



Air Pollution Control Board
Greg Cox District 1
Dianne Jacob District 2
Pam Slater-Price District 3
Ron Roberts District 4
Bill Horn District 5

DATE: June 22, 2005
TO: San Diego County Air Pollution Control Board
SUBJECT: REVISIONS TO RULE 40 – PERMIT AND OTHER FEES (District: All)
SUMMARY:

Overview

State law authorizes air pollution control districts to adopt a schedule of fees to recover permitted stationary source program costs not otherwise funded. Rule 40 (Permit and Other Fees) contains the San Diego County Air Pollution Control District's schedule of stationary source permit fees. The proposed amendments to Rule 40 were developed in accordance with Board direction of June 17, 1998 (APCB #3). These amendments will result in a fee revenue increase of approximately \$300,000. The Air Pollution Control District is proposing no increases in staff positions and will continue to manage and contain costs in order to mitigate the magnitude of fee increases. This proposal does not reflect full-cost recovery of stationary source program costs solely from permit fees. The Fiscal Year 2005-07 Proposed Operational Plan includes a balanced plan of funding from permit fees, asbestos program fees, Environmental Protection Agency and State grants, miscellaneous revenues, and fund balance. The District continues to ensure that services are provided at levels responsive to business customer and program needs while minimizing costs. The increase in fees reflects the Consumer Price Index for San Diego County.

Two permit renewal fee schedules are being eliminated, six are being reduced, and the remaining 182 are being increased by 3.7%. Permit application and source test fees are being increased 3.7%. The Air Pollution Control District is proposing no increase in the current \$101 per ton annual emissions fee and no increase in asbestos plan fees. The amendments would add two categories of supplemental fees. One would be a one-time supplemental fee added to the permit renewal fee for diesel-fueled, emergency standby engines. The other would be added to approximately 40 permit application fee schedules to replace a portion of current time-and-materials-based charges for evaluating certain sources of toxic air contaminants. Also added are a surcharge of 3.4% for all credit card payments and \$1 to \$5 increases in non-refundable permit application-processing fees to recover Air Pollution Control District costs.

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Recommendation(s)

AIR POLLUTION CONTROL OFFICER

1. Waive Board Policy B-29; Fees, Grants, Revenue Contracts-Department Responsibility for Cost Recovery.
2. Make appropriate findings, as required by Section 40727 of the Health and Safety Code.
3. Adopt the Resolution entitled Amending Rule 40 of Regulation III of the Rules and Regulations of the San Diego County Air Pollution Control District, to be effective July 1, 2005. This would revise permit application and renewal fees.

Fiscal Impact

This request is included in the Fiscal Year 2005-07 Air Pollution Control District Operational Plan. If approved, this request will result in an increase of approximately \$300,000 in Fiscal Year 2005-06 revenues, consistent with the Operational Plan. It will not require additional staff years. The Air Pollution Control District continues to manage staff resources at levels corresponding to business demands as part of its cost containment plan to mitigate cost increases and resulting fee impacts.

Business Impact Statement

Under this recommendation, overall permit-related fees for regulated businesses will increase by approximately \$300,000. Fees charged to most Air Pollution Control District business customers will increase 3.7%; fees for some customers will decrease; emission fees for businesses will not be increased. Local businesses are aware of the ongoing Air Pollution Control District cost containment strategy of managing position vacancies, consistent with current business demands, in lieu of otherwise greater fee increases. The proposed amendments to Rule 40 were discussed with Air Pollution Control District business customers at a public workshop held on May 12, 2005. Workshop customer questions and comments are discussed in Attachment D.

Advisory Board Statement

The Air Pollution Control District Advisory Committee recommended approval of the proposed Rule 40 revisions at its May 16, 2005, meeting.

BACKGROUND:

The Air Pollution Control District (District) operates a permit program to ensure local business and government facilities comply with federal, State, and local air pollution control laws. The District reviews plans for new and expanding sources, conducts periodic compliance inspections, performs and witnesses emissions testing, and provides compliance information outreach to assist businesses in compliance efforts. Currently, there are 4,271 individual sources maintaining 11,263 permits.

State law authorizes the District to adopt a schedule of fees to recover the full cost of District programs related to permitted stationary sources not otherwise funded. Permit-related programs

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account for 77% of total District costs. Program costs are funded in the Fiscal Year (FY) 2005-07 Proposed Operational Plan through permit-related business fees, asbestos program fees, State and federal grants, a portion of vehicle registration fees, and fund balance. The proposed fee increases will not provide full-cost recovery of permit program costs. As in previous years, the District proposes to use fund balance to mitigate greater fee increases for business customers, consistent with the Operational Plan.

A methodology adopted by the Air Pollution Control Board in 1998, and recommended by a Fee Review Group consisting of large and small businesses having District permits, is used to calculate fees for initial permit applications and annual permit renewals. The methodology applies a uniform hourly rate for each job classification (e.g., engineer, inspector, chemist) to each type of work being done. This hourly rate recovers directly billable labor costs as well as the permit-related costs not directly billable to permitted sources including supervision, training, records maintenance, accounting, labor tracking, permit streamlining efforts, and fee development.

Health and Safety Code Section 41512.7(d) specifically authorizes the District to increase fees as necessary to recover actual costs of permits for stationary sources, provided the aggregate increase is not more than 15% in a fiscal year and provided the fees are based on a labor tracking and fee calculation methodology that meets specified criteria. The amendments to Rule 40 will continue to fund District operations with a 3.7% increase in aggregate permit fee revenues, consistent with the Consumer Price Index for San Diego County, and are based on a fee methodology consistent with the requirements of State law.

District fees were last revised on June 23, 2004 (APCB #1). At that time, the Board approved a fee revenue increase of approximately 8.8% (\$607,000). That increase was used to partially offset permit program salary and benefit increases and the continued reduction in State subvention funds. The District offset the majority of these increases (and lost revenues) by permanently deleting staff positions, holding certain positions vacant, reducing services and supplies expenditures, and deferring monies planned for relocating District offices. The preceding year, Rule 40 was amended on August 13, 2003 (APCB #1), increasing fee revenue 5.4%. This followed a one-time 10% fee discount for FY 2001-02 and no fee increase for FY 2002-03. In recent years, the District has absorbed cost increases by implementing cost containment measures, process streamlining, and use of reserves.

