



Air Pollution Control Board
Greg Cox District 1
Dennis Jacoby District 2
Paul Slater District 3
Ron Roberts District 4
Bill Horn District 5

Air Pollution Control Officer
R. J. Sonnenfille

DATE: June 27, 1995
TO: Air Pollution Control Board
SUBJECT: Adopt Amendments to Rule 40 - Permit and Other Fees

SUMMARY

On February 1, 1995, the Board approved recommendations of the Economic Advisory Board's Sunset Commission. A number of these recommendations related to changes to Rule 40 (Permit and Other Fees). On March 7, 1995, the Board approved Supervisors Jacob and Slater's recommendations and directed that changes be proposed to Rule 40 reflecting District costs related to motor vehicles being fully offset with motor vehicle registration funds as provided by law.

In addition to the \$540,000 current year appropriations for District motor vehicle related activities, the proposed changes to Rule 40 incorporate \$1,501,603 vehicle registration funds to offset motor vehicle related costs associated with planning and air quality monitoring, for a total of \$2,041,603.

As a result, the annual emission fee rate will be reduced from \$116 per ton to \$60 per ton for businesses with more than 10 tons per year of emissions. This rate will be applied to actual emissions at a business to determine the emissions based fee component of the permit renewal fees.

For businesses with emissions less than 10 tons per year, actual emissions for each site are not inventoried. Instead, total emission estimates and/or permit information describing minimum emissions and the \$60 per ton emission fee rate, was used to develop an emission fee rate or fixed annual fee.

In all cases, the emissions based component is added to the labor based permit fees specified in the individual fee schedules to determine the total permit renewal fee. This replaces the existing method of determining the emissions based component of permit renewal fees using average emissions for all equipment within a given fee schedule. Under the existing system, equipment with relatively low actual emissions (typically small businesses) subsidizes equipment with higher emissions (typically larger businesses) within the same fee schedule.

In addition, the Air Toxic "Hot Spots" fees have been revised, and a new Rule 40(s) has been added for the new Title V fees. Other changes have been made to implement the recommendations of the Sunset Commission. These changes will be effective July 1, 1995.

Recommended changes to the emissions fee schedules are contingent upon recommended funding from motor vehicle registration fees. Final approval of the vehicle registration

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funding plan will not take place until September 26, 1995. Therefore, the District intends to proceed with implementing adopted changes to Rule 40 with renewals due in July 1995. Should vehicle registration fee funding to the District be insufficient to fund motor vehicle related activities, the District will immediately begin billing emissions fees at the current rate of \$116 per ton. Facilities that have already paid their 1995-96 renewal fees at the reduced rate will receive a supplemental bill for the difference.

Revisions to the labor based component of the fees and other substantive changes will be made in the second phase of Rule 40 revisions to be developed and recommended for Board adoption before fiscal year 1996-97.

Issue(s)

1. Should the District calculate the emissions fee rate for FY 1995-96, based on the draft Vehicle Registration Fee Allocation plan allocating \$2,041,603 to fund motor vehicle related District costs, including the proposed increase of \$1,501,603 to offset District planning and air monitoring costs currently paid for by permit fee, as proposed in the FY 1995-96 District budget?
2. Should the resolution be adopted amending Rule 40 for fiscal year 1995-96 to (a) reduce the emission fees, to reflect offsetting District costs related to motor vehicles currently paid for by permit fees with vehicle registration funds and revising the emission fee methodology to distribute the costs more fairly, (b) revise the Air Toxics "Hot Spots" fees to more equitably recover District and state program costs based on actual costs and facility complexity, and (c) make other revisions recommended by the Sunset Commission? And if vehicle registration fee funding is not approved to offset District costs, should the reduced emission fee rate revert back to the current rate of \$116 per ton.

References

- February 1, 1995: Approved recommendations of the Sunset Commission related to revising Rule 40 to incorporate AB 2766 funds to offset motor vehicle related costs currently paid by stationary source permit fees, and make other revisions to Rule 40.
- March 7, 1995: Approved Supervisors Jacob and Slater's recommendation (APCD #1) directing the Air Pollution Control Officer to evaluate District expenditures; determine costs not solely related to stationary source permits and compliance which can properly be funded by vehicle registration fees, and take action to propose funding changes and rule making necessary to distribute fee savings fairly among permitted businesses.
- March 7, 1995: Approved the workplan implementing the Sunset Review Committee's recommendations for using vehicle registration funds to offset allowable motor vehicle related District costs and make other recommended changes to Rule 40.

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Recommendations

AIR POLLUTION CONTROL OFFICER:

1. Authorize the District to calculate the emissions fee rate for FY 1995-96, based on the draft Vehicle Registration Fee Allocation plan amount of \$2,041,603 to fund motor vehicle related District costs, including \$1,501,603 to offset District planning and air monitoring costs currently paid for by permit fees.
2. Make appropriate findings, as required by Section 40727 of the Health and Safety Code, and adopt the Resolution Amending Rule 40-Permit and Other Fees. Amend Rule 40 to include (a) changing the methodology for calculating permit renewal and emissions fees, (b) decreasing the emissions based fees to businesses based on offsetting all motor vehicle related costs with vehicle registration funds, (c) revising Air Toxic "Hot Spots" fees to more closely reflect actual costs for businesses, (d) adding Rule 40(s) to recover costs of the Title V program, and (e) implementing other changes recommended by the Sunset Commission. Direct that if vehicle registration fee funding is not approved to offset District costs, the new emission fee rate will revert back to the current rate of \$116 per ton.

Advisory Statement

On March 22, 1995, Air Pollution Control Advisory Committee reviewed and recommended adopting the proposed District budget for FY 1995-96, including offsetting motor vehicle related monitoring and planning costs with vehicle registration funding.

On June 14, the Air Pollution Control Advisory Committee reviewed and recommended the Board adopt the proposed changes to Rule 40 and the \$1,501,603 in vehicle registration funds to offset motor vehicle related monitoring and planning costs currently paid for by permit fees in addition to \$540,000 for currently funded activities, for a total allocation of \$2,041,603 in fiscal year 1995-96.

Fiscal Impact

Adopting the proposed recommendations will have no effect on the District's 1994-95 budget, and all recommended changes are reflected in the revenue portion of the proposed FY 1995-96 budget. There is no fiscal impact on the General Fund.

The impact of these changes will be to offset \$1,501,603, currently funded through permit renewal fees paid by businesses with vehicle registration funds. Specifically, it will lower emissions fee rates and fixed emissions based fees for permit renewal fees paid by businesses from \$116 to \$60 per ton and more fairly distribute fees based on actual emissions.

Alternatives

1. Do not authorize the emission fee rate reflecting an additional \$1,501,603 in vehicle registration fee funding to offset motor vehicle related costs currently paid for by permit fees. If this alternative is adopted, the current emissions \$116 fee rate will need to be maintained in order to fund District emission reduction programs. The overall permit fee revenue reduction of \$1,501,603 in relation to FY 1994-95 fee revenues would not be realized.

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2. Do not adopt the Resolution Amending Rule 40-Permit and Other Fees, amending Rule 40 to include (a) changing the methodology for calculating permit renewal and emissions fees, (b) decreasing the emissions based fees to businesses based on offsetting all motor vehicle related costs with vehicle registration funds, (c) revising Air Toxic "Hot Spots" fees to more closely reflect actual costs for businesses, (d) adding Rule 40(s) to recover costs of the Title V program, and (e) implementing other changes recommended by the Sunset Commission. If the proposed changes are not adopted, the current fee schedules, including the current \$116 per ton annual emission based fee, will not be changed, nor will the more equitable distribution of emission fees. The overall fee revenue reduction of \$1,501,603 in relation to FY 1994-95 fee revenues would not be realized. Also, the Air Toxic "Hot Spots" fees will remain the same and not be made more reflective of actual costs for businesses as recommended by the Sunset Commission. Finally, the other changes recommended by the Sunset Commission will not be made.

BACKGROUND:

State law authorizes air pollution control districts to adopt a schedule of fees to recover the cost of district programs related to permitted businesses that are not otherwise funded. The methodology used to calculate District fees was adopted by the Board in 1987 and developed by an independent Board appointed committee of representatives from private accounting firms, taxpayers association, academia, environmental associations, regulated industries and the County Auditor and Controller. At that time there was no funding mechanism to recover motor vehicle related District costs, so all District costs, not funded by grants or fees directly related to specific permits, are recovered through an emissions based fee.

Money is now available from the motor vehicle registration fee fund (\$2 per vehicle) authorized by Health and Safety Code Section 44220, et seq., to fund programs to reduce air pollution from motor vehicles and for related planning, monitoring and technical studies necessary to implement the California Clean Air Act.

On February 1, 1995, the Board approved recommendations of the Economic Advisory Board's Sunset Commission initiated by the Air Pollution Control Review Committee. The Sunset Commission's recommendations related to Rule 40 are 5, 6, 7, 8, 9 and 10. The schedule for implementing all the Commission's recommendations is attached. On March 7, 1995, the Board approved Supervisors Jacob and Slater's recommendation and directed the District to determine if motor vehicle related costs currently recovered through permit fees can properly be recovered from vehicle registration funds and, if appropriate, propose related revisions to Rule 40. County Counsel has opined that vehicle registration funds may be used for activities related to both motor vehicle emissions and stationary source emissions in proportion to the relation of motor vehicle emissions to total emissions and fully fund activities that only relate to reducing air pollution from motor vehicles.

Fully Fund District Motor Vehicle Related Activities as Provided By Law (Commission Recommendation 10)

In the past, vehicle registration funds were used to offset some motor vehicle related District activities (\$540,000 budgeted in 1994-95). The cost center plan presented in the District's proposed 1995-96 budget and discussed during the budget conference (3/29/95 #4 and 4/6/95 #1) proposes increasing the current vehicle registration funding to \$2,041,603, including an additional \$185,245 for motor vehicle related planning activities and \$1,316,358 for air quality monitoring costs. Air monitoring costs related to motor vehicle emissions (64.4% of

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total monitoring costs) were determined from the most current emissions data identifying the percentage of each pollutant monitored attributable to on-road motor vehicles. If the District's recommendation is approved, overall revenue from permit renewal fees will be reduced by \$1,501,603 (\$185,245 + \$1,316,358) in relation to the current fiscal year budget.

Revised Fee Schedule to More Accurately Reflect District Costs (Commission Recommendation 9 - Phase I)

Currently, Rule 40 recovers costs related to permitted businesses through a renewal fee reflecting the addition of two component parts; a labor based fee and an emissions based fee. The labor based fee is based on the cost of District labor specifically expended in renewing permitted equipment listed in the fee schedules. The emissions based fee component is currently based on average emissions from all equipment within a given fee schedule. The emissions fee recovers other District costs related to permitted equipment such as monitoring, planning, emissions inventory activities, compliance assistance, rule development, etc. Accordingly, the fee reductions (\$1,501,603) reflecting vehicle registration fund offsets will be reflected in the emission based fee component.

Using average emissions for all equipment within a given fee schedule may result in equipment with relatively small actual emissions (typically small businesses) subsidizing equipment with higher emissions (typically larger businesses) within the same fee schedule.

Accordingly, the emission fee component of the permit renewal fee currently calculated by multiplying the average annual emissions of all equipment within a given fee schedule times a fee rate of \$116 per ton has been deleted from applicable fee schedules. Instead, for facilities emitting 10 or more tons per year, the emission fee will be based on a \$60 per ton fee rate (previously \$116) and each facility's most recent approved inventory of actual emissions.

For other facilities, actual emissions for each site are not inventoried because to do so would require significantly more resources. However, the District has total emission estimates and/or permit information describing minimum emissions for many business sectors. Using total emission estimates, and the \$60 per ton emission fee rate, an emission fee per gasoline dispensing nozzle and, for specific dry cleaners, a fixed annual emissions fee was developed. For an additional 6 facility categories, permit data regarding minimum emissions was used to establish fixed annual emission fees. For the remaining small facilities, a de minimis emissions estimate (1/2 ton per year) was used to obtain a \$30 annual emission fee.

Using this methodology equitably distributes the District costs recovered through emission fees and results in the lowest emission fee for the majority of small facilities. All source categories will benefit from a reduced emission fee rate or annual emission fee. For example, facilities with emissions above 10 tons per year will realize an emission fee rate reduction from \$116 per ton to \$60 per ton. Dry cleaners will realize an annual emission fee reduction from \$213 to \$120. For gas stations, the annual emission fee will be reduced from \$10 to \$9 per nozzle. Finally, facilities with multiple permit units that previously paid an emissions fee with each unit permit renewal will now pay a single facility emissions fee based on the most representative applicable source category.

In all cases, the permit renewal fee is still the sum of the emission fee and the specified labor based fees.

As discussed in the workplan approved by the Board to implement the Sunset Review Commission's recommendations, the labor based fee component is not being revised for fiscal year 1995-96 because of the lack of time. It will be updated and revised consistent with the fee adoption schedule for fiscal year 1996-97 (Phase II).

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Delete the AQIA Data Fee (Commission Recommendation 5)

Rule 40(a)(3) is revised to delete the \$3,000 base fee for an air quality analysis required by the New Source Review rules.

More Accurately Reflect District Costs Regarding Refund of Application Fees (Commission Recommendation 6)

Currently, if an Authority to Construct is denied, canceled or withdrawn, the application fee refund is 50% of the initial application fee. This has been revised to require a refund of the application fee in excess of actual charges incurred by the District under these conditions.

