
ENVIRONMENTAL PROTECTION

OFFICE OF THE COMMISSIONER

Payment Schedule for Permit Application Fees

Readoption: N.J.A.C. 7:1L


Authorized by: Bob Martin, Commissioner, Department of Environmental Protection.

Effective Date: December 18, 2017

New Expiration Date: December 18, 2024

Take notice that pursuant to N.J.S.A. 52:14B-5.1, Payment Schedule for Permit Application Fees, N.J.A.C. 7:1L, is readopted and shall continue in effect for a seven-year period. The rules had been scheduled to expire on February 25, 2018. The Department of Environmental Protection (Department) has reviewed these rules and has determined that they should be readopted because they are necessary, reasonable and proper for the purpose for which they were originally promulgated. In accordance with N.J.S.A. 52:14B-5.1.c(1), timely filing of this notice extended the expiration date of the chapter seven years from the date of filing.

N.J.A.C. 7:1L establishes a payment schedule for permit application fees that exceed $1,000. The rules apply to permits issued under Federal law, or the following State laws: the laws governing waterfront and harbor facilities (N.J.S.A. 12:5-1 through 11); Solid Waste Management Act (N.J.S.A. 13:1E-1 et seq., including without limitation N.J.S.A. 13:1E-5 and 26); Comprehensive Regulated Medical Waste Management Act (N.J.S.A. 13:1E-48.1 through 48.25); the laws governing leaf composting facilities (N.J.S.A. 13:1E-99.21a through 99.21f);


Under the fee payment schedule, one-third of the total fee is payable when the application for the permit is submitted; one-third is payable when the application is deemed complete for purposes of beginning a technical review; and the final third is payable when the Department takes final agency action on the permit application. The rules set forth definitions, procedural requirements for applicants seeking to use the installment protocol, and provisions regarding the processing of permit applications if fees are being paid in installments. The rules and the payment schedule are mandated by N.J.S.A. 13:1D-120 through 124.