Permit Renewal Fees

Permit renewal fees are calculated to recover costs related to permit inspections and permit system maintenance. Fixed permit renewal fees are based on the average actual labor hours required to inspect each specific type of equipment and the Rule 40, Fee Schedule 94 labor rates. Average renewal hours for each fee schedule are typically based on actual staff labor charges for the last five years. Under the amendments to Rule 40, six permit renewal fee schedules will decrease to reflect adjusted labor costs, while 182 will be increased by 3.7% to recover required labor costs. Two facility-specific renewal fee schedules are no longer warranted and will be deleted. Labor costs for those two schedules are now in line with other similar equipment.

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In addition, a new one-time \$158 supplemental fee would be added for certain emergency standby diesel engines. Maintenance and testing operations for a large number of these engines (~1,300) will be limited to comply with a new statewide Air Toxics Control Measure. The new supplemental fee will allow the District to recover its costs of outreach, reviewing operator compliance plans (required by the State), and updating permits for all affected engines.

Application Fees

Application fees recover costs related to evaluating applications for Authority to Construct and Permit to Operate equipment subject to District regulations. Fixed application fees are established for equipment requiring relatively consistent numbers of labor hours and are based on the average hours to evaluate an initial permit application or modification for each type of equipment. Time-and-materials (T+M) fees are used for equipment or processes where labor hours vary significantly from one application to another or when there is a lack of historic data for estimating the hours to complete an application evaluation.

There are 194 permit (and registration) application fee schedules. For FY 2005-06, two fee schedules would be deleted. The remaining permit application fee schedules are proposed to increase by 3.7%.

Forty of the permit application fixed fee schedules will be further increased to include a \$140 air toxics de minimis evaluation fee. This fee is already required as part of a T+M-based additional evaluation fee under the provisions of Section (d)(5) of current Rule 40. It is intended to recover the District's cost of the initial review of a permit application to determine toxic air contaminant emissions and whether the project passes a de minimis check. If a de minimis check indicates a potential for a health risk concern, a project-specific public health risk evaluation is required and related costs are recovered through additional evaluation fees. Moving this initial de minimis evaluation cost recovery from the current T+M-based fee to a fixed amount for fixed fee schedules will ensure that this cost is recovered equally for all affected permit applications.

Emissions Fees

The District is proposing no increase in the current \$101 per ton annual emissions fee for FY 2005-06. Emissions fees recover the costs associated with small business assistance, stationary source-related rule development, emissions inventory programs, certain Hearing Board-related activities, and citizen complaint investigations. Emissions fees are assessed based on emissions from permitted sites. The emissions fee rate was held at \$82 per ton of emissions for five years (with a one-year 10% discount in FY 2001-02) until FY 2003-04 when the emissions fee rate was increased to \$92 per ton. In FY 2004-05, the rate was increased to \$101 per ton.

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Emissions Source Testing Fees

The emissions source testing and test witnessing fee schedules recover costs associated with testing or test witnessing of equipment to determine compliance. There are 20 fee schedules for various types of emissions source testing performed by the District and five schedules for witnessing tests conducted by contractors. Eight of these schedules are fixed fees, the remainder T+M based. These fixed fee schedules are increasing an average of \$54 (3.7%).

Asbestos Demolition or Renovation Notification Fees

These fees are to cover District costs for reviewing asbestos demolition or renovation notifications, and for conducting related inspections to ensure compliance with federal and District asbestos control requirements. The District is proposing no change in the current fees for this program.

Labor Rates

Labor rates in Fee Schedule 94 (used for T+M fees) are being increased 3.7% to recover labor cost increases. While this does not reflect full-cost recovery, it provides sufficient permit fee revenue increases to meet the District's Operational Plan. Pursuant to the Fee Review Group's fee development methodology, department-wide costs including materials and supplies not billable to a specific project are also included in these hourly labor rates.

Credit Card Payments

The District is proposing to apply a 3.4% surcharge to all fees paid by credit card in order to recover the costs of charges to the District by credit card companies. Current Rule 40 applies a 3% surcharge to credit card payments greater than \$5,000. More than 95% of credit card payments have been for less than \$5,000 and the surcharges received from these few large payments have been significantly less than the total charges incurred by the District.

Processing Charges

Several permit processing fees within Rule 40 are proposed for increase to recover increased labor costs. The non-refundable permit-application processing fee will be increased \$5 (from \$90 to \$95), the annual permit renewal site (ID) fee will be increased \$1 (from \$34 to \$35), and the annual renewal permit-processing fee will be increased \$2 (from \$23 to \$25). A new provision is being added to require payment of past-due permit renewal and late fees when a person has operated an emission unit after allowing the permit to lapse due to non-payment of annual renewal fees.

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Linkage to the County of San Diego's Strategic Plan

The recommended changes to Rule 40 will provide increased permit-related revenues to partially offset increased District permit program costs. This program aligns with the County's strategic initiatives (Kids, Safe and Livable Communities, and Environment). It helps ensure compliance with federal, State, and local air pollution control laws, helps to protect children's health, helps provide a safe and livable community, and improves the environment (air quality) for the residents of San Diego County.