More Accurately Reflect District Costs Regarding Permit Reinstatement Fees (Commission Recommendation 7)

Rule 40(e) has been revised to allow for the renewal of an expired Permit to Operate within six months, where nonpayment of fees was the reason it expired and to allow for reinstatement of a retired Permit to Operate, within the first six months of retirement.

Also, late fees have been revised to specify maximum limits, the fee for inactive status equipment has been reduced from \$120 to \$59, language added clarifying the application fee related to reactivating equipment from inactive status.

Update the Air Toxics "Hot Spots" Program Fees (Commission Recommendation 8)

Rule 40(m) is revised to recover actual District costs and state costs incurred in implementing the Air Toxics "Hot Spots" program. Fees will be required to be paid on the basis of facility complexity, in accordance with the complexity categories adopted by the state Air Resources Board. A facility's fee will be the total of an annual District program fee based on facility complexity, a site-specific program fee based on actual costs incurred by the District for an individual affected facility, and a fee to recover the District's share of state Air Toxic "Hot Spots" program costs which are also based on facility complexity. This will make the Air Toxic "Hot Spots" fees to individual businesses more reflective of actual costs incurred to implement the program for those businesses. It is noted that there will be no site-specific program fee for the fiscal year 1995-96 fees because this fee is included in the annual District program fees. In future years, however, the business-specific program fee will be calculated separately for each individual affected facility.

Federal Title V Permit Fees

Rule 40(s) is added to recover future costs incurred by the District in the Title V application and permitting process. It includes an additional one-time initial Title V application fee of \$2,200 per facility to recover recent District costs associated with Title V program development.

Wording changes concerning calculation of application and renewal fees, consistent with recommended fee schedule changes have been made throughout the rule where necessary.

Recommended changes to the emissions fee schedules are contingent upon recommended funding from motor vehicle registration fees. Final approval of the vehicle registration funding plan will not take place until September 26, 1995. Therefore, the District intends to proceed with implementing adopted changes to Rule 40 with renewals due in July 1995. Should vehicle registration fee funding to the District be insufficient to fund District activities, the District will immediately begin billing emissions fees at the current rate of \$116 per ton. Facilities that

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have already paid their 1995-96 renewal fees at the reduced rate will receive a supplemental bill for the difference.

As noted, a second phase of revisions to Rule 40 will begin this fall to review and update the fee calculation methodology, as appropriate, and update the labor and emissions based components of the fees as necessary. This will be done with full public participation and in time for adoption and implementation prior to the fiscal year 1996-97 permit renewal cycle.

A workshop on the proposed changes to Rule 40 was held on May 18, 1995. A copy of the workshop report is attached.

Concurrence:

DAVID E. JANSSEN
Chief Administrative Officer

Respectfully submitted,


for R. J. SOMMERVILLE
Air Pollution Control Officer

**AIR POLLUTION CONTROL BOARD
AGENDA ITEM
INFORMATION SHEET**

SUBJECT: Adopt Amendments to Rule 40 - Permit and Other Fees

SUPV DIST.: All

COUNTY COUNSEL APPROVAL: Form and Legality ☒ Yes ☐ N/A
[] Standard Form [] Ordinance ☒ Resolution

CHIEF FINANCIAL OFFICER/AUDITOR REVIEW: [] N/A [X] Yes
4 VOTES: [] Yes [X] No

CONTRACT REVIEW PANEL: [] Approved _____ [X] N/A

CONTRACT NUMBER(S): All

PREVIOUS RELEVANT BOARD ACTION: 2/1/95 (APCD #1), 3/7/95 (APCD #1),
3/7/95 (APCD #5)

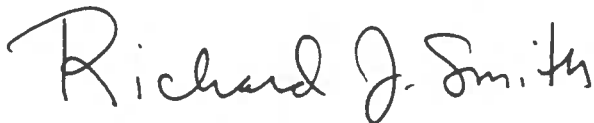
BOARD POLICIES APPLICABLE: B-29, Full Cost Recovery

CITIZEN COMMITTEE STATEMENT: Attached

CONCURRENCES: N/A

ORIGINATING DEPARTMENT: Air Pollution Control District

CONTACT PERSON: Linda Fox, Admin Services Manager (750) 3306 M.S. 0176

for 

R. J. SOMMERVILLE, APCO
DEPARTMENT AUTHORIZED REPRESENTATIVE

JUNE 27, 1995
MEETING DATE

FINDINGS OF THE SAN DIEGO COUNTY AIR POLLUTION
CONTROL BOARD IN RESPECT TO ADOPTION OF
AMENDMENTS TO RULE 40 (PERMIT AND OTHER FEES)

Pursuant to section 40727 of the Health and Safety Code, the Air Pollution Control Board of the San Diego County Air Pollution Control District makes the following findings:

1. (Necessity) The adoption of the proposed amendments to District Rule 40 is necessary for the District to implement reduction of permit renewal fees resulting from allocation of additional AB 2766 funds and make other changes recommended by the Sunset Commission.
2. (Authority) The adoption of the proposed rule amendments is authorized by Health and Safety Code sections 40702, 41512 et seq., 42311, and 44380 et seq.
3. (Clarity) The proposed rule amendments are written so that their meaning can be easily understood by persons directly affected by the rule.
4. (Consistency) The proposed rule amendments are in harmony with, and not in conflict with or contrary to, existing statutes, court decisions, and state and federal regulations.
5. (Nonduplication) The proposed amendments do not impose the same requirements as an existing state or federal regulation.
6. (Reference) The adoption of the proposed amendments implements sections 41512 et seq., 42311, and 44380 et seq. of the Health and Safety Code.

APCD Meeting 6/27/95
Agenda Item #4

OFFICIAL RECORD

Clerk of the Board of Supervisors

Exhibit No. 1 Agenda No. 4

Meeting Date 6.27.95 (4)

Presented by County Counsel

Document No. _____

THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors

JUNE 27, 1995

Re Rules and Regulations of the)
Air Pollution Control District)
of San Diego County)

**RESOLUTION AMENDING RULE 40
OF REGULATION III
OF THE RULES AND REGULATIONS OF THE
SAN DIEGO COUNTY AIR POLLUTION CONTROL DISTRICT**

On motion of Member Jacob, seconded by Member Slater
the following resolution is adopted:

WHEREAS, the San Diego County Air Pollution Control Board, pursuant to Section 40702 of the Health and Safety Code, adopted Rules and Regulations of the Air Pollution Control District of San Diego County; and

WHEREAS, said Board now desires to amend said Rules and Regulations; and

WHEREAS, notice has been given and a public hearing has been had relating to the amendment of said Rules and Regulations pursuant to Section 40725 of the Health and Safety Code.

NOW THEREFORE IT IS RESOLVED AND ORDERED by the San Diego County Air Pollution Control Board that the Rules and Regulations of the Air Pollution Control District of San Diego County be and hereby are amended as follows:

Proposed amendments to Rule 40, Sections (a), (e), (h) and (m) - amended; Sections (r) and (s) - added; Fee Schedules 1 thru 94 - amended, are to read as follows:

RULE 40. PERMIT AND OTHER FEES

(a) AUTHORITY TO CONSTRUCT AND PERMIT TO OPERATE FEES

Every applicant for an Authority to Construct and/or a Permit to Operate for any article, machine, equipment or other contrivance shall pay an evaluation fee for each permit unit in the amount prescribed in Section (h), except as provided in Subsection (1) below. No application for Authority to Construct or Permit to Operate shall be considered received unless accompanied with the appropriate fee. If a permit applicant certifies to the Air Pollution Control Officer's satisfaction through declaration that it is unable to pay either the full fixed fee for fixed fee applications or the estimated application and first year renewal costs for time and material applications, the District may authorize the applicant to divide the cost into two payments with the second payment due not later than 90 days after filing of the Application for Authority to Construct or Permit to Operate. The applicant will be required to pay any additional administrative costs resulting from this authorization.

For the purpose of this rule, T+M means time and material; T+RN means time and material plus renewal.

Other charges or refunds, if applicable, shall be as prescribed in Subsections (2) through (8) of this section.

(1) Reduced Fees for Similar Fee Units at a Single Location

Every applicant for Authorities to Construct and/or Permits to Operate for a series of similar fee units submitted concurrently and located at a single location shall pay the evaluation fee as prescribed in Section (h) for the first unit. For each additional unit, the fee shall be the annual renewal fee listed in Section (h), provided each unit will be operated independently, and the evaluation for an Authority to Construct for the first unit can be applied to the additional units because of similarity in design and operation. If all units cannot be evaluated and inspected for Permits to Operate at the same time the applicant shall pay a reinspection fee in accordance with Subsection (a)(7). The provisions of this subsection shall not apply to Fee Schedules 3 and 26.

(2) Review for Compliance with Rules 20.1 through 20.10, Regulation X and Regulation XI.

The actual cost incurred by the Air Pollution Control District to determine compliance with Rules 20.1 through 20.10, Regulation X or Regulation XI shall be paid by the applicant, in addition to other applicable fees prescribed in this rule, if the District evaluation shows that such a determination is required. When notified that such a determination is required, the applicant shall deposit with the Air Pollution Control District the amount estimated to cover the cost of the determination. The cost shall be determined using the application related indirect cost multiplier and labor rates specified in Schedule 94.

(3) Air Quality Analysis

The actual cost incurred by the Air Pollution Control District in preparing, processing, or reviewing an air quality analysis required by Rules 20.1 through 20.10 shall be paid by the applicant, in addition to other applicable fees prescribed in this rule. The cost shall be determined using the application related indirect cost multiplier and labor rates specified in Schedule 94. When notified that an analysis is required, the applicant shall deposit with the Air Pollution Control District the amount estimated by the District to cover the cost of the analysis. Any first level screening analysis required by the Air Pollution Control Officer shall not require the base fee.

(4) Review for Compliance with Rule 51

The actual cost incurred by the Air Pollution Control District to determine compliance with Rule 51 shall be paid by the applicant in addition to other applicable fees prescribed in this rule, if the basic evaluation shows that such a determination is required. When notified that such a determination is required, the applicant shall deposit with the Air Pollution Control District the amount estimated by the District to cover the cost of the determination. The cost shall be determined using the application related indirect cost multiplier and labor rates specified in Schedule 94.

(5) Amendments to an Authority to Construct Application

In accordance with Regulation II, an applicant may request written authorization to alter the proposed design and/or operational characteristics of a specified permit unit before work has begun on the Permit to Operate evaluation. The applicant shall pay the actual cost incurred by the District to evaluate the impact of the alteration not to exceed the value found in Column 1 of the applicable schedule of Section (h). When an additional fee is required, the applicant shall deposit with the Air Pollution Control District the amount estimated to cover the cost of the additional evaluation. The estimate and the actual cost incurred by the District shall be determined using the applicable indirect cost multipliers and labor rates specified in

Schedule 94. In addition, fees as specified in Subsections (a)(2), (3) and (4) shall be paid if appropriate.

(6) Alteration, Operational Change or Replacement Involving an Existing Permit Unit

Every applicant for an Authority to Construct and/or Permit to Operate involving the alteration of, an addition to, or a change in the permit conditions of any existing article, machine, equipment or other contrivance for which a Permit to Operate has been issued, shall deposit with the Air Pollution Control District the amount estimated to cover the cost of the evaluation. The estimate and the actual cost shall be determined by using the applicable indirect cost multipliers and labor rates specified in Schedule 94, not to exceed the value found in Column 1 of the applicable schedule of Section (h).

Replacement of non-identical permit units subject to fixed fees shall be charged the initial fee in Column (1) less Column (2) of the applicable schedule in Section (h), if there is a current permit on the equipment to be replaced. If the non-identical replacement involves an increase in renewal fees due to increased quantity or size, the applicant shall pay the incremental increase in the renewal fee. The increase shall be prorated from the effective date of the revised Permit to Operate until the renewal date established for the original equipment. In addition, fees as specified in Subsections (a)(2), (3) and (4) shall be paid if appropriate.

This subsection shall not apply where an entire permit unit is replaced or renovated.

(7) Reinspection Fees

If, during an inspection for a Permit to Operate, a permit unit cannot be evaluated, due to circumstances beyond the control of the Air Pollution Control District, the applicant shall pay the actual cost of a reinspection. The cost shall be determined using the application related indirect cost multiplier and labor rates specified in Schedule 94.

(8) Refunds, Forfeitures and Insufficient Payment of Fees

If an applicant withdraws an application before an engineering evaluation has been started, a full refund, less a \$33 processing and handling fee, shall be made to the applicant upon request.

If an Authority to Construct is denied or cancelled, or if an applicant withdraws an application, the Air Pollution Control District shall refund to the applicant, upon request, so much of the balance remaining of the Authority to Construct and Permit to Operate application fees paid as are in excess of the actual costs and time and materials charges incurred by the Air Pollution Control District prior to the denial, cancellation or withdrawal of the application. The actual costs and time and materials charges incurred shall be based upon the application related indirect cost multiplier and labor rates specified in Schedule 94.

A full refund of fees paid in conjunction with an application for an Authority to Construct and/or Permit to Operate shall be made to the applicant if the article, machine, equipment or other contrivance stated on the application does not come within the purview of state law or these Rules and Regulations.

