for annual or recurring fees may not have merit
• Permit renewal fee may have merit
• Design, Bid, Build Process vs. Design, Build discussion
• Discussion on Time Frames
• Maximum Fee Discussion
• Expedited permit possible
• Water Quality Fee Fund susceptible to sweeps

Decisions:
• White Paper will cover annual fees and permit renewal fees after 5 years
• Recession contingency
• Allow for lower cost alternatives/grants for those with less ability to pay-noncommercial applications

Future Discussion Needed:
• NA
Action Items:

- Chair reaches out to construction industry on acceptable costs
- Send draft ADEQ personnel budget to TWG members
- How are AGO costs calculated?
- Invite a JD Professional in to review the data in the next meeting.
  - Westland Resources
  - Logan Simpson
  - Hilgart Wilson
- Acquire a copy of an “Emergency Operations involving the discharges of dredged and/or fill materials into waters of the U.S.” RGP
- Need an analysis of number of JDs we might issue per year.
- JD TWG-Bank of JDs-how it was done in the past? Database of JD actions.

Next Meeting Agenda, October 16, 2018

- First version of white paper, on Google Docs at this point
  - Review the draft online
- Draft ADEQ personnel budget to TWG members (DONE)
- AGO on increased litigation costs
- How are AGO costs calculated?
- Review of status of the Permit TWG, ideal state, permit process