Respectfully submitted,



ROBERT R. COPPER
Deputy Chief Administrative Officer

RICHARD J. SMITH
Air Pollution Control Officer

ATTACHMENTS

- A. Fee Schedules
- B. Resolution Amending Rule 40 of the District's Rules and Regulations
- C. Change Copy of Rule 40
- D. Workshop Report

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AGENDA ITEM INFORMATION SHEET

CONCURRENCE(S)

COUNTY COUNSEL REVIEW

☒ Yes

D 12/05

Written disclosure per County Charter

Section 1000.1 required

☐ Yes

☒ No

GROUP/AGENCY FINANCE DIRECTOR

☒ Yes

☐ N/A

CHIEF FINANCIAL OFFICER

☒ Yes

☐ N/A

Requires Four Votes

☐ Yes

☒ No

GROUP/AGENCY INFORMATION

TECHNOLOGY DIRECTOR

☐ Yes

☒ N/A

CHIEF TECHNOLOGY OFFICER

☐ Yes

☒ N/A

DEPARTMENT OF HUMAN RESOURCES

☐ Yes

☒ N/A

Other Concurrence(s): N/A

ORIGINATING DEPARTMENT: Air Pollution Control District, County of San Diego

CONTACT PERSON(S):

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Richard J. Smith, Air Pollution Control Officer

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AGENDA ITEM INFORMATION SHEET

(continued)

PREVIOUS RELEVANT BOARD ACTIONS:

June 23, 2004 (APCB #1) Revisions to Rule 40 – Permit and Other Fees; August 13, 2003 (APCB #1), Revisions to Rule 40 – Permit and Other Fees; June 20, 2001 (APCB #1), Revisions to Rule 40 – Permit and Other Fees; June 21, 2000 (APCB #1), Adopt Amendments To Rule 40 – Permit and Other Fees and Rule 42 – Hearing Board Fees; June 17, 1998 (APCB #3), Adopt Amendments To Rule 40 – Permit and Other Fees.

BOARD POLICIES APPLICABLE:

Policy B-29; Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery.

BOARD POLICY STATEMENTS:

N/A

CONTRACT AND/OR REQUISITION NUMBER(S):

N/A

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FISCAL IMPACT STATEMENT

DEPARTMENT: Air Pollution Control District

PROGRAM: Air Quality Control

PROPOSAL: Revision to Rule 40 - Permit and Other Fees

	FUTURE YEARS ESTIMATED BUDGET OF PROPOSAL IF ADOPTED				
	(a)	(b)	(c)	(d)	(e)
	Budgeted Amount For Proposal	Proposed Change in Budgeted Amount	Proposed Revised Current Year Budget (a+b)	1st Subsequent Year	2nd Subsequent Year
Direct Cost	\$14,850,730	\$0	\$14,850,730	\$14,850,730	\$14,850,730
Revenue/Other Offset	\$14,850,730	\$0	\$14,850,730	\$14,850,730	\$14,850,730
NET GENERAL FUND COST	0	0	0	0	0
Staff Years	99.0	0	99.0	99.0	99.0

Sources of Revenue/Other Offset for Proposed Change and Subsequent Years:

Space-Related Impacts: Will this proposal result in any additional space requirements? ☐ Yes ☒ N/A

Support/Other Departmental Impacts: ☒ Yes ☐ N/A

The District is requesting approval to waive B-29 because the proposed fee amendments are not full-cost recovery. The District is supplementing Fiscal Year 2005-06 fee revenue with approximately \$0.3 million in fund balance.

Remarks: ☒ Yes ☐ N/A

This request is included in the Fiscal Year 2005-06 District Operational Plan. This request will generate revenues from fees, licenses, and permits of approximately \$7,808,102, an increase of \$300,000 over the Fiscal Year 2004-05 Rule 40 fee schedules. The balance of the \$14.8 million Stationary Source Program is funded in the Fiscal Year 2005-07 Proposed Operational Plan by asbestos program fees, Environmental Protection Agency and State grants, miscellaneous revenues, and fund balance.

Fee Sched.	Description	Application Fee				Renewal Fee		
		Old	New	Inc (Dec)		Old	New	Inc (Dec)
	Schedule 1: Abrasive Blasting Equipment Excluding Rooms and Booths							
01 A	Each Pot 100 pounds capacity or larger with no Peripheral Equipment	\$497	\$655	\$158	**	\$71	\$74	\$3
01 B	Each Pot 100 pounds capacity or larger loaded Pneumatically or from Storage Hoppers	\$895	\$1,068	\$173	**	\$61	\$63	\$2
01 C	Each Bulk Abrasive Blasting Material Storage System	\$1,259	\$1,445	\$186	**	\$94	\$97	\$3
01 D	Each Spent Abrasive Handling System	\$1,076	\$1,255	\$179	**	\$64	\$66	\$2
01 X	Each Portable Abrasive Blasting Unit, Registered Under Rule 12.1	\$405	\$420	\$15		\$143	\$148	\$5
	Schedule 2: Abrasive Blasting Cabinets, Rooms and Booths							
02 A	Each Abrasive Blasting Cabinet, Room or Booth	\$2,004	\$2,215	\$211	**	\$126	\$130	\$4
02 B	Each Cabinet, Room, or Booth with an Abrasive Transfer or Recycle System	\$1,784	\$1,987	\$203	**	\$101	\$105	\$4
	Schedule 3: Asphalt Roofing Kettles and Tankers used to Store, Heat, Transport, and Transfer Hot Asphalt							
03 A	Each Kettle or Tanker with capacity greater than 85 gallons	\$775	\$802	\$27		\$60	\$62	\$2
03 B	Each Kettle or Tanker with capacity greater than 85 gallons and requiring emission control equipment	T+RN	T+RN			\$203	\$210	\$7
03 W	Each Kettle or Tanker, Registered Under Rule 12	\$265	\$273	\$8		\$52	\$53	\$1
	Schedule 4: Hot-Mix Asphalt Paving Batch Plant							
04 A	Each Hot-Mix Asphalt Paving Batch Plant	T+RN	T+RN			\$1,672	\$1,734	\$62
	Schedule 5: Rock Drills							
05 A	Each Drill with water controls	\$904	\$1,075	\$171	**	\$56	\$58	\$2
05 B	Each Drill with controls other than water	T+RN	T+RN			\$40	\$42	\$2
05 W	Each Drill, Registered Under Rule 12	\$332	\$343	\$11		\$42	\$44	\$2
	Schedule 6: Sand, Rock, Aggregate Screens, and Other Screening Operations, when not used in Conjunction with other Permit Items in these Schedules							
06 A	Each Screen Set	\$1,699	\$1,902	\$203	**	\$150	\$156	\$6
06 X	Each Portable Sand and Gravel Screen Set, Registered Under Rule 12.1	\$350	\$363	\$13		\$126	\$130	\$4
	Schedule 7: Sand, Rock, and Aggregate Plants							
07 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	T+RN			\$259	\$268	\$9
07 B	Each Screening System (involves all screens serving a given primary or secondary crusher system)	T+RN	T+RN			\$53	\$54	\$1
07 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	T+RN			\$30	\$31	\$1
07 X	Each Portable Rock Crushing System, Registered Under Rule 12.1	\$541	\$561	\$20		\$143	\$148	\$5
	Schedule 8: Concrete Batch Plants, Concrete Mixers over One Cubic Yard Capacity and Separate Cement Silo Systems							
08 A	Each Concrete Batch Plant (including Cement-Treated Base Plants)	T+RN	T+RN			\$243	\$252	\$9
08 B	Each Mixer over one cubic yard capacity	T+RN	T+RN			\$156	\$161	\$5
08 C	Each Cement or Fly Ash Silo System not part of another system requiring a Permit	T+RN	T+RN			\$138	\$143	\$5
08 D	Expo Builders (1084A)* - New FY 04/05	T+RN	T+RN			\$420	\$436	\$16
08 X	Each Portable Concrete Batch Plant, Registered Under Rule 12.1	\$366	\$380	\$14		\$157	\$162	\$5
	Schedule 9: Concrete Product Manufacturing Plants							
09 A	Each Plant	T+RN	T+RN			\$174	\$181	\$7
	Schedule 11: Tire Buffers							
11 A	Each Buffer	T+RN	T+RN			\$180	\$187	\$7
	Schedule 12: Smoke Houses							
12 H	Each Smoke House	T+RN	T+RN			\$170	\$176	\$6
	Schedule 13: Boilers and Heaters							
13 A	Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input	\$1,880	\$2,090	\$210	**	\$218	\$226	\$8
13 B	Each 50 MM BTU/HR up to but not including 250 MM BTU/HR	T+RN	T+RN			\$313	\$325	\$12
13 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	T+RN			T+RN	T+M	