If the actual cost incurred by the Air Pollution Control District in Subsections (a)(2), (a)(3), (a)(4), (a)(5), (a)(6) and (a)(7) and the applicable time and material (T+M) portions of Section (h) is less than the amount deposited, the difference shall be refundable to the applicant. If any deposit is insufficient to pay all actual costs, the applicant shall pay an amount deemed sufficient by the Air Pollution Control Officer to complete the work in progress. If

the applicant fails or refuses to pay such amount upon demand, the Air Pollution Control District may recover the same by action in any court of competent jurisdiction. Until such amount is paid in full, the Air Pollution Control District shall not further process the Authority to Construct application unless the Air Pollution Control Officer determines that it is in the best interest of all parties concerned to proceed. An Authority to Construct and/or Permit to Operate shall not be issued until all required fees are paid. The Air Pollution Control Officer shall cancel an application when an applicant fails or refuses to pay such amount upon demand and the provisions of Rule 18 require action be taken on the application.

Where fees were submitted in accordance with Subsection (a)(1) and the applicant is entitled to a refund, the refund for additional units is equal to the annual renewal fee.

An applicant may appeal, directly to the Air Pollution Control Officer, any fee based on actual costs in Subsections (a)(2), (a)(3), (a)(4), (a)(5), (a)(6) and (a)(7) and the applicable time and material (T+M) portions of Section (h). Such appeal shall be in the form of a letter and shall specifically state the basis of the appeal.

If an applicant has not applied for a refund within six months after notification has been made of eligibility for a refund, all rights to such refund shall be forfeited.

(b) ANNUAL RENEWAL FEES

An annual renewal fee shall be paid in the amount prescribed in Section (h) by any person who is required to apply for annual renewal of a permit pursuant to Rule 10(h). In order to effect a staggered renewal schedule as authorized by Rule 10(h), Permits to Operate may be issued or renewed for periods less than twelve months in increments of one month. When the renewal date is changed the renewal fee shall be prorated.

If a permittee certifies to the Air Pollution Control Officer' satisfaction through declaration that payment in full of permit to operate renewal fees would result in undue financial hardship, the District may negotiate an amended fee payment schedule, provided that the amended schedule includes reimbursing the District for any increased costs of processing the extra payments. Failure to make any payments by any negotiated due date may result in penalties as otherwise authorized in Rule 40 and/or cancellation of the permit.

If the Air Pollution Control Officer finds that the activities of any one company would cause an increase of at least ten percent in any specific fee schedule, the Air Pollution Control Officer may delete the cost incurred as a result of that company from the cost data used to determine the fee schedule. A specific fee schedule for the company shall be developed, in this case, to recover the District cost in connection with that company's activities. The specific fee schedule developed in this case shall be submitted to the Air Pollution Control Board for consideration and adoption.

If the Air Pollution Control Officer determines that a person has under-reported material usage, emissions or other information necessary for emissions inventory, and such under-reporting has led to an air contaminant emissions fee less than what would have been due if correct usage, emissions or other information had been reported, then the person shall pay the difference between the original and corrected air contaminant emissions fee plus a charge equal to 30 percent of the difference. Such charge shall not apply if the permittee demonstrates to the Air Pollution Control Officer's satisfaction that the under-reporting was the result of inadvertent error or omission which the permittee took all reasonable steps to avoid. If the amount due is not paid within 60 days of the due date, a late fee equal to 30 percent of the amount due shall be added, and an additional 10 percent added for each subsequent calendar month or portion thereof. In no case shall the late fee exceed 100 percent of the applicable fees.

(c) TRANSFER OF PERMITS

An applicant for the transfer of Permit(s) to Operate at a single location from one person to another or for inclusion or removal of any person(s) from the Permit(s) to Operate shall pay a fee of \$31, and shall supply proof of entitlement to operate provided no alteration, addition, or change in location has been made to the permit item on the application.

If, after an Authority to Construct has been issued and before a Permit to Operate has been granted, another person is designated to be the permittee, that person shall submit an application for Permit to Operate and pay the refundable portion of the initial application fee as determined from Subsection (a)(8) provided that construction will be made in accordance with the Authority to Construct that was previously issued.

(d) RESERVED

(e) RENEWAL OF AN EXPIRED PERMIT TO OPERATE AND REINSTATEMENT OF A RETIRED PERMIT TO OPERATE

(1) Renewal of an Expired Permit to Operate

An applicant for renewal of a Permit to Operate which has expired because of nonpayment of an annual renewal fee shall pay the applicable annual renewal fee as prescribed in Section (h) plus the following late fees if the permit is renewed more than 30 days after the permit expiration date:

(i) 30 percent of the applicable annual renewal fee, not to exceed \$250 beginning the calendar month following the expiration date; and

(ii) 10 percent of the annual renewal fee for each additional calendar month, or portion thereof, until the date the application for renewal is received by the District.

The provisions of this Section are only applicable within the six-month period specified in Rule 10(h) of these Rules and Regulations. Any Permit to Operate not renewed within six months of the date the Permit to Operate expired will be retired.

(2) Reinstatement of a Retired Permit to Operate

An applicant for reinstatement of a retired Permit to Operate may request reinstatement within the first six (6) months of retirement by:

(i) Providing the District with a written request to reinstate the retired Permit to Operate.

(ii) Pay an administrative fee in the amount of \$31.00.

(iii) Pay the prescribed late fees as specified in (1) above. In no case shall the late fee exceed 100 percent of the applicable fees.

The applicant shall also pay any relocation, transfer of Permit to Operate, or other fees that may be applicable.

(f) REQUEST FOR A DUPLICATE

A fee of \$11 shall be charged for a duplicate of a Permit to Operate.

(g) NEW OR MODIFIED POWER PLANTS

The Air Pollution Control Officer, pursuant to Section 25538 of the Public Resources Code, shall apply for reimbursement of all costs, including lost fees, incurred in order to comply with the provisions of Rule 20.5, Power Plants. Costs shall be determined in accordance with the applicable provisions of this rule.

(h) EVALUATION FEE SCHEDULE

Pursuant to Sections (a), (b), (c) and/or (h), fees shall be determined from the fee schedules: Column (1) is the per unit fee for Authority to Construct, Permit to Operate and the first year's District enforcement after equipment operation is authorized by the District, Column (2) is the annual Permit to Operate per unit renewal fee. Pursuant to Section 40(r), the appropriate air contaminant emissions fee shall be determined for each permitted stationary source. This fee shall be added to and paid concurrent with the Column 1 fees for new permitted stationary sources, and the Column 2 fees for existing permitted stationary sources, and the aggregate of such fees shall constitute the total fee to be paid.

Where a fee is for equipment not specified in the fee schedules the fees will be determined on a case-by-case basis as specified in the miscellaneous fee schedule, Schedule 91. Where an initial Authority to Construct and Permit to Operate fee is not specified in Column (1) of the schedules the fee shall be the sum of the annual per unit renewal fee specified in Column (2) and the actual Authority to Construct and Permit to Operate evaluation cost determined using the application related indirect cost multiplier and labor rates specified in Schedule 94. Where an annual per unit renewal fee is not specified in Column (2) of the schedules the fee shall be the sum of the cost determined using the permit related indirect cost multiplier and labor rates in Schedule 94 plus the air contaminant emissions fee based on Rule 40(r).

All applications for change of location of an existing permitted article, machine, equipment or other contrivance will be assessed the actual cost incurred by the District to evaluate the change of location, not to exceed the fee found in Column (1) of the appropriate fee schedule less the renewal fee in column (2) previously paid by the applicant. The actual cost incurred shall be determined using the application related indirect cost multiplier and labor rates specified in Schedule 94. In addition, fees as specified in Subsections (a)(2), (a)(3) and (a)(4) shall be paid if appropriate.

(i) LANDFILL FEE

The owner or operator of a solid waste disposal site who is required to submit to the Air Pollution Control Board, on or before July 1, 1987, a solid waste air quality assessment test report, pursuant to Section 41805.5(a) of the Health and Safety Code, shall pay a fee to the District for the evaluation of that report. The amount of the fee shall be determined on the basis of Time and Materials in accordance with Schedule 94 of this rule.

(j) TOXIC AIR CONTAMINANTS FEE

The owner or operator of a permitted source which emits toxic air contaminants as identified pursuant to the procedures set forth in Sections 39660, 39661, and 39662 of the Health and Safety Code, shall pay an annual fee to the District to cover the anticipated costs of funding District activities mandated by Section 39666 of the Health and Safety Code. The amount of the fee shall be determined on the basis of Time and Materials in accordance with Schedule 94 of this rule.

(k) AIR POLLUTION EMERGENCY EPISODE PLAN FEE

The owner or operator of a facility for which a plan or plan update is required pursuant to Regulation VIII of the Rules and Regulations of the Air Pollution Control District shall pay to the District a fee of \$142 for the evaluation of each plan or plan update for each facility.

The fees required by this rule shall be due at the time the plan is required pursuant to Regulation VIII of the Rules and Regulations of the Air Pollution Control District. If the appropriate fee is not paid within 60 days of the due date, a late fee equal to 30 percent of the applicable fee shall be added. An additional late fee of 10 percent of the applicable fee shall be added for each subsequent calendar month, or portion thereof.

(l) ASBESTOS DEMOLITION OR RENOVATION OPERATION PLAN

The owner or operator of a demolition or renovation operation to which Regulation XI Subpart M (NESHAPS) of the Rules and Regulations of the Air Pollution Control District apply, shall pay to the District a fee of \$84 for the evaluation of each required plan (Notice of Intention) to demolish or renovate and \$10 for each revision thereof.

The fees required by this rule shall be due at the time the asbestos control plan is received pursuant to Regulation XI Subpart M (NESHAPS). Plans or revisions thereof will not be considered received unless accompanied with the required fee.

(m) AIR TOXICS "HOT SPOTS" PROGRAM

The owner or operator of a facility who has been identified by the District as being subject to the requirements of Health and Safety Code Section 44300 et seq. (the Air Toxics "Hot Spots" Information and Assessment Act), shall pay all applicable fees, as specified below, to the District within 60 days of receipt of notice by the District of required fees. Failure to submit the fees within 60 days of the notice will result in a late fee equal to 30 percent of the applicable fees, not to exceed \$250. An additional late fee of 10 percent of the applicable fees shall be added for each subsequent calendar month, or portion thereof, the payment of fees is late. In no case shall the late fee exceed 100 percent of the applicable fees.

(1) Each facility owner or operator shall pay an annual District Air Toxics "Hot Spots" program fee as follows:

Facility Type	Annual Fee (\$) / Facility
Complex Facilities	\$1974
Intermediate Facilities	\$1326
Simple Facilities	\$ 916
Industry-wide Survey Facilities	\$ 27

For the purposes of this section:

(i) Complex facilities are those facilities determined by the District as consisting of more than five different toxic air contaminant emitting processes.

(ii) Intermediate facilities are those facilities determined by the District as consisting of three, four, or five different toxic air contaminant emitting processes.

(iii) Simple facilities are those facilities determined by the District as consisting of one or two different toxic air contaminant emitting processes.

(iv) Industry-wide survey facilities are those facilities identified by the District as subject to the requirements of the Air Toxics "Hot Spots" program and having received an "Industry-wide Emissions Inventory Form" from the District.

(2) The owner or operator of a facility identified by the District as subject to any of the following site-specific program requirements shall pay an annual site-specific program fee in addition to the annual fee specified in Subsection (m)(1).

(i) Toxic air contaminant emissions source testing when necessary to determine emissions for inclusion in a toxic air contaminant emissions inventory.

(ii) Public health risk assessment if required pursuant to Health and Safety Code Section 44360 et seq.

(iii) Public notification of significant health risks if required pursuant to Health and Safety Code Section 44362.

(iv) Facility toxic air contaminant risk reduction audit and plan if required pursuant to Health and Safety Code Section 44390.

The amount of the site-specific program fee shall be equal to the actual costs incurred by the District associated with the site-specific program requirements for each affected facility. The costs shall be determined using the labor rates specified in Schedule 94 of this rule.

(3) In addition to the fees specified in Subsections (m)(1) and (m)(2), the owner or operator of a facility subject to the requirements of Health and Safety Code Section 44300 et seq. shall pay an annual fee for the recovery of State program costs. The amount of the annual State program fee for each facility, facility type, or relevant facility category shall be that specified in the state Air Toxics Hot Spots Fee Regulation approved by the Air Resources Board and contained in Title 17, California Code of Regulations, Section 90700 et seq.

(n) ATMOSPHERIC ACIDITY

The owner or operator of a stationary source who is required by the Health & Safety Code Section 39900 et. seq. to pay a fee adopted by the Air Resources Board shall pay the required fee to the District within 60 days of receipt of the notice. Failure to submit the fee within 60 days of the notice will result in a late fee equal to 30 percent of the applicable fee. An additional late fee of 10 percent of the applicable fee shall be added for each subsequent calendar month. In no case shall the late fee exceed 100 percent of the fee.

(o) CALIFORNIA CLEAN AIR ACT

The owner or operator of a stationary source who is required by Title 17, California Code of Regulations, Section 90800 et seq. to pay a fee adopted by the Air Resources Board shall pay the required fee to the District within 60 days of receipt of the notice. Failure to submit the fee within 60 days of the notice will result in a late fee equal to 30 percent of the applicable fee. An additional late fee of 10 percent of the applicable fee shall be added for each subsequent calendar month. In no case shall the late fee exceed 100 percent of the fee.

(p) COOLING TOWER FEES

The owner or operator of any stationary source for which a plan is required pursuant to Rule 1202 of the Rules and Regulations of the Air Pollution Control District shall pay to the District a fee of \$37 for the evaluation of each plan as well as \$21 for each cooling tower described in the plan.

