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DEPARTMENT OF ENVIRONMENTAL PROTECTION



Bureau of Waterways Engineering and Wetlands

Three-Year Fee Report

25 Pa. Code Chapter 105

Dam Safety and Waterway Management

Environmental Quality Board Meeting

June 20, 2017

Tom Wolf, Governor

Patrick McDonnell, Secretary

Background

25 Pa. Code Chapter 105 Regulatory Fee Schedule Finalized February 16, 2013

- Updated existing permitting fees and SLLA charges; and developed additional fees for permit related activities
- Fees collected were expected to offset a portion of the operating costs of the programs

Regulatory Requirements

25 Pa. Code § 105.13. Regulated activities—information and fees

- Fee exempt entities
- Fee deposits and use of funds
- Fees for:
 - Dams
 - Water obstructions and encroachments
- Review and report to the EQB every three years

Regulatory Requirements

25 Pa. Code § 105.35. Charges for use and occupation of submerged lands of this Commonwealth

- Annual charges for:
 - Commercial utility and other
 - Private recreational docks
- Public service line annual charges
- Exempt activities and structures
- Annual charge revisions

Three-Year Fee Report

- Reporting time frame
 - February 16, 2013 – February 12, 2016
- Analysis of program costs and revenue to determine cost recovery
 - Payroll reports to determine costs
 - Revenue report to determine fee collections
 - Trends analysis
- Project future cost recovery

Overview – Dam Safety

Average annual analysis

- Cost to Administer = \$2,029,583
- Estimated Revenue = \$819,986
- Cost Recovery = **-\$929,180**
 - 39% of Dam Safety Program cost recovery
 - 39% projected over next three-year period

*All exemptions remain for State, County, Municipal Agencies and Authorities

Overview – WO&E

Average annual analysis

- Cost to Administer = \$9,327,786
- Estimated Revenue = \$4,233,846
- Cost Recovery = - **\$5,069,313**
 - 45% of WO&E Program cost recovery
 - 55% projected over next three-year period

*All exemptions remain for State, County, Municipal Agencies and Authorities

Overview – SLLA

Average annual analysis

- Cost to Administer = \$73,376
 - Regional Office costs are embedded in WO&E costs
- Estimated Revenue = \$1,753,064
- Cost Recovery = **\$0**
 - *All revenue deposited into the General Fund*
 - \$118,975 projected cost over next three-year period

*All exemptions remain

Notes

- DEP is not seeking to amend the existing fees.
- Staffing resources are not sufficient to address all current program responsibilities, so DEP will:
 - Continue to monitor and evaluate program costs and fee revenue
 - Explore all options to improve cost recovery
 - Consider future proposed amendments to the regulatory fee schedule.



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