*One time fee to recover costs of new State air toxics measure for stationary diesel engines.(34K)

** Application fee includes \$140 air toxics de minimus evaluation fee currently recovered as T based fee.

Fee Sched.	Description	Application Fee				Renewal Fee		
		Old	New	Inc (Dec)		Old	New	Inc (Dec)
13 D	Each 100 Megawatt output or greater (based on an average boiler efficiency of 32.5%)	T+RN	T+RN			\$2,341	\$2,428	\$87
13 F	Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input at a single site where more than 5 such units are located	\$1,665	\$1,866	\$201	**	\$88	\$91	\$3
13 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+RN			T+RN	T+M	
13 H	Each 100 Megawatt gross output or greater where a Notice of Intention has been filed with the California Energy Commission	T+RN	T+RN			T+RN	T+M	
	Schedule 14: Non-Municipal Incinerators							
14 A	Waste burning capacity up to and including 100 lbs/hr	T+RN	T+RN			\$308	\$319	\$11
14 B	Waste burning capacity greater than 100 lbs/hr	T+RN	T+RN			\$585	\$607	\$22
14 C	Burning capacity up to and including 50 lbs/hr used exclusively for the incineration or cremation of animals	T+RN	T+RN			\$190	\$197	\$7
14 D	Emission Controls or Modification for ATCM	T+RN	T+RN				N/A	
14 E	Zoological Society of San Diego (85210A)	T+RN	T+RN			\$871	\$904	\$33
	Schedule 15: Burn-Out Ovens							
15 A	Each Electric Motor/Armature Refurbishing Oven	T+RN	T+RN			\$128	\$132	\$4
15 C	Each IC Engine Parts Refurbishing Unit	T+RN	T+RN			\$153	\$159	\$6
15 D	USN SIMA (4845C)	T+RN	T+RN			\$430	\$445	\$15
	Schedule 18: Metal Melting Devices							
18 C	Each Pit or Stationary Crucible	T+RN	T+RN			\$603	\$625	\$22
18 D	Each Pot Furnace	\$2,178	\$2,399	\$221	**	\$206	\$214	\$8
18 E	Each Induction Furnace	T+RN	T+RN			\$61	\$63	\$2
	Schedule 19: Oil Quenching and Salt Baths							
19 A	Each Tank	T+RN	T+RN			\$98	\$101	\$3
	Schedule 20: Gas Turbine Engines, Test Cells and Test Stands							
20 A	Each Aircraft Propulsion Turbine, Turboshift, Turbojet or Turbofan Engine Test Cell or Stand	T+RN	T+RN			\$186	\$193	\$7
20 B	Each Aircraft Propulsion Test Cell or Stand at a facility where more than one such unit is located	T+RN	T+RN			\$77	\$80	\$3
20 C	Each Non-Aircraft Turbine Test Cell or Stand	T+RN	T+RN			\$54	\$56	\$2
20 D	Each Non-Aircraft Turbine Engine 1 MM BTU/HR up to but not including 50 MM BTU/HR input	T+RN	T+RN			\$705	\$731	\$26
20 E	Each Non-Aircraft Turbine Engine 1 MM BTU/HR up to but not including 50 MM BTU/HR input	T+RN	T+RN			\$4,530	\$4,698	\$168
20 F	Each Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input	T+RN	T+RN			\$2,327	\$2,413	\$86
20 G	Each Unit used solely for Peak Load Electric Generation	T+RN	T+RN			\$726	\$753	\$27
20 H	Each Standby Gas Turbine used for Emergency Power Generation	T+RN	T+RN			\$100	\$104	\$4
	Schedule 21: Waste Disposal and Reclamation Units							
21 A	Each Paper or Wood Shredder or Hammermill Grinder	T+RN	T+RN			\$237	\$246	\$9
	Schedule 22: Feed and Grain Mills and Kelp Processing Plants							
22 A	Each Receiving System (includes Silos)	T+RN	T+RN			\$427	\$443	\$16
22 B	Each Grinder, Cracker, or Roll Mill	T+RN	T+RN			\$69	\$72	\$3
22 C	Each Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill	T+RN	T+RN			\$46	\$48	\$2
22 D	Each Mixer System	T+RN	T+RN			\$74	\$77	\$3
22 E	Each Truck or Rail Loading System	T+RN	T+RN			\$94	\$97	\$3
22 F	CP Kelco: Shaker, Screen, Pelletizer, Cleaner, Hammermill (203A)	T+RN	T+RN			\$671	\$527	(\$144)
22 G	ISP Alginates: Shaker, Screen, Pelletizer, Hammermill (7006A)	T+RN	T+RN			\$100	\$104	\$4
	Schedule 23: Bulk Terminal Grain and Dry Chemical Transfer and Storage Facility Equipment							
23 A	Each Receiving System (Railroad, Ship and Truck Unloading)	T+RN	T+RN			\$177	\$184	\$7
23 B	Each Storage Silo System	\$1,089	\$1,269	\$180	**	\$118	\$123	\$5
23 C	Each Loadout Station System	T+RN	T+RN			\$34	\$35	\$1
23 D	Each Belt Transfer Station	T+RN	T+RN			\$24	\$25	\$1
23 E	North American Terminal (258A)	T+RN	T+RN			\$593	\$537	(\$56)