The fees required by this rule shall be due at the time the plan is received. If the appropriate fee is not paid within 60 days of the due date, a late fee equal to 30 percent of the applicable fee shall be added to the plan review fee. An additional late fee of 10 percent of the applicable fee shall be added for each subsequent calendar month, or portion thereof.

Whenever the Air Pollution Control Officer finds that it is necessary for the Air Pollution Control District to collect a sample(s) of the cooling tower circulating water for offsite analysis, the cost of analysis shall be paid by the source. The cost shall be equal to the cost determined by using the labor rates specified in Schedules 94 and the actual cost of collection and analysis of the sample(s)

(q) CERTIFICATION OF EQUIPMENT

Every applicant who applies for certification of equipment shall deposit with the Air Pollution Control District the amount estimated to cover the cost of review and certification. The estimate and the actual cost shall be determined by using the applicable indirect cost multipliers and labor rates specified in Schedule 94.

(r) AIR CONTAMINANT EMISSIONS FEE

The Air Contaminant Emissions Fee is a single, source-specific fee collected simultaneously with, and considered a part of the per unit application fee(s) from Column (1) of the fee schedules, for the first permit(s) to operate at new permitted stationary sources, and the annual renewal per unit fee(s) from Column (2) for existing permitted stationary sources, as specified in Section (h). Except as otherwise provided in this section, no air contaminant emissions fee shall be collected simultaneously with or be considered a part of the application fee for the addition of units to an existing permitted stationary source that has paid an air contaminant emissions fee as part of the most recent renewal of the current permit(s) to operate.

For the purposes of this section, the definitions in Rule 20.1 apply. This section applies to both existing and new stationary sources. For new stationary sources, the District shall determine the applicability of Subsections (1) or (2) based upon actual expected air contaminant emissions from the stationary source as estimated by the District, for the calendar year in which the permit to operate for the source is issued. If the actual expected air contaminant emissions of carbon monoxide, oxides of nitrogen, oxides of sulfur, particulate matter (PM₁₀) or volatile organic compounds equal or exceed 10 tons for that calendar year, the air contaminant emissions fee shall be based on such expected emissions. This initial fee shall continue until revised to reflect District approved emissions inventory data when such data is available for the stationary source.

(1) The owner or operator of a stationary source from which the emissions of either carbon monoxide, oxides of nitrogen, oxides of sulfur, particulate matter (PM₁₀) or volatile organic compounds equal or exceed 10 tons in the calendar year for which the most recent District approved emissions inventory data exists shall pay a source-specific annual air contaminant emissions fee. The amount of the fee shall be based on the aggregate emissions of carbon monoxide, oxides of nitrogen, oxides of sulfur, particulate matter (PM₁₀) and volatile organic compounds from the stationary source in the calendar year for which the most recent District approved emissions inventory data exists, and an air contaminant emissions fee rate of \$60 per ton.

(2) The owner or operator of a stationary source that is not subject to the source-specific annual air contaminant emissions fee prescribed in Subsection (r)(1) of this rule shall pay an annual source category emissions fee. The amount of the fee shall be as follows, based on the fee schedule that is most representative of the nature of the activities at the stationary source:

Source Category Description	Fee Schedule	Annual Emissions Fee
VOC dispensing facility - Phase I and Phase II controls required	26(a)	\$9 per dispensing nozzle
Contract service remote reservoir cleaners with 100 or more units	28(k)	\$4 per cleaning unit
Halogenated solvent dry cleaner required to have emission controls	31(a)	\$120
Industrial surface coating/adhesives applications (5 or more tons/year)	27(e)	\$300
Metal parts and aerospace coating applications (5 or more tons/year)	27(k)	\$300
Wood product coating applications w/o controls (5 or more tons/year)	27(m)	\$300
Automotive painting operations (applying more than 5 gallons/day)	27(s)	\$180
All other stationary sources	various	\$ 30

Where more than one source category description or fee schedule applies, and it cannot be determined which is most representative of the nature of the activities at a stationary source, the single source category description or fee schedule that results in the maximum annual emissions fee shall apply for purposes of this section.

(s) TITLE V OPERATING PERMIT FEES

The owner or operator of a stationary source for which a federal operating permit is required pursuant to Regulation XIV (Title V Operating Permits) of these Rules and Regulations shall pay a fee sufficient to recover the actual costs incurred by the Air Pollution Control District to review, evaluate and act upon applications for initial permits, permit amendments, permit modifications, permit revisions, permit reopening and permit renewals. The costs shall be determined using the application related indirect cost multiplier and labor rates specified in Schedule 94, except that the costs associated with annual permit renewals shall be determined using the permit related indirect cost multiplier and labor rates specified in Schedule 94. When required to apply for an initial Title V permit pursuant to Regulation XIV, the owner or operator of a stationary source shall pay an additional base fee of \$2200 for each stationary source, plus the cost recovery fee specified above.

The Title V operating permit fee shall be in addition to other applicable fees prescribed in this rule. The actual costs shall be the additional costs that the Air Pollution Control Officer determines are not otherwise recovered by other applicable fees prescribed in this rule. When required to submit an application for, or regarding, a Title V operating permit, the applicant shall deposit with the Air Pollution Control District the amount estimated to cover the cost of reviewing, evaluating and acting upon the application.

INDEX OF FEE SCHEDULES

- SCHEDULE 1: Abrasive Blasting Equipment Excluding Rooms and Booths
- (a) Pot 100 Pounds Capacity or Larger with no Peripheral Equipment
 - (b) Pot 100 Pounds Capacity or Larger Loaded Pneumatically or from Storage Hopper
 - (c) Bulk Abrasive Blasting Material Storage System
 - (d) Spent Abrasive Handling System
- SCHEDULE 2: Abrasive Blasting Cabinets, Rooms and Booths
- (a) Abrasive Blasting Cabinet, Room or Booth
 - (b) Cabinet, Room or Booth with an Abrasive Transfer or Recycle System
- SCHEDULE 3: Asphalt Roofing Kettles and Tankers used to Store Heat, Transport, and Transfer Hot Asphalt
- (a) Kettle or Tanker with Capacity Greater than 85 Gallons
 - (b) Kettle or Tanker with Capacity Greater than 85 Gallons and Requiring Emission Control Equipment
- SCHEDULE 4: Hot-Mix Asphalt Paving Batch Plants
- SCHEDULE 5: Rock Drills
- (a) Drill with Water Controls
 - (b) Drill with Controls other than Water
- SCHEDULE 6: Sand, Rock, and Aggregate Screens, when not used as part of another permit item in these schedules
- SCHEDULE 7: Sand, Rock, and Aggregate Plants
- (a) Crusher System
 - (b) Screening System
 - (c) Loadout System
 - (d) Aggregate Drier System
- SCHEDULE 8: Concrete Batch Plants, Concrete Mixers Over One Cubic Yard Capacity and Separate Cement Silo System.
- (a) Concrete Batch Plant (including Cement-Treated Base Plants)
 - (b) Mixer over One Cubic Yard Capacity
 - (c) Cement or Fly Ash Silo System not part of another system requiring a permit
- SCHEDULE 9: Concrete Product Manufacturing Plants

SCHEDULE 10: Brick Manufacturing Plants

- (a) Clay Batching and Extruding System
- (b) Crusher-Screen System
- (c) Kiln

SCHEDULE 11: Tire Buffers

SCHEDULE 12: Fish Canneries and Smoke Houses

- (a) Dryer (also called Meal Drying and Grinding System)
- (b) Precooker
- (c) Vat and Vibrating Screen System
- (d) Scrap Cooker and Grinder System
- (e) Cooker
- (f) Dry Pet Food Processing System
- (g) Digester Tank
- (h) Smoke House
- (i) Loadout System

SCHEDULE 13: Boilers and Heaters

- (a) 1 MM BTU's/HR up to but not including 50 MM BTU's/HR Input
- (b) 50 up to but not including 250 MM BTU's/HR Input
- (c) 250 MM BTU's/HR up to 1050 MM BTU's/HR Input or up to but not including 100 Megawatt Gross Output whichever is Greater (Based on an Average Boiler Efficiency of 32.5%)
- (d) 100 Megawatt Gross Output or Larger (Based on an Average Boiler Efficiency of 32.5%)
- (e) RESERVED
- (f) 1 MM BTU's/HR up to but not including 50 MM BTU's/HR Input at a Single Site where more than 5 such Units are Located
- (g) Notice of Intention - 250 MM BTU's/HR up to 1050 BTU's/HR or up to but not including 100 Megawatt Output
- (h) Notice of Intention - Each 100 Megawatt Output or Greater

SCHEDULE 14: Non-Municipal Incinerators

- (a) Waste Burning Capacity up to and including 100 LBS/HR
- (b) Waste Burning Capacity Greater than 100 LBS/HR
- (c) Burning Capacity up to and including 50 LBS/HR used exclusively for the Incineration or Cremation of Animals
- (d) Emission Controls or Modifications

SCHEDULE 15: Burn Out Ovens

- (a) Electric Motor/Armature Refurbishing
- (b) Wire Reclamation
- (c) IC Engine Parts Refurbishing

SCHEDULE 16: Core and Plastics Annealing/Softening Ovens

- (a) Oven
- (b) Plastic Annealing/Softening Ovens

SCHEDULE 17: Brake Debonders

SCHEDULE 18: Metal Melting Devices

- (a) Sweat Furnace
- (b) Electric Arc Furnace
- (c) Pit or Stationary Crucible
- (d) Pot Furnace
- (e) Induction Furnace
- (f) Cupola
- (g) Reverberatory Furnace
- (h) Brass Melting Furnace - U.S. Navy

SCHEDULE 19: Oil Quenching and Salt Baths

SCHEDULE 20: Gas Turbine Engines, Test Cells and Test Stands

GAS TURBINE, TURBOSHAFT, TURBOJET & TURBO FAN ENGINE
TEST CELLS AND STANDS

- (a) Aircraft Propulsion Turbine, Turboshaft, Turbojet, Turbofan Engine Test Cell or Stand
- (b) Aircraft Propulsion Test Cell or Stand at a Facility where more than one such Unit is located
- (c) Non-Aircraft Turbine Test Cell or Test Stand

GAS TURBINE ENGINES

- (d) Non-Aircraft Turbine Engine 1 MM BTU/HR up to but not including 50 MM BTU/HR input
- (e) Non-Aircraft Turbine Engine 50 MM BTU/HR up to but not including 250 MM BTU/HR input
- (f) Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input
- (g) Unit used solely for Peak Load Electric Generation
- (h) Standby Gas Turbines used for Emergency Power Generation

SCHEDULE 21: Waste Disposal and Reclamation Units

- (a) Paper or Wood Shredder or Hammermill Grinder
- (b) Metal Shredder
- (c) Garbage and Refuse Shredder
- (d) Air Classifier
- (e) Drier

SCHEDULE 22: Feed and Grain Mills and Kelp Processing Plants

- (a) Receiving System (includes Silos)
- (b) Grinder, Cracker, or Roll Mill
- (c) Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill
- (d) Mixer System
- (e) Truck Bulk Loading System

SCHEDULE 23: Bulk Terminal Grain and Dry Chemical Transfer and Storage Facility Equipment

- (a) Receiving System (Railroad and Truck Unloading)
- (b) Storage Silo System
- (c) Loadout Station System
- (d) Belt Transfer Station

SCHEDULE 24: Dry Chemical Mixing and Detergent Spray Towers

- (a) Grain Mixing System (Includes Receiving, Transfer, Mixing, Blending, Storage, and Loadout Bagging)
- (b) Detergent Spray Tower
- (c) Dry Chemical Mixers with capacity over One-Half Cubic Yard

SCHEDULE 25: Volatile Organic Compound Terminals Bulk Plants and Intermediate Refueler Facilities

PART 1 - BULK PLANTS AND BULK TERMINALS EQUIPPED WITH OR PROPOSED TO BE EQUIPPED WITH A VAPOR PROCESSOR

- (a) Per Tank
- (b) Tank Rim Seal Replacement
- (c) Per Truck Loading Head
- (d) Vapor Processor

PART 2 - BULK PLANTS NOT EQUIPPED WITH OR NOT PROPOSED TO BE EQUIPPED WITH A VAPOR PROCESSOR

- (e) Per Tank
- (f) Per Truck Loading Head
- (g) RESERVED

PART 3 - FACILITIES FUELING INTERMEDIATE REFUELERS (IR) FOR SUBSEQUENT FUELING OF MOTOR VEHICLES, BOATS OR AIRCRAFT

- (h) Per IR Loading Connector

SCHEDULE 26: Non-Bulk Volatile Organic Compound Dispensing Facilities Subject to District Rules 61.0 thru 61.6

- (a) Phase II Vapor Recovery Facility
- (b) Addition of Tanks at a Permitted Facility
- (c) Facilities where only Phase I controls are required
- (d) Addition of Nozzles at Permitted Facilities where Phase II is required
- (e) Non-Retail Facilities with 260-550 Gallon Tanks and no other Non-Bulk Gasoline Dispensing Permits

SCHEDULE 27: Application of Materials Containing Organic Solvents (includes coatings, adhesives, and other materials containing volatile organic compounds)

PART 1 - MARINE COATINGS

- (t) Marine Coating Application at Facilities where combined coating, adhesive and cleaning solvents usage is <3 gallons per day and <100 gallons per year
- (a) Marine Coating Application at Facilities emitting < 10 Tons/Year Organic Compounds from Marine Coating Operations
- (b) Marine Coating Application at Facilities emitting 10 or more Tons/Year Organic Compounds from Marine Coating Operations
- (c) Each additional Marine Coating Permit Unit