*One time fee to recover costs of new State air toxics measure for stationary diesel engines.(34K)

** Application fee includes \$140 air toxics de minimus evaluation fee currently recovered as T based fee.

Fee Sched.	Description	Application Fee				Renewal Fee		
		Old	New	Inc (Dec)		Old	New	Inc (Dec)
	Schedule 24: Dry Chemical Mixing							
24 A	Each Grain Mixing System (includes receiving, transfer, mixing or blending, storage, and loadout bagging)	T+RN	T+RN			\$171	\$177	\$6
24 C	Each Dry Chemical Mixer with capacity over one-half cubic yard	T+RN	T+RN			\$142	\$147	\$5
	Schedule 25: Volatile Organic Compound Terminals, Bulk Plants and Intermediate Refueler Facilities							
1.	Bulk Plants and Bulk Terminals equipped with or proposed to be equipped with a vapor processor							
25 A	Per Tank	T+RN	T+RN			\$752	\$780	\$28
25 B	Tank Rim Seal Replacement	T+RN	T+RN				N/A	
25 C	Per Truck Loading Head	T+RN	T+RN			\$145	\$151	\$6
25 D	Per Vapor Processor	T+RN	T+RN			\$1,290	\$1,337	\$47
2.	Bulk Plants not equipped with or not proposed to be equipped with a vapor processor							
25 E	Per Tank	T+RN	T+RN			\$52	\$54	\$2
25 F	Per Truck Loading Head	T+RN	T+RN			\$41	\$43	\$2
3.	Facilities fueling intermediate refuelers (IR's) for subsequent fueling of motor vehicles, boats, or aircraft:							
25 H	Per IR Loading Connector	T+RN	T+RN			\$90	\$93	\$3
	Schedule 26: Non-Bulk Volatile Organic Compound Dispensing Facilities. Subject to District Rules 61.0 through 61.6							
26 A	Initial installations and total renovations where Phase I and Phase II controls are required (includes Phase I fee), except where Fee Schedule 26(f) applies	\$1,791	\$1,804	\$13		\$51	\$53	\$2
26 C	Facilities where only Phase I controls are required (includes tank replacement)	\$914	\$947	\$33		\$106	\$110	\$4
26 E	Non-retail facilities with 260-550 gallon tanks and no other non-bulk gasoline dispensing permits	\$490	\$508	\$18		\$78	\$81	\$3
26 F	Phase II Bootless or Mini-Booted Nozzle Vacuum Assist System facility	\$2,255	\$2,237	(\$18)		\$98	\$101	\$3
	Schedule 27: Application of Materials Containing Organic Solvents (includes coatings, adhesives, and other materials containing volatile organic compounds (VOC))							
27 A	First Permit to Operate for Marine Coating application at facilities emitting ≤ 10 tons/year of VOC from Marine Coating Operations	\$2,267	\$2,491	\$224	**	\$345	\$358	\$13
27 B	First Permit to Operate for Marine Coating application at facilities emitting > 10 tons/year of VOC from Marine Coating Operations	\$2,921	\$3,169	\$248	**	\$1,007	\$1,045	\$38
27 C	Each additional Permit Unit for Marine Coating application at existing permitted facilities	T+RN	T+RN			\$236	\$245	\$9
27 D	Each Surface Coating Application Station w/o control equipment and not covered by other fee schedules at facilities using > 1 gallon/day of surface coatings and emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	\$1,357	\$1,545	\$188	**	\$258	\$267	\$9
27 E	Each Surface Coating Application Station w/o control equipment and not covered by other fee schedules at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	T+RN	T+RN			\$312	\$324	\$12
27 F	Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting ≤ 10 tons/year of VOC from fiberglass, plastic or foam products operations	\$2,034	\$2,249	\$215	**	\$285	\$296	\$11
27 G	Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting > 10 tons/year of VOC from fiberglass, plastic or foam products operations	\$2,479	\$2,710	\$231	**	\$177	\$184	\$7
27 I	Each Surface Coating Application Station requiring Control Equipment	T+RN	T+RN			\$1,674	\$1,736	\$62
27 J	Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	\$2,211	\$2,433	\$222	**	\$317	\$329	\$12
27 K	Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	T+RN	T+RN			\$195	\$202	\$7

*One time fee to recover costs of new State air toxics measure for stationary diesel engines.(34K)

** Application fee includes \$140 air toxics de minimus evaluation fee currently recovered as T based fee.

FY 05-06 SUMMARY FEE SCHEDULES

ATTACHMENT A

Fee Sched.	Description	Application Fee				Renewal Fee		
		Old	New	Inc (Dec)		Old	New	Inc (Dec)
27 L	Each Wood Products Coating Application Station w/o Control Equipment at facilities using > 500 gallons/year of wood products coatings and emitting ≤ 5 tons/year of VOC from Wood Products Coating Operations	\$1,518	\$1,714	\$196	**	\$407	\$422	\$15
27 M	Each Wood Products Coating Application Station w/o Control Equipment at facilities emitting > 5 tons/ year of VOC from Wood Products Coating Operations	\$1,591	\$1,790	\$199	**	\$248	\$257	\$9
27 N	Each Press or Operation at a Printing or Graphic Arts facility subject to Rule 67.16	\$1,068	\$1,107	\$39		\$163	\$169	\$6
27 P	Each Surface Coating Application Station w/o control equipment (except automotive painting) where combined coating, and cleaning solvent usage is < 1 gallon/day or < 50 gallons/year	\$1,266	\$1,453	\$187	**	\$231	\$239	\$8
27 Q	Each Wood Products Coating Application Station of coatings and stripper w/o control equipment at a facility using < 500 gallons/year for Wood Products Coating Operations	\$1,239	\$1,425	\$186	**	\$282	\$293	\$11
27 R	Each facility applying < 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1,997	\$2,211	\$214	**	\$476	\$493	\$17
27 S	Each facility applying > 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1,646	\$1,847	\$201	**	\$431	\$446	\$15
27 T	First Permit to Operate for Marine Coating application at facilities where combined coating and cleaning solvent usage is < 3 gallons/day and < 100 gallons/year	\$934	\$1,109	\$175	**	\$176	\$183	\$7
27 U	Each Adhesive Materials Application Station w/o control equipment at facilities emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	\$1,326	\$1,515	\$189	**	\$230	\$238	\$8
27 V	Each Adhesive Materials Application Station w/o control equipment at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	\$1,570	\$1,769	\$199	**	\$311	\$323	\$12
27 W	Each Adhesive Materials Application Station w/o control equipment where adhesive materials usage is < 55 gallons/year	\$1,182	\$1,366	\$184	**	\$230	\$239	\$9
27 X	US Navy Shipyard Pt. Loma (2643D)	T+RN	T+RN			\$728	\$365	(\$363)
27 Y	Walker Wood (865B)	T+RN	T+RN			\$2,030	\$2,105	\$75
27 Z	NASSCO (253A)	T+RN	T+RN			\$1,590	\$1,649	\$59
	Schedule 28: Vapor and Cold Solvent Cleaning Operations and Metal Inspection Tanks							
28 A	Each Vapor Degreaser with an Air Vapor Interfacial area > 5 square feet	T+RN	T+RN			\$218	\$226	\$8
28 B	Each Cold Solvent Degreaser with liquid surface area > 5 square feet	\$1,074	\$1,114	\$40		\$66	\$68	\$2
28 C	Each Corrosion Control Cart	T+RN	T+RN			\$272	\$282	\$10
28 D	Each Paint Stripping Tank	\$1,542	\$1,739	\$197	**	\$195	\$202	\$7
28 F	Remote Reservoir Cleaners	\$384	\$397	\$13		\$74	\$77	\$3
28 H	Vapor Degreaser with an Air-Vapor Interfacial area ≤ 5 square feet	\$546	\$566	\$20		\$118	\$123	\$5
28 I	Cold Solvent Degreaser with a liquid surface area ≤ 5 square feet	\$423	\$437	\$14		\$70	\$73	\$3
28 J	Metal Inspection Tanks	\$870	\$1,043	\$173	**	\$92	\$95	\$3
28 K	Contract Service Remote Reservoir Cleaners with > 100 units	T+RN	T+RN			\$23	\$24	\$1
28 L	Contract Service Cold Degreasers with a liquid surface area of ≤ 5 square feet	T+RN	T+RN			\$9	\$10	\$1
28 M	Each facility-wide Solvent Application Operation	T+RN	T+RN			T+RN	T+M	
	Schedule 29: Automated Soldering Equipment							
29 A	Each Solder Leveler	\$2,053	\$2,269	\$216	**	\$144	\$149	\$5
	Schedule 30: Solvent and Extract Dryers							
30 A	Kelp and Biogum Products Solvent Dryer	T+RN	T+RN			\$1,186	\$1,230	\$44
	Schedule 31: Dry Cleaning Facilities							
31 A	Each Facility using Halogenated Hydrocarbon Solvents required to install Control Equipment	\$1,328	\$1,377	\$49		\$414	\$429	\$15
31 B	Each Facility using Petroleum Based Solvents	T+RN	T+RN			\$314	\$326	\$12
31 C	Each Facility using Solvents not required to install Control Equipment	T+RN	T+RN			\$175	\$182	\$7

*One time fee to recover costs of new State air toxics measure for stationary diesel engines. (34K)