PART 2 - INDUSTRIAL MATERIAL APPLICATIONS

- (d) Surface Coating or Adhesive Application Station using > 1 gallon/day without Control Equipment and not covered by other Fee Schedules at Facilities emitting < 5 Tons/Year
- (e) Surface Coating or Adhesive Application Station without Control Equipment and not covered by other Fee Schedules at Facilities emitting 5 or more Tons/Year
- (f) Fiberglass, Plastic or Foam Product Process Line at Facilities emitting < 10 Tons/Year from these types of operations
- (g) Fiberglass, Plastic or Foam Product Process Line at Facilities emitting 10 or more Tons/Year from these types of operations
- (h) RESERVED
- (i) Surface Coating Application Station requiring Control Equipment
- (j) Surface Coating Application Station Subject to Rules 67.3 or 67.9 without Control Equipment at Facilities emitting < 5 Tons/Year
- (k) Surface Coating Application Station Subject to Rules 67.3 or 67.9 without Control Equipment at Facilities emitting 5 or more Tons/Year
- (l) Wood Products Coating Application Station without Control Equipment at a Facility emitting < 5 Tons/Year and using > 500 Gallons/Year
- (m) Wood Products Coating Application Station without Control Equipment at a Facility emitting 5 or more Tons/Year
- (n) Press or Operation at a Printing or Graphic Arts Facility subject to Rule 67.16
- (o) Union Tribune Publishing Graphic Arts Operation
- (p) Surface Coating or Adhesive Application Station without Control Equipment and not covered by other fee schedules using <1 gallon per day or 50 gallons per year

SCHEDULE 27: continued

PART 3 - AUTOMOTIVE PAINTING

- (q) Wood Products Coating Application Station without Control Equipment at a facility using 500 gallons or less per year
- (r) Facility applying 5 gallons or less of Coating Materials (as applied or sprayed) Per Day
- (s) Facility applying more than 5 gallons of Coating Materials (as applied or sprayed) Per Day

SCHEDULE 28: Vapor and Cold Solvent Cleaning Operations and Metal Inspection Tanks

- (a) Vapor Degreaser > 5 sq. ft.
- (b) Cold Solvent Degreaser > 5 sq. ft.
- (c) Corrosion Control Carts
- (d) Paint Stripping Tanks
- (e) Vapor Phase Solder Reflow Unit
- (f) Remote Reservoir Cleaners
- (g) Coating Application Equipment Cleaners
- (h) Vapor Degreaser (< 5 sq. ft)
- (i) Cold Solvent Degreaser (< 5 sq. ft)
- (j) Metal Inspection Tanks
- (k) Contract Service Remote Reservoir Cleaners
- (l) Small Contract Service Cold Degreasers
- (m) Facility-Wide Solvent Application Operations
- (n) Contract Services Coating Application Equipment Cleaners

SCHEDULE 29: Solder Levelers and Hydrosqueegees

SCHEDULE 30: Kelp and Biogum Products Solvent Dryer

SCHEDULE 31: Dry Cleaning Facilities

- (a) Facility using Halogenated Hydrocarbon Solvents required to install Control Equipment
- (b) Facility using Petroleum Based Solvents
- (c) Facility using Solvents not required to install Control Equipment
- (d) Naval Training Center - Dry Cleaning Facility

SCHEDULE 32: Acid Chemical Milling, Copper Etching and Hot Dip Galvanizing

- (a) Copper Etching Tank
- (b) Acid Chemical Milling Tank
- (c) Hot Dip Galvanizing Tank

SCHEDULE 33: Can and Coil Manufacturing and Coating Operations

- (a) Process Line Applying 1000 Gallons or More Per Year
- (b) Research and Development Coil Coating Line
- (c) Process Line Applying <1000 Gallons Per Year

SCHEDULE 34: Piston Type Internal Combustion Engines

- (a) Cogeneration Engine with In-Stack Emission Controls
- (b) Cogeneration Engine with Engine Design Emission Controls
- (c) Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)
- (d) Engine for Non-Emergency and Non-Cogeneration Operation
- (e) Grouping of Engines (> 200 Horsepower) for Dredging or Crane Operation
- (f) Diesel Pile-Driving Hammer
- (g) Engine for Non-Emergency and Non-Cogeneration Operation (< 200 Horsepower)

SCHEDULE 35: Bulk Flour, Powered Sugar and Dry Chemical Storage System

SCHEDULE 36: Grinding Booths and Rooms

SCHEDULE 37: Plasma Electric and Ceramic Deposition Spray Booths

SCHEDULE 38: Paint, Stain, Ink, Solder Paste, and Dielectric Paste Manufacturing

- (a) Paint, Stain and Ink Manufacturing Lines Producing 10,000 Gallons
- (b) Can Filling Lines
- (c) Each Process Line for Solder Paste or Dielectric Paste Manufacturing
- (d) Paint, Stain and Ink Manufacturing Lines Producing <10,000 Gallons

SCHEDULE 39: Precious Metals Refining

SCHEDULE 40: Asphalt Pavement Heaters/Recyclers

SCHEDULE 41: Perlite Processing

SCHEDULE 42: Electronic Component Manufacturing

- (a) Electronic Manufacturing Operations
- (b) Electronic Manufacturing Screen Printing
- (c) Electronic Manufacturing Coating/Maskant Application
- (d) Electronic Manufacturing Conformal Coating
- (e) Electronic Manufacturing Facility-wide Solvent Application

SCHEDULE 43: Ceramic Slip Casting

SCHEDULE 44: Evaporators, Dryers, & Stills Processing Organic Materials

- (a) Evaporators and Driers
- (b) Solvent Recovery Stills

SCHEDULE 45: Rubber Mixers

SCHEDULE 46: Reverse Osmosis Membrane Manufacturing

SCHEDULE 47: Organic Gas Sterilizers

- (a) Organic Gas Sterilizers
- (b) Stand Alone Organic Gas Aerator

SCHEDULE 48: Municipal Waste Storage and Processing

- (a) Sanitary Landfill
- (b) Temporary Storage and/or Transfer Station
- (c) Landfill Gas Flare or Containment System
- (d) Municipal Waste Incinerator
- (e) North County Resource Recovery

SCHEDULE 49: (a) Non-Operational Status Equipment
(b) Activating Non-Operational Status Equipment

SCHEDULE 50: Coffee Roasters

SCHEDULE 51: Industrial Waste Water Treatment

- (a) Onsite
- (b) Offsite

SCHEDULE 52: Air Stripping and Soil Remediation Equipment

- (a) Air Stripping Equipment
- (b) Soil Remediation Equipment

SCHEDULE 53: Lens Casting Equipment

- (a) Lens Casting Equipment
- (b) Lens Coating Equipment

SCHEDULE 54: Pharmaceutical Manufacturing

- (a) Pharmaceutical Manufacturing
- (b) Protein Synthesis Employing Solvents

SCHEDULE 55: Hexavalent Chromium Plating & Chromic Acid Anodizing

- (a) Emissions Collection System serving one or more plant and/or Anodizing Tank(s)
- (b) Facility with Decorative Plating Tank(s) Only
- (c) Hard Chrome Plating or Chromic Acid Tank

SCHEDULE 56: Sewage Treatment Facilities

- (a) Sewage Treatment Facility
- (b) Wastewater Odor Treatment Equipment that is not part of a Permitted Sewage Treatment Facility
- (c) Sewage Sludge Composting Facility

SCHEDULE 57: Laundry Facilities Processing Material Containing Organic Compounds

SCHEDULE 58 through 90, RESERVED

SCHEDULE 91: Miscellaneous - Hourly rates

SCHEDULE 92: Source Testing Done by the District

- (a) Particulate Matter Source Test
- (b) Oxides of Nitrogen Source Test
- (c) Oxides of Sulfur Source Test
- (d) Hydrocarbon Vapor Processor Test
- (e) Observation and Reporting of Odor Panel Test
- (f) Carbon Monoxide Source Test (continuous analyzer)
- (g) Oxides of Nitrogen Source Test (continuous analyzer)
- (h) Incinerator Particulate Matter Source Test
- (i) Ammonia Slippage Source Test

SCHEDULE 93: Observations and Evaluations of Source Testing Performed by Private Companies

- (a) Observations
- (b) Source Test Reports
- (c) Test Procedure Review

SCHEDULE 94: Time and Material (T&M) Labor Rates

SCHEDULE 95: Sampling and Analysis of Architectural Coatings

SCHEDULE 96: Additional Costs incurred by Non-Compliance Sources

FEE SCHEDULES

The following Fee Schedules do not include the Emission Fee component of the fee. To determine the total fee to be paid, add the amount in Column (1) or Column (2), as appropriate, for each permitted fee unit to the air contaminant emissions fee for the facility, based on Rule 40(r)

SCHEDULE 1: Abrasive Blasting Equipment Excluding Rooms and Booths

Any permit unit consisting of air hoses, with or without water lines, with a single pot rated at 100 pounds capacity or more of sand regardless of abrasive used, and a nozzle or nozzles. (Equipment not operated solely in Schedule 2 facilities).

<u>Fee Unit</u>	<u>Initial A/C-P/O Fees (1)</u>	<u>Renewal (2)</u>
(a) Each Pot 100 pounds capacity or larger with no Peripheral Equipment	\$339	\$137
(b) Each Pot 100 pounds capacity or larger loaded Pneumatically or from Storage Hoppers	T+RN	\$137
(c) Each Bulk Abrasive Blasting Material Storage System	\$949	\$112
(d) Each Spent Abrasive Handling System	T+RN	\$112

SCHEDULE 2: Abrasive Blasting Cabinets, Rooms and Booths

<u>Fee Unit</u>	<u>Fees (1)</u>	<u>Renewal (2)</u>
(a) Each Abrasive Blasting Cabinet, Room or Booth	\$1367	\$103
(b) Each Cabinet, Room, or Booth with an Abrasive Transfer or Recycle System	T+RN	\$103

SCHEDULE 3: Asphalt Roofing Kettles and Tankers used to Store, Heat, Transport, and Transfer Hot Asphalt

<u>Fee Unit</u>	<u>Fees (1)</u>	<u>Renewal (2)</u>
(a) Each Kettle or Tanker with capacity greater than 85 gallons	\$599	\$131
(b) Each Kettle or Tanker with capacity greater than 85 gals. and requiring emission control equipment	T+RN	\$131

SCHEDULE 4: Hot-Mix Asphalt Paving Batch Plant

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Plant	T+RN	\$1725

SCHEDULE 5: Rock Drills

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Drill with water controls	\$673	\$ 66
(b) Each Drill with controls other than water	T+RN	\$ 66

SCHEDULE 6: Sand, Rock, and Aggregate Screens, when not used in conjunction with other Permit Items in these Schedules

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Screen Set	\$1200	\$131

SCHEDULE 7: Sand, Rock, and Aggregate Plants

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Crusher System (involves one or more primary crushers forming a primary crushing system or, one or more secondary crushers forming a secondary crusher system and each serving a single process line).	T+RN	\$221
(b) Each Screening System (involves all screens serving a given primary or secondary crusher system).	T+RN	\$160
(c) Each Loadout System (a loadout system is a set of conveyors chutes and hoppers used to load any single rail or road delivery container at any one time).	T+RN	\$223
(d) Each Aggregate Drier System	T+RN	\$432

SCHEDULE 8: Concrete Batch Plants, Concrete Mixers over One Cubic Yard Capacity and Separate Cement Silo Systems

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Concrete Batch Plant (including Cement-Treated-Base Plants)	T+RN	\$229
(b) Each Mixer over One Cubic Yard Capacity	T+RN	\$ 75
(c) Each Cement or Fly Ash Silo System not part of another System requiring a Permit	T+RN	\$171

SCHEDULE 9: Concrete Product Manufacturing Plants

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Plant	T+RN	\$421

SCHEDULE 10: Brick Manufacturing Plants

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Clay Batching and Extruding System	T+RN	T+M
(b) Each Crusher-Screen System	T+RN	T+M
(c) Each Kiln	T+RN	T+M

SCHEDULE 11: Tire Buffers

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Buffer	T+RN	\$ 66

SCHEDULE 12: Fish Canneries and Smoke Houses

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Dryer (Meal Drying and Grinding System)	T+RN	T+M
(b) Each Precooker	T+RN	T+M
(c) Each Vat and Vibrating Screen System	T+RN	T+M
(d) Each Scrap Cooker and Grinder System	T+RN	T+M
(e) Each Cooker	T+RN	T+M
(f) Each Dry Pet Food Processing System	T+RN	T+M

SCHEDULE 12 - continued

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(g) Each Digester Tank	T+RN	T+M
(h) Each Smoke House	T+RN	\$158
(i) Each Loadout System	T+RN	T+M

SCHEDULE 13: Boilers and Heaters

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input.	\$1217	\$ 188
(b) Each 50 MM BTU/HR up to but not including 250 MM BTU/HR	T+RN	\$1128
(c) Each 250 MM BTU/HR up to 1050 MM BTU/HR input or up to but not including 100 Megawatt gross output whichever is greater (based on an average boiler efficiency of 32.5%).	T+RN	\$ 233
(d) Each 100 Megawatt output or greater (based on an average boiler efficiency of 32.5%)	T+RN	\$3225
(e) RESERVED		
(f) Each Unit 1 MM BTU's/HR up to but not including 50 MM BTU's/HR input at a single site where more than 5 such units are located.	\$1043	\$ 14
(g) Each 250 MM BTU/HR up to 1050 MM BTU/HR input or up to but not including 100 Megawatt gross output, whichever is greater, where a Notice of Intention has been filed with the California Energy Commission.	T+RN	T+M
(h) Each 100 Megawatt gross output or greater where a Notice of Intention has been filed with the California Energy Commission	T+RN	T+M

SCHEDULE 14: Non-Municipal Incinerators

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Waste burning capacity up to & including 100 lbs/hr*.	T+RN	\$3084
(b) Waste burning capacity greater than 100 lbs/hr.	T+RN	\$1240
(c) Burning capacity up to and including 50 lbs/hr used exclusively for the incineration or cremation of animals.	T+RN	\$ 268
(d) Emission Controls or Modification for ATCM	T+RN	N/A

*Excluding incinerators of 50 lbs/hr capacity or less used exclusively for incineration or cremation of animals.