** Application fee includes \$140 air toxics de minimus evaluation fee currently recovered as T based fee.

Fee Sched.	Description	Application Fee				Renewal Fee		
		Old	New	Inc (Dec)		Old	New	Inc (Dec)
	Schedule 32: Acid Chemical Milling, Copper Etching and Hot Dip Galvanizing							
32 A	Each Copper Etching Tank	T+RN	T+RN			\$296	\$307	\$11
32 B	Each Acid Chemical Milling Tank	T+RN	T+RN			\$175	\$182	\$7
32 C	Each Hot Dip Galvanizing Tank	T+RN	T+RN			\$142	\$147	\$5
32 D	Rohr (301A)	T+RN	T+RN			\$1,549	\$1,606	\$57
	Schedule 33: Can and Coil Manufacturing and Coating Operations							
33 A	Each Process Line	T+RN	T+RN			\$173	\$179	\$6
	Schedule 34: Piston Type Internal Combustion Engines							
34 A	Each Cogeneration Engine with in-stack Emission Controls	T+RN	T+RN			\$287	\$298	\$11
34 B	Each Cogeneration Engine with Engine Design Emission Controls	T+RN	T+RN			\$408	\$423	\$15
34 C	Each Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1,754	\$1,957	\$203	**	\$102	\$106	\$4
34 D	Each Engine for Non-Emergency and Non-Cogeneration Operation	\$1,674	\$1,876	\$202	**	\$279	\$289	\$10
34 E	Each Grouping of Engines for Dredging or Crane Operation with total engine horsepower > 200 HP	T+RN	T+RN			\$172	\$178	\$6
34 F	Each Diesel Pile-Driving Hammer	T+RN	T+RN			\$105	\$109	\$4
34 G	Each Engine for Non-Emergency and Non-Cogeneration Operation < 200 horsepower	\$1,655	\$1,857	\$202	**	\$121	\$125	\$4
34 H	Each California Certified Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1,469	\$1,664	\$195	**	\$92	\$95	\$3
34 I	Each Internal Combustion Engine Test Cell and Test Stand	T+RN	T+RN			\$248	\$257	\$9
34 J	SDG&E (96062A)	T+RN	T+RN			\$1,959	\$1,529	(\$430)
34 K	Supplemental Renewal Fee-Each Emergency Standby Diesel Engine*	N/A	N/A			N/A	\$158	\$158
34 W	Each Specified Eligible Engine, Registered Under Rule 12	\$353	\$366	\$13		\$78	\$81	\$3
34 X	Each Specified Eligible Portable Engine, Registered Under Rule 12.1	\$384	\$398	\$14		\$109	\$113	\$4
34 Z	Each Specified Eligible Engine, Registered Under Rule 12, Conversion from Valid Permit	\$262	\$272	\$10		N/A	N/A	
	Schedule 35: Bulk Flour, Powdered Sugar and Dry Chemical Storage Systems							
35 A	Each System	T+RN	T+RN			\$175	\$182	\$7
	Schedule 36: Grinding Booths and Rooms							
36 A	Each Booth or Room	\$1,803	\$1,870	\$67		\$135	\$140	\$5
	Schedule 37: Plasma Electric and Ceramic Deposition Spray Booths							
37 A	Each Application Station	T+RN	T+RN			\$260	\$270	\$10
37 B	GKN Aerospace Chemtronics (72A)	T+RN	T+RN			\$528	\$390	(\$138)
37 C	Flame Spray (507A)	T+RN	T+RN			\$596	\$618	\$22
	Schedule 38: Paint, Adhesive, Stain, Ink, Solder Paste, and Dielectric Paste Manufacturing							
38 A	Each Process Line for Paint, Adhesive, Stain, or Ink Manufacturing at facilities producing > 10,000 gallons per year	T+RN	T+RN			\$219	\$228	\$9
38 B	Each Can Filling Line	T+RN	T+RN			\$217	\$225	\$8
38 C	Each Process Line for Solder Paste or Dielectric Paste Manufacturing	T+RN	T+RN			\$141	\$146	\$5
38 D	Each Paint, Adhesive, Stain or Ink Manufacturing facility producing <10,000 gallons per year	T+RN	T+RN			\$316	\$328	\$12
38 E	Frazee Paint (935A)	T+RN	T+RN				\$281	
38 F	Ferro Electronic Material Systems (8407A)	T+RN	T+RN			\$628	\$652	\$24
	Schedule 39: Precious Metals Refining							
39 A	Each Process Line	T+RN	T+RN			\$115	\$119	\$4
	Schedule 40: Asphalt Pavement Heaters/Recyclers							
40 A	Each Processor	\$1,349	\$1,539	\$190	**	\$63	\$65	\$2
40 X	Each Portable Unheated Pavement Crushing and Recycling System, Registration Under Rule 12.1	\$456	\$473	\$17		\$85	\$88	\$3
	Schedule 41: Perlite Processing							
41 A	Each Process Line	T+RN	T+RN			\$394	\$409	\$15
41 B	Aztec Perlite (2700A)	T+RN	T+RN			\$1,277	\$1,014	(\$263)