SCHEDULE 15: Burn-Out Ovens

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Electric Motor/Armature Refurbishing Oven	T+RN	\$144
(b) Each Wire Reclamation Oven	T+RN	T+M
(c) Each IC Engine Parts Refurbishing Unit	T+RN	\$172

SCHEDULE 16: Core and Plastics Annealing/Softening Ovens

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Core Oven	T+RN	\$ 86
(b) Each Plastic Annealing/Softening Ovens	T+RN	T+M

SCHEDULE 17: Brake Debonders

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Brake Debonder	T+RN	T+M

SCHEDULE 18: Metal Melting Devices

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Sweat Furnace	T+RN	T+M
(b) Each Electric Arc Furnace	T+RN	T+M
(c) Each Pit or Stationary Crucible	T+RN	\$120
(d) Each Pot Furnace	T+RN	\$ 81
(e) Each Induction Furnace	T+RN	\$112
(f) Each Cupola	T+RN	T+M
(g) Each Reverberatory Furnace	T+RN	T+M
(h) Brass Melting Furnace - U.S. Navy	T+RN	T+M

SCHEDULE 19: Oil Quenching and Salt Baths

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Tank	T+RN	\$ 65

SCHEDULE 20: Gas Turbine Engines, Test Cells and Test Stands

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
GAS TURBINE, TURBOSHAFT, TURBOJET AND TURBOFAN ENGINE TEST CELLS AND STANDS		
(a) Each Aircraft Propulsion Turbine, Turboshift, Turbojet or Turbofan Engine Test Cell or Stand	T+RN	\$ 352
(b) Each Aircraft Propulsion Test Cell or Stand at a facility where more than one such unit is located	T+RN	\$ 94
(c) Each Non-Aircraft Turbine Test Cell or Stand	T+RN	\$ 65
GAS TURBINE ENGINES		
(d) Each Non-Aircraft Turbine Engine 1 MM BTU/HR up to but not including 50 MM BTU/HR input	T+RN	\$ 188
(e) Each Non-Aircraft Turbine Engine 50 MM BTU/HR up to but not including 250 MM BTU/HR input	T+RN	\$1127
(f) Each Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input	T+RN	\$ 236
(g) Each Unit used solely for Peak Load Electric Generation	T+RN	\$ 48
(h) Each Standby Gas Turbine used for Emergency Power Generation	T+RN	\$ 96

SCHEDULE 21: Waste Disposal and Reclamation Units

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(a) Each Paper or Wood Shredder or Hammermill Grinder	T+RN	\$185
(b) Each Metal Shredder	T+RN	\$612
(c) Each Garbage & Refuse Shredder	T+RN	T+M
(d) Each Air Classifier	T+RN	T+M
(e) Each Dryer	T+RN	T+M

SCHEDULE 22: Feed and Grain Mills and Kelp Processing Plants

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(a) Each Receiving System (includes Silos)	T+RN	\$176
(b) Each Grinder, Cracker, or Roll Mill	T+RN	\$ 41
(c) Each Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill	T+RN	\$ 53
(d) Each Mixer System	T+RN	\$ 49
(e) Each Truck or Rail Loading System	T+RN	\$ 60

SCHEDULE 23: Bulk Terminal Grain and Dry Chemical Transfer and Storage Facility Equipment

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(a) Each Receiving System (Railroad, Ship and Truck Unloading)	T+RN	\$187
(b) Each Storage Silo System	T+RN	\$ 84
(c) Each Loadout Station System	T+RN	\$389
(d) Each Belt Transfer Station	T+RN	\$ 51

SCHEDULE 24: Dry Chemical Mixing and Detergent Spray Tower

Fee Unit	Fees (1)	Renewal (2)
(a) Each Grain Mixing System (includes receiving, transfer, mixing or blending, storage, and loadout bagging).	T+RN	\$106
(b) Each Detergent Spray Tower.	T+RN	T+M
(c) Each Dry Chemical Mixer with capacity over one-half cubic yard.	T+RN	\$ 36

SCHEDULE 25: Volatile Organic Compound Terminals, Bulk Plants and Intermediate Refueler Facilities

Fee Unit	Fees (1)	Renewal (2)
1. Bulk Plants and Bulk Terminals equipped with or proposed to be equipped with a vapor processor:		
(a) Per Tank	T+RN	\$ 364
(b) Tank Rim Seal Replacement	T+RN	N/A
(c) Per Truck Loading Head	T+RN	\$ 248
(d) Per Vapor Processor	T+RN	\$2292
2. Bulk Plants not equipped with or not proposed to be equipped with a vapor processor:		
(e) Per Tank	T+RN	\$ 41
(f) Per Truck Loading Head	T+RN	\$ 95
(g) RESERVED		

"Vapor Processor" means a device which recovers or transforms volatile organic compounds by condensation, refrigeration, adsorption, absorption, incineration, or any combination thereof.

3. Facilities fueling intermediate refuelers (IR's) for subsequent fueling of motor vehicles, boats, and aircraft.

(h) Per IR Loading Connector	T+RN	\$ 72
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If a facility falls into Parts 1, 2 or 3 above and is equipped with dispensing nozzles for which Phase II vapor controls are required, additional fees equivalent to the "per nozzle" fees for Schedule 26(a) shall be assessed for each dispensing nozzle.

SCHEDULE 26: Non-Bulk Volatile Organic Compound Dispensing Facilities
Subject to District Rules 61.0 through 61.6

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(a) INITIAL INSTALLATIONS AND TOTAL RENOVATIONS WHERE PHASE I & PHASE II CONTROLS ARE REQUIRED (INCLUDES PHASE I FEE)		
Base Fee/Per Nozzle Fee	\$534/69	\$ 48*
(b) REPLACEMENT OR ADDITION OF TANKS AT A PERMITTED PHASE II FACILITY		
Fee Per Facility**	\$609	N/A
(c) FACILITIES WHERE ONLY PHASE I CONTROLS ARE REQUIRED (INCLUDES TANK REPLACEMENT)		
Fee Per Facility	\$454	\$ 97
(d) ADDITION OF NOZZLES AT PERMITTED FACILITIES WHERE PHASE II IS REQUIRED		
Base Fee	\$652	N/A
Fee Per Added Nozzle	\$ 83	N/A
(e) NON RETAIL FACILITIES WITH 260-550 GALLON TANKS & NO OTHER NON-BULK GASOLINE DISPENSING PERMITS		
Fee Per Facility	\$171	\$ 65

* Fee per nozzle.

** This subschedule does not apply if nozzles are added to an existing facility at the same time tanks are replaced or added. Use Subschedule 26(d) instead.

SCHEDULE 27: Application of Materials Containing Organic Solvents (includes coatings, adhesives, and other materials containing volatile organic compounds).

PART 1 - MARINE COATINGS

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(t) First Permit to Operate for Marine Coating application at facilities where combined coating, adhesive, and cleaning solvent usage is <3 gallons per day and <100 gallons per year	T+RN	\$158
(a) First Permit to Operate for Marine Coating application at facilities emitting < 10 tons/year organic compounds from Marine Coating Operations	\$1619	\$158
(b) First Permit to Operate for Marine Coating application at facilities emitting 10 or more tons/year organic compounds from Marine Coating Operations	\$1619	\$158
(c) Each additional Permit Unit for Marine Coating at existing permitted facilities.	T+RN	\$158

PART 2 - INDUSTRIAL MATERIAL APPLICATIONS AND MANUFACTURING

(includes application stations for coatings such as paint spraying and dip tanks, printing, adhesives, and manufacturing products with materials which contain volatile organic compounds, etc. where no more than one material is applied at any given time).

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(d) Each Surface Coating or Adhesive Application Station w/o control equipment & not covered by other Fee Schedules at facilities using > 1 gallon per day of surface coatings or adhesives and emitting < 5 tons/year organic compounds from equipment in this fee schedule	\$364	\$102
(e) Each Surface Coating or Adhesive Application Station w/o control equipment and not covered by other Fee Schedules at facilities emitting 5 or more tons/year organic compounds from equipment in this fee schedule	\$1034	\$136
(f) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting < 10 tons/year organic compounds from fiberglass, plastic or foam products operations	\$1130	\$294
(g) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting 10 or more tons/year organic compounds from fiberglass, plastic or foam products operations	\$1130	\$294
(h) RESERVED		

SCHEDULE 27 - Continued**PART 2 - INDUSTRIAL MATERIAL APPLICATIONS AND MANUFACTURING**

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(i) Each Surface Coating Application Station requiring Control Equipment	T+RN	\$690
(j) Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting < 5 tons/year organic compounds from equipment in this fee schedule	\$1446	\$274
(k) Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting 5 or more tons/year organic compounds from equipment in this fee schedule	\$1446	\$274
(l) Each Wood Products Coating Application Station w/o Control Equipment at a facility using >500 gallons per year of wood products coatings and emitting < 5 tons/year organic compounds from Wood Products Coating Operations	\$ 364	\$102
(m) Each Wood Products Coating Application Station w/o Control Equipment at a facility emitting 5 tons or more per year organic compounds from Wood Products Coating Operations	\$1038	\$140
(n) Each Press or Operation at a Printing or Graphic Arts facility subject to Rule 67.16	T+RN	\$102
(o) Each Graphic Arts Operation at the Union Tribune Publishing Co. facility subject to Rule 67.16	T+RN	\$125
(p) Each Surface Coating or Adhesive Application Station w/o control equipment (except automotive painting) where combined coating, adhesive, and cleaning solvent usage is < 1 gallon per day or 50 gallons per year	\$439	\$172
(q) Each Wood Products Coating Application Station of coatings and stripper w/o control equipment at a facility using 500 gallons or less per year for wood products coating operations	\$333	\$ 72

PART 3 - AUTOMOTIVE PAINTING

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(r) Each facility applying 5 gallons or less of Coating Materials (as applied or sprayed) per day	\$1107	\$158
(s) Each facility applying more than 5 gallons of Coating Materials (as applied or sprayed) per day	\$1277	\$158

SCHEDULE 28: Vapor and Cold Solvent Cleaning Operations and Metal Inspection Tanks

Fee Unit	Fees (1)	Renewal (2)
(a) Each Vapor Degreaser with an Air Vapor Interfacial area > 5 square feet	\$1045	\$154
(b) Each Cold Solvent Degreaser with liquid surface area > 5 square feet	\$ 950	\$131
(c) Each Corrosion Control Cart	T+RN	\$104
(d) Each Paint Stripping Tank	\$1006	\$177
(e) Each Vapor-Phase Solder Reflow Unit	T+RN	\$246
(f) Remote Reservoir Cleaners	\$182	\$ 20
(g) Coating Application Equipment Cleanup Devices	\$195	\$ 32
(h) Vapor Degreaser with an Air-Vapor Interfacial area less than 5 square feet	\$342	\$182
(i) Cold Solvent Degreaser with a liquid surface area less than 5 square feet	\$175	\$ 40
(j) Metal Inspection Tanks	T+RN	\$ 22
(k) Contract Service Remote Reservoir Cleaners with 100 or more units	T+RN	\$ 12
(l) Contract Service Cold Degreasers with a liquid surface area of less than 5 square feet	T+RN	\$ 12
(m) Each facility-wide solvent application operation	T+RN	T+M
(n) Contract Services Coating Application Equipment Cleanup Devices	\$195	\$ 32

SCHEDULE 29: Solder Levelers and Hydrosqueegees

Fee Unit	Fees (1)	Renewal (2)
Each Solder Leveler or Hydrosqueegee not covered by other Fee Schedules (except Vapor-Phase Solder Reflow Units)	T+RN	\$243

SCHEDULE 30: Solvent and Extract Driers

Fee Unit	Fees (1)	Renewal (2)
Kelp and Biogum Products Solvent Drier	T+RN	\$196

SCHEDULE 31: Dry Cleaning Facilities

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(a) Each Facility using Halogenated Hydrocarbon Solvents required to install Control Equipment	T+RN	\$217
(b) Each Facility using Petroleum Based Solvents	T+RN	\$249
(c) Each Facility using Solvents not required to install Control Equipment	T+RN	\$109
(d) NTC Dry Cleaning Facility	T+RN	T+M

SCHEDULE 32: Acid Chemical Milling, Copper Etching and Hot Dip Galvanizing

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(a) Each Copper Etching Tank	T+RN	\$ 38
(b) Each Acid Chemical Milling Tank	T+RN	\$171
(c) Each Hot Dip Galvanizing Tank	T+RN	\$515

SCHEDULE 33: Can and Coil Manufacturing and Coating Operations

<u>Fee Unit</u>	<u>Fees</u> (1)	<u>Renewal</u> (2)
(a) Each Process Line applying 1000 gallons or more per year	T+RN	\$291
(b) Research and Development Coil Coating Line	\$966	\$210
(c) Each Process Line applying <1000 gallons per year	T+RN	\$158

SCHEDULE 34: Piston Type Internal Combustion Engines

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Cogeneration Engine with in-stack emission controls	T+RN	\$891
(b) Each Cogeneration Engine with Engine Design Emission Controls	T+RN	\$893
(c) Each Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1444	\$236
(d) Each Engine for Non-Emergency and Non-Cogeneration Operation	T+RN	\$286
(e) Each Grouping of Engines for Dredging or Crane Operation with total engine horsepower equal to or greater than 200 HP	T+RN	\$286
(f) Each Diesel Pile-Driving Hammer	T+RN	T+M
(g) Each Engine for Non-Emergency and Non-Cogeneration Operation less than 200 horsepower	T+RN	T+M

SCHEDULE 35: Bulk Flour, Powdered Sugar and Dry Chemical Storage Systems

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each System	T+RN	\$86

SCHEDULE 36: Grinding Booths and Rooms

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Booth or Room	\$1208	\$130

SCHEDULE 37: Plasma Electric and Ceramic Deposition Spray Booths

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Application Station	T+RN	\$81

SCHEDULE 38: Paint, Stain, Ink, Solder Paste, and Dielectric Paste Manufacturing

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Process Line for Paint, Stain or Ink Manufacturing at facilities producing 10,000 gallons or more per year	T+RN	\$ 82
(b) Each Can Filling Line	T+RN	\$ 50
(c) Each Process Line for Solder Paste or Dielectric Paste Manufacturing	T+RN	T+M
(d) Each Paint, Stain or Ink Manufacturing facility producing <10,000 gallons per year	T+RN	T+M

SCHEDULE 39: Precious Metals Refining

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Process Line	T+RN	\$ 22

SCHEDULE 40: Asphalt Pavement Heaters/Recyclers

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Processor	T+RN	\$123

SCHEDULE 41: Perlite Processing

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Process Line	T+RN	\$147

SCHEDULE 42: Electronic Component Manufacturing

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Process Line	T+RN	\$342
(b) Each Screen Printing Operation	T+RN	\$158
(c) Each Coating/Maskant Application Operation, excluding Conformal Operation	T+RN	\$158
(d) Each Conformal Coating Operation	T+RN	\$158
(e) Each Facility-wide Solvent Application Operation	T+RN	T+M

SCHEDULE 43: Ceramic Slip Casting

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Process Line	T+RN	\$149

SCHEDULE 44: Evaporators, Dryers, & Stills Processing Organic Materials

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Evaporators and Driers [other than those referenced in Fee Schedule 30 (a)] processing materials containing volatile organic compounds	T+RN	\$201
(b) Solvent Recovery Stills with a rated capacity equal to or greater than 7.5 gallons	T+RN	\$ 76

SCHEDULE 45: Rubber Mixers

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Rubber Mixer	T+RN	\$ 60

SCHEDULE 46: Reverse Osmosis Membrane Manufacturing

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Process Line	T+RN	\$248

SCHEDULE 47: Organic Gas Sterilizers

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Organic Gas Sterilizer	T+RN	\$ 99
(b) Each Stand Alone Organic Gas Aerator	T+RN	T+M

SCHEDULE 48: Municipal Waste Storage and Processing

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Sanitary Landfill	T+RN	T+M
(b) Each Temporary Storage and/or Transfer Station	T+RN	T+M
(c) Each Landfill Gas Flare or Containment System	T+RN	T+M
(d) Each Municipal Waste Incinerator	T+RN	T+M
(e) North County Resource Recovery	T+RN	T+M

SCHEDULE 49: Non-Operational Status Equipment

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Non-Operational Status Equipment	N/A	\$ 59
(b) Activating Non-Operational Status Equipment	\$47 + RN*	N/A

* Renewal Fee based on appropriate fee schedule for type of equipment + Rule 40(r) (if applicable).

SCHEDULE 50: Coffee Roasters

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Coffee Roaster	T+RN	\$172

SCHEDULE 51: Industrial Waste Water Treatment

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Per Processing Line - Onsite	T+RN	T+M
(b) Per Processing Line - Offsite	T+RN	T+M

SCHEDULE 52: Air Stripping & Soil Remediation Equipment

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Air Stripping Equipment	T+RN	T+M
(b) Soil Remediation Equipment	T+RN	T+M

SCHEDULE 53: Lens Casting Equipment

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Lens Casting Line	T+RN	T+M
(b) Each Lens Coating Line	T+RN	T+M

SCHEDULE 54: Pharmaceutical Manufacturing

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Pharmaceutical Manufacturing Process Line	T+RN	T+M
(b) Each Protein Synthesis Process Line Employing Solvents	T+RN	T+M

SCHEDULE 55: Hexavalent Chromium Plating and Chromic Acid Anodizing

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Emission Collection System serving one or more Plating and/or Anodizing Tank(s)	T+RN	T+M
(b) Each Decorative Plating Tank(s) Only	T+RN	T+M
(c) Each Hard Chrome Plating or Chromic Acid Tank	T+RN	T+M

SCHEDULE 56: Sewage Treatment Facilities

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
(a) Each Sewage Treatment Facility	T+RN	T+M
(b) Each Wastewater Odor Treatment System that is not part of a Permitted Sewage Treatment Facility	T+RN	T+M
(c) Each Sewage Sludge Composting Facility	T+RN	T+M

SCHEDULE 57: Laundry Facilities Processing Material Containing Organic Compounds

<u>Fee Unit</u>	<u>Fees</u>	<u>Renewal</u>
	(1)	(2)
Each Laundry Facility	T+RN	T+M

SCHEDULES 58 THROUGH 90, RESERVED

SCHEDULE 91: Miscellaneous - Hourly Rates

The fee for the Authority to Construct, Permit to Operate and annual renewal for items not listed in the above fee schedules of this subsection shall be determined by the actual costs incurred by the Air Pollution Control District. The initial Authority to Construct, Permit to Operate and first year renewal (Column 1) fee per unit shall be the sum of the annual renewal fee per unit determined in Column (2) and the actual Authority to Construct and Permit to Operate evaluation cost determined by using the application related indirect cost multiplier and labor rates specified in Schedule 94. The annual renewal fee per unit (Column 2) shall be the sum of the cost determined using the permit related indirect cost multiplier and labor rates in Schedule 94 plus the air contaminant emissions fee based on Rule 40(r).

The applicant shall deposit with the Air Pollution Control District the amount estimated to cover the cost of evaluation and inspection, including the first year's surveillance, before an Authority to Construct and/or Permit to Operate is processed. If the actual cost incurred by the Air Pollution Control District is less than the amount deposited, the difference shall be refunded to the applicant. If any deposit is insufficient to pay all the actual costs, the applicant shall pay an amount deemed sufficient by the Air Pollution Control Officer to complete the work in progress. If the applicant fails or refuses to pay such amount upon demand, the Air Pollution Control District may recover the same by action in any court of competent jurisdiction until such amount is paid in full, providing the Air Pollution Control Officer determines that it is in the best interest of all parties concerned to proceed. An Authority to Construct and/or Permit to Operate shall not be issued until all required fees are paid.

SCHEDULE 92: Source Testing Done by the District

Whenever the Air Pollution Control Officer finds that it is necessary for the Air Pollution Control District or a contractor hired by the District to make an analysis of the emission from any source for the purpose of more accurately quantifying emissions or determining whether a Permit to Operate or annual renewal of a Permit to Operate shall be issued, or where there is good reason to believe a source may not be in compliance with the District's Rules and Regulations the cost of collection and analysis of samples, including preparing the necessary reports, shall be added to the appropriate fee schedule herein. Source test fees shall be as determined in the following manner:

<u>Fee Unit</u>	<u>Fee</u>
(a) Each Particulate Matter Source Test	\$3703
(b) Each Oxides of Nitrogen Source Test	\$1072
(c) Each Oxides of Sulfur Source Test	T+M
(d) Each Hydrocarbon Vapor Processor Source Test	T+M
(e) Each Observation and Participation of Odor Panel Test	T+M
(f) Each Carbon Monoxide Source Test with a Continuous Analyzer	T+M+\$115
(g) Each Oxides of Nitrogen Source Test with a Continuous Analyzer	T+M+\$115
(h) Each Incinerator Particulate Matter Source Test	T+M
(i) Each Ammonia Slippage Source Test	T+M
(j) Continuous Emission Monitor Evaluation	T+M

The cost of testing not specified in Sections (a) through (j) or where a time and material (T+M) fee is indicated shall be determined using the labor rates specified in Schedule 94.

**SCHEDULE 93: Observations and Evaluations of Source Testing
Performed by Private Companies**

Whenever the Air Pollution Control Officer finds that it is necessary for the Air Pollution Control District to observe source testing performed by private companies for the purpose of determining whether a Permit to Operate or annual renewal of a Permit to Operate shall be issued, or where there is good reason to believe a source may not be in compliance with the District's Rules and Regulations, the cost of the observation and the preparation of a report shall be added to the applicable fees of this rule.

When a test procedure review is requested by a private company and the Air Pollution Control Officer agrees that a review should be made, the cost of the review shall be paid by such private company.

Fee Unit	Fees
(a) Observations	T+M
(b) Source Test Reports	T+M
(c) Test Procedure Review	T+M

SCHEDULE 94: Time and Material (T+M) Labor Rates

Fee Unit	Fees
Engineering Technician	\$39/HR
Junior Engineer	\$42/HR
Assistant Engineer	\$46/HR
Associate Engineer	\$51/HR
Senior Engineer	\$59/HR
Air Quality Inspector I	\$43/HR
Air Quality Inspector II	\$48/HR
Air Quality Inspector III	\$45/HR
Assistant Air Resources Specialist	\$40/HR
Associate Air Resources Specialist	\$50/HR
Assistant Meteorologist	\$59/HR
Associate Meteorologist	\$59/HR
Senior Meteorologist	\$73/HR
Assistant Chemist	\$46/HR
Associate Chemist	\$50/HR
Senior Chemist	\$69/HR
Supervising Instrument Technician	\$60/HR
Instrument Technician I	\$46/HR
Instrument Technician II	\$46/HR
Source Test Technician	\$36/HR
Air Pollution Control Aide	\$32/HR
Student Worker II	\$15/HR
Student Worker III	\$24/HR
Application Related Indirect Cost Multiplier	1.83
Permit Related Indirect Cost Multiplier	1.53

SCHEDULE 95: Sampling and Analysis of Architectural Coatings

Whenever the Air Pollution Control Officer finds that it is necessary for the Air Pollution Control District to make an analysis of an architectural coating for the purpose of determining potential emissions from use of the coating and/or for the purpose of determining compliance with the District's Rules and Regulations, the cost of collection and analysis of samples, including preparing the necessary reports, shall be paid by the manufacturer of the coating. The cost shall be equal to the cost determined by the using the labor rates specified in Schedule 94. The total cost for each sample and analysis shall not exceed \$128.

SCHEDULE 96: Additional Costs Incurred by the District

Whenever the Air Pollution Control District is required to provide consultation, testing or inspection services to a permittee beyond the average consultation, testing and inspection covered by the permit fees specified in the preceding schedules, because the permittee's source is out of compliance with District Rules and Regulations, the cost of such consultation, testing and inspection shall be a fee in addition to the permit fees provided elsewhere in Rule 40. The cost of such consultation, testing and inspection shall be determined using the permit related indirect cost multiplier and labor rates specified in Schedule 94. The permittee shall be billed for the additional fee for the consultation, testing and inspection, and shall remit such amount to the Air Pollution Control District within 30 days of being notified that such amount is due, unless prior arrangements for payment have been approved by the Air Pollution Control Officer.

IT IS FURTHER RESOLVED AND ORDERED that the subject amendments to Rule 40 of Regulation II, shall take effect 30 days after adoption.

PASSED AND ADOPTED by the Air Pollution Control Board of the San Diego County Air Pollution Control District, State of California, this 27th day of June, 1995 by the following votes:

AYES:	Cox, Jacob, Slater, Roberts, Horn
NOES:	None
ABSENT:	None

APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL

BY *Dutton*
DEPUTY

Resolution No. 95-226
6/27/95 (APCB 4)

This is a true certified copy of the original document on file or of record in my office. It bears the seal of the County of San Diego and signatures of the Clerk of the Board of Supervisors, imprinted in purple ink.

Thomas J. Rostagno
Clerk of the Board, San Diego County, California
6/27/95
Data: _____ By Deputy: *J. Moutleone*



**AIR POLLUTION CONTROL DISTRICT
SAN DIEGO COUNTY**

RULE 40. - PERMIT AND OTHER FEES

WORKSHOP REPORT

A workshop notice was mailed to all District permit holders. Notices were also mailed to all Economic Development Corporations and Chambers of Commerce in San Diego County, the U.S. Environmental Protection Agency (EPA), the California Air Resources Board (ARB), and other interested parties.

The workshop was held on May 18, 1995, and was attended by approximately 31 people. The comments and District responses are as follows:

1. WORKSHOP COMMENT:

When did motor vehicle registration fees start to be collected?

DISTRICT RESPONSE:

Collection of these fees began in 1991.

2. WORKSHOP COMMENT:

What is or has this money been used for?