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Fee Sched.	Description	Application Fee				Renewal Fee		
		Old	New	Inc (Dec)		Old	New	Inc (Dec)
	Schedule 42: Electronic Component Manufacturing							
42 A	Each Process Line	T+RN	T+RN			\$286	\$297	\$11
42 B	Each Screen Printing Operation	T+RN	T+RN			\$307	\$318	\$11
42 C	Each Coating/Maskant Application Operation, excluding Conformal Operation	T+RN	T+RN			\$540	\$560	\$20
42 D	Each Conformal Coating Operation	T+RN	T+RN			\$136	\$141	\$5
42 E	RESERVED							
42 F	RESERVED							
42 G	RESERVED							
	Schedule 43: Ceramic Slip Casting							
43 A	Each Process Line	T+RN	T+RN			\$239	\$248	\$9
	Schedule 44: Evaporators, Dryers, & Stills Processing Organic Materials							
44 A	Evaporators and Dryers [other than those referenced in Fee Schedule 30 (a)] processing materials containing volatile organic compounds	T+RN	T+RN			\$225	\$233	\$8
44 B	Solvent Recovery Stills with a rated capacity equal to or greater than 7.5 gallons	\$1,488	\$1,683	\$195	**	\$85	\$88	\$3
	Schedule 45: Rubber Mixers							
45 A	Each Rubber Mixer	T+RN	T+RN			\$123	\$127	\$4
	Schedule 46: Filtration Membrane Manufacturing							
46 A	Each Process Line	T+RN	T+RN			\$575	\$596	\$21
46 B	RESERVED							
46 C	RESERVED							
46 E	Hydranautics (6236A)	T+RN	T+RN			\$1,144	\$1,187	\$43
	Schedule 47: Organic Gas Sterilizers							
47 A	Each Organic Gas Sterilizer requiring control	T+RN	T+RN			\$693	\$719	\$26
47 B	Each Stand Alone Organic Gas Aerator requiring control	T+RN	T+RN			T+M	T+M	
47 C	Each Organic Gas Sterilizer not requiring control	T+RN	T+RN			\$180	\$187	\$7
	Schedule 48: Municipal Waste Storage and Processing							
48 A	Each Waste Disposal Site not equipped with Emission Collection & Control System	T+RN	T+RN			\$1,797	\$1,864	\$67
48 B	Each Temporary Storage and/or Transfer Station	T+RN	T+RN			T+M	T+M	
48 C	Each Waste Disposal Site/Landfill equipped with Emission Collection & Control System(s)	T+RN	T+RN			\$968	\$1,004	\$36
	Schedule 49: Non-Operational Status Equipment							
49 A	Non-Operational Status Equipment	\$90	\$93	\$3		\$32	\$33	\$1
49 B	Activating Non-Operational Status Equipment	\$143	\$148	\$5		n/a	n/a	
	Schedule 50: Coffee Roasters							
50 A	Each Coffee Roaster	\$2,102	\$2,320	\$218	**	\$229	\$237	\$8
	Schedule 51: Industrial Waste Water Treatment							
51 A	Each On-site Processing Line	\$1,848	\$2,056	\$208	**	\$184	\$191	\$7
51 B	Each Offsite Processing Line	T+RN	T+RN			T+M	T+M	
	Schedule 52: Air Stripping & Soil Remediation Equipment							
52 A	Air Stripping Equipment	T+RN	T+RN			\$180	\$187	\$7
52 B	Soil Remediation Equipment - On-site (In situ Only)	\$3,373	\$3,638	\$265	**	\$210	\$218	\$8
52 C	Soil Remediation Equipment - Offsite & On-site (ex situ)	T+RN	T+RN			\$441	\$457	\$16
52 D	Contaminated Soil Excavation	T+RN	T+RN			T+M	T+M	
52 E	RESERVED							
	Schedule 53: Lens Casting Equipment							
53 A	Each Lens Casting Line	T+RN	T+RN			\$239	\$248	\$9
53 B	Each Lens Coating Line	T+RN	T+RN			\$24	\$25	\$1
	Schedule 54: Pharmaceutical Manufacturing							
54 A	Each Pharmaceutical Manufacturing Process Line	T+RN	T+RN			\$301	\$312	\$11
54 C	J & D Laboratories (97022A)	T+RN	T+RN			\$1,375	\$1,426	\$51

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FY 05-06 SUMMARY FEE SCHEDULES
ATTACHMENT A

Fee Sched.	Description	Application Fee			Renewal Fee		
		Old	New	Inc (Dec)	Old	New	Inc (Dec)
	Schedule 55: Hexavalent Chromium Plating and Anodizing Tanks						
55 A	Each Hard or Decorative Chrome plating and/or Anodizing Tank or Group of Tanks Served by an Emission Control System	T+RN	T+RN		\$1,550	\$1,608	\$58
55 B	Each Decorative Plating Tank without Add-on Emission Controls	T+RN	T+RN		\$1,094	\$1,134	\$40
55 C	Each Hard Chrome Plating or Anodizing Tank without Add-on Emission Controls	T+RN	T+RN		\$2,117	\$2,195	\$78
	Schedule 56: Sewage Treatment Facilities						
56 A	Each Sewage Treatment Facility	T+RN	T+RN		\$2,151	\$2,230	\$79
56 B	Each Wastewater Odor Treatment System that is not part of a Permitted Sewage Treatment Facility	T+RN	T+RN		\$840	\$872	\$32
	Schedule 58: Bakeries						
58 A	Bakery Ovens at Facilities with Emission Controls Pursuant to Rule 67.24	T+RN	T+RN		T+M	T+M	
58 B	Bakery Ovens at Other Facilities	T+RN	T+RN		\$290	\$301	\$11
	Schedule 59: Asbestos Control Equipment						
59 B	Portable Asbestos Bead Blast Machine	\$1,088	\$1,128	\$40	\$148	\$154	\$6
59 C	Portable Asbestos Mastic Removal Application Station	\$1,420	\$1,473	\$53	\$148	\$154	\$6
	Schedule 92: Source Testing Performed by the District						
92 A	Each Particulate Matter Source Test	\$4,084	\$4,235	\$151			
92 B	Annual Fee for each 5-year Cycle for Incinerator Particulate Matter Source Test with Waste Burning Capacity of <100 lbs Per Hour	\$1,009	\$1,046	\$37			
92 C	Each Oxides of Sulfur Source Test	T+M	T+M				
92 D	Annual Fee for each Biennial Cycle Test (NOx & CO)	\$798	\$828	\$30			
92 E	Each Ethylene Oxide Source Test Day (1/2 cost of one test)	T+M	T+M				
92 F	Each Carbon Monoxide and Oxides of Nitrogen Source Test	\$1,596	\$1,655	\$59			
92 G	Each Oxides of Nitrogen Source Test	\$1,226	\$1,271	\$45			
92 H	Each Incinerator Particulate Matter Source Test with Waste Burning Capacity of >100 lbs Per Hour	T+M	T+M				
92 I	Each Ammonia Slippage Source Test	\$700	\$726	\$26			
92 J	Continuous Emission Monitor Evaluation	T+M	T+M				
92 M	Each Mass Emissions Source Test	T+M	T+M				
92 O	Each Multiple Metals Source Test	T+M	T+M				
92 P	Each Chromium Source Test	T+M	T+M				
92 Q	Each VOC Onsite Analysis	T+M	T+M				
92 R	Each VOC Offsite Analysis	T+M	T+M				
92 S	Each Hydrogen Sulfide Source Test	T+M	T+M				
92 T	Each Acid Gases Source Test	T+M	T+M				
92 U	Annual Fee for each 5-year Test Cycle for Particulate Matter Source Testing at Perlite Plants (1/5 the cost of one test)	\$817	\$847	\$30			
92 V	Annual Fee for Optional Source Test Pilot Study (1/2 the cost of one test)	T+M	T+M				
92 Z	Miscellaneous Source Test (Special Tests not listed)	T+M	T+M				
	Schedule 93: Witness of Source Tests Performed by Independent Contractors						
93 A	Observations	T+M	T+M				
93 B	Source Test Reports	T