DISTRICT RESPONSE:

The state Health and Safety Code specifies that motor vehicle registration fees can only be used to reduce air pollution from motor vehicles and for related planning, monitoring, enforcement, and technical studies. Old vehicle buyback and scrappage, clean bus purchases, college student mass transit fare subsidies, fleet vehicle conversions to natural gas, teleconferencing, telecommuting centers, motor vehicle emission control retrofits, public awareness and a smoking vehicle hot-line are some of the projects that have been funded with this money. Funding has also been allocated to the District for costs directly related to Motor Vehicles, such as developing and implementing the motor vehicle registration fee program and monitoring funded projects.

3. WORKSHOP COMMENT:

How did the District calculate the motor vehicle-related District costs that are being offset by the motor vehicle registration fund money?

DISTRICT RESPONSE:

The state Health and Safety Code specifies that motor vehicle registration fees can only be used to reduce air pollution from motor vehicles and for related planning, monitoring, enforcement, and technical studies. During the 1995-96 budget process, three District cost centers were established, 1) stationary source related, 2) motor vehicle related, and 3) air monitoring related. Proposed expenditures and revenues were identified to each cost center. Costs include direct labor, services and supplies and equipment, plus allocated indirect, administrative and lease costs. Costs not currently paid for by motor vehicle fees, but eligible for funding under state law, include monitoring and planning costs. The District proposes funding \$1,316,945 of the Air Quality Monitoring cost center from

motor vehicle registration fees. Strategy and planning activities related to motor vehicles emissions are now included with other direct motor vehicle related costs in the Motor Vehicle Emission Reduction Programs cost center. As a result, motor vehicle registration fee funding for directly related costs will increase \$197,360.

The percentage of air monitoring costs related to motor vehicles was calculated as follows:

Labor costs for actual operation and maintenance of the air monitoring network were totaled for each pollutant (ozone, reactive hydrocarbons, oxides of nitrogen, carbon monoxide, particulate matter and oxides of sulfur), and non-specific labor (e.g. air monitoring system related but not related to any one air pollutant - such as quality assurance review of air quality data) was apportioned in proportion to the number of monitors for a specific pollutant compared to the total number of monitors for all pollutants. Costs of the central data acquisition system were apportioned among gaseous pollutants in proportion to the number of monitors for each gaseous pollutant, compared to the total number of gaseous pollutant monitors. Ozone related monitoring and data analysis costs were apportioned evenly between reactive hydrocarbons and oxides of nitrogen.

The percentage of air monitoring costs associated with each pollutant was developed by comparing actual labor hours expended in monitoring a specific pollutant to total labor hours for monitoring all pollutants. This percentage was applied to the most current ARB emissions data identifying the percent of each pollutant attributable to on road motor vehicles (the source of vehicle registration fees). An aggregate percentage of 64.4% was derived and applied to the net direct cost (\$1,947,568) of the cost center to yield a motor vehicle emission-related cost for air quality monitoring of \$1,254,233. A 5% allowable administrative cost was added (\$62,712) to produce a motor vehicle emission-related cost for Air Quality Monitoring of \$1,316,945.

During Phase II of the fee revisions for 1996-97, the issue of identifying District costs related to motor vehicle emissions and recoverable through motor vehicle registration fees will be revisited.

4. WORKSHOP COMMENT:

Why are the changes in fee schedule amounts not occurring in the same proportional amount?

DISTRICT RESPONSE:

When the fee schedules were last revised, the emissions fee portion of the fee was added to the labor based portion to develop the overall permit renewal fee. For the currently proposed fees, since the labor based component of the fees is not being revised in Phase I, the emissions based component was deleted from the fee schedules and the remaining labor-based portion is presented in the revised fee schedules. Because the emissions component in the existing fee schedules vary from one fee unit to another, the resulting reductions in the fee schedules vary when the emission component is deleted, and have no proportional relationship.

5. WORKSHOP COMMENT:

Explain the complexity categories in Schedule 40(m) - Air Toxics Hot Spots fees.

DISTRICT RESPONSE:

The District is using a "complexity" classification system very similar to that used by the state Air Resources Board (ARB). It differs slightly in that ARB used a source classification code to distinguish processes. The District proposes to use source/equipment categories to distinguish

processes since there is insufficient source classification code data available and such codes can give skewed ratings of source complexity.

6. WORKSHOP COMMENT:

Explain how facility emission fees work using Fee Schedule 28(f) as an example for a remote reservoir cleaner.

DISTRICT RESPONSE:

If the remote reservoir cleaner is at a source with emissions over 10 tons per year, the facility will pay source specific fees consisting of the labor based renewal fee (\$20) specified in Fee Schedule 28 of Rule 40 for the cleaner plus the facility emissions fee of \$60 per ton. If there are other emission units at that same site, the labor based fee specified in the fee schedules for that equipment must also be paid. If the cleaner is at a source having emissions less than 10 tons per year, the permit renewal fee will be \$20 for the remote reservoir cleaner plus a \$30 emissions fee for the facility.

7. WORKSHOP COMMENT:

Explain what the fee will be for Fee Schedule 28(k) for a contract degreaser.

DISTRICT RESPONSE:

For Fee Schedule 28(k), the annual renewal fee will be a \$12 labor cost per fee unit and a \$4 emission fee per fee unit assuming emissions at the site are less than 10 tons per year. Contract degreasers are typically permitted by the contract vendor rather than the individual sources.

8. WORKSHOP COMMENT:

Does the 10 ton per year level apply to a single pollutant or an aggregate of all pollutants?

DISTRICT RESPONSE:

The source specific emissions fee applies if any single criteria air pollutant, specifically VOC, NO_x, SO_x, PM₁₀ or CO is over 10 tons per year. However, the emissions based fee is then calculated based on the aggregate emissions of all five criteria pollutants for the entire facility and not on each specific emission unit.

9. WORKSHOP COMMENT:

Clarify how the permit renewal fee in Schedule 38(a) is calculated.

DISTRICT RESPONSE:

The facility will pay the amount listed in Schedule 38(a) for each process line plus a fee of \$60 per ton of total facility emissions as determined from the most recently approved emissions inventory, assuming the facility emits more than 10 tons per year of one of the five inventoried criteria pollutants.

10. WORKSHOP COMMENT:

Will the Air Toxics Hot Spots fees and regular permit renewal fees be on the same billing that a business gets from the District?

DISTRICT RESPONSE:

The District's goal is to have one billing for permit renewals and Air Toxics Hot Spots fees. However, at the present time, the District is not yet able to implement a one bill system.

11. WORKSHOP COMMENT:

What complexity category will dry cleaners fall under in the Air Toxics Hot Spots program?

DISTRICT RESPONSE:

Dry cleaners will fall under the "Industry-wide Survey Facilities" category.

12. WORKSHOP COMMENT:

If a gas station has a remote reservoir cleaner (degreaser), do they pay a \$30 facility fee?

DISTRICT RESPONSE:

No. The service station will pay the labor-based fee specified in the fee schedules for the gasoline dispensing nozzles (\$48/nozzle) and degreaser (\$20) plus an emissions-based fee of \$9 for each dispensing nozzle. There is no additional fee for the degreaser because the dispensing of gasoline is the most representative activity at a service station.

13. WORKSHOP COMMENT:

If more than one emission source category fee applies to a facility, which one do you use?

DISTRICT RESPONSE:

The emissions based portion of the fee is based on the fee category that is most representative of the activity of the facility. For the case just discussed where a service station also has a degreaser, the most representative activity at the facility is gasoline dispensing and therefore the emissions portion of the fee is \$9 per dispensing nozzle.

14. WORKSHOP COMMENT:

Will businesses have to pay for EPA review of Title V operating permits?

DISTRICT RESPONSE:

No, businesses will not have to pay EPA costs associated with EPA's review of Title V permits.

15. WORKSHOP COMMENT:

Will businesses have to pay a base fee for each permit unit under the Title V program plus a time and material cost?

DISTRICT RESPONSE:

No, the base fee (\$2,200) applies to the entire facility regardless of how many permit units are at that location. The time and materials charge is added to that base fee. The base fee recovers District Title V program development costs and applies only to the initial Title V application. It does not apply to subsequent applications.

16. WORKSHOP COMMENT:

Will "synthetic minor" sources have to pay Title V permit fees?

DISTRICT RESPONSE:

No, however, District costs associated with creating "synthetic minor" source permits will be recovered through fees for applications from facilities requesting modifications of their existing permits in order to create a "synthetic minor" status.

17. WORKSHOP COMMENT:

Are military facilities considered complex facilities under Schedule 40(m) - Air Toxics Hot Spots fees?

DISTRICT RESPONSE:

Yes, all military facilities with District permits will be considered complex facilities.

18. WORKSHOP COMMENT:

Can the District provide any estimate of what the Title V fees will be?

DISTRICT RESPONSE:

It is very difficult to estimate Title V fees because of the variability in facility complexity and the unknown affect EPA's proposed changes to the Title V program will have on local costs. In the early stages of the local Title V program development, the District estimated an average cost of \$10,000 per facility. However, a number of factors that will affect application processing costs have changed since that time.

19. WORKSHOP COMMENT:

What does the term "cost recovery fee" pertain to in the Title V fee requirements?

DISTRICT RESPONSE:

It refers to the recovery of the District's actual costs associated with processing a Title V operating permit application, as determined on a time and material basis. It is more fully described in the first part of Section (s).

20. WORKSHOP COMMENT:

When will the District begin to work on Phase II of the fee changes involving the labor based fee component?

DISTRICT RESPONSE:

The District will begin this effort in the fall of this year.

21. WORKSHOP COMMENT:

Should businesses be at the June 27 meeting of the Air Pollution Control Board meeting

DISTRICT RESPONSE:

The June 27 (2:00 p.m.) meeting before the Air Pollution Control Board is a public meeting and business are welcome to attend to provide comments on the District's recommendations for revisions to Rule 40.

22. COMMENT

Rule 40(a)(2) and 40(a)(3) need to be revised to include references to updated new source review regulations?

DISTRICT RESPONSE:

Rule 40(a)(2) and 40(a)(3) have been revised to include Rules 20.1 through 20.10.

23. COMMENT

If an Authority to Construct is denied, canceled or the application withdrawn, will the Air Contaminant Emission Fee collected in conjunction with the application fee for that A/C be refunded?

DISTRICT RESPONSE:

Yes. A sentence has been added to Rule 40(a)(8) to clarify that the Air Contaminant Emission Fee will be refunded if collected specifically for an Authority to Construct that was denied or canceled, or for an application that was withdrawn.

24. COMMENT

Should Rule 40(b), paragraph 4, be revised to specify the Air Contaminants Emission Fee, and the resulting penalty for under-reporting emissions?

DISTRICT RESPONSE:

Yes. This paragraph has been reworded to specify the Air Contaminants Emission Fee.

25. COMMENT

Should Rule 40(h) be revised to clarify that the annual permit renewal fee for a facility includes the total of all permit fees for all fee units (from the fee schedules), plus an Air Contaminant Emission Fee based on actual emissions at the facility determined pursuant to Rule 40(r)?

DISTRICT RESPONSE:

Yes. To clarify the annual renewal cost, the last sentence in the first paragraph in 40(h) has been deleted and sentences containing clarifying language has been added in its place.

26. COMMENT

Should introductory language be added at the beginning of Rule 40(r) to explain the Air Emission Contaminant Fee?

DISTRICT RESPONSE:

Yes. A descriptive lead paragraph has been added to Rule 40(r).

27. COMMENT

For new sources, how will the emissions be determined?

DISTRICT RESPONSE:

The language in Rule 40(r) regarding new sources has been revised to explain that estimated emissions will be used until approved emission inventory data is available.

28. COMMENT

Should the fee for Fee Schedule 27(g) be removed from Rule 40(r)(2) since it is over 10 tons per year and subject to Rule 40(r)(1)?

DISTRICT RESPONSE:

Yes. The source specific fee for 27(g) facilities has been deleted from 40(r)(2), because sources with 10 tons or more of emissions per year are subject to 40(r)(1).

29. COMMENT

Should Fee Schedule 91 be revised to clarify that the annual permit renewal fee for a facility includes the total of all permit fees for all fee units from the fee schedules, plus the Air Contaminant Emission Fee based on actual emissions at the facility, determined pursuant to Rule 40(r)?

DISTRICT RESPONSE:

Yes. Fee Schedule 91 has been revised as recommended.

30. COMMENT FROM INDUSTRY

What percentage of the District's annual budget is represented by the \$1.3 million [from AB2766] proposed to offset costs.

DISTRICT RESPONSE:

\$1.3 million is the increase in AB2766 funding for District costs, primarily for the motor vehicle share of air quality monitoring costs. Total budgeted revenue from AB2766 in the FY 1995-96 budget is \$2,041,603, including District costs for motor vehicle related programs, currently funded by AB2766 revenue. This represents approximately 17.7% of the proposed 1995-96 budget.

31. COMMENT FROM INDUSTRY

Has the APCD carefully studied the South Coast AQMD budget to determine that all non-stationary source costs which should be recovered by motor vehicle fees have been identified.

DISTRICT RESPONSE:

The District has carefully allocated its FY 1995-96 proposed budget costs to identify motor vehicle related costs appropriate for AB2766 funding. As indicated in the District Response to Workshop Comment 3, the District will continue to review and analyze all costs and, during Phase II of the fee revisions for FY 1996-97, further refine those that are related to motor vehicles and appropriate for AB2766 funding. SDAPCD's cost allocation approach is similar to that used by many air districts in California, but is unique to District activities and functions needed to serve the business and community needs of San Diego County.

RJS:m:jo
06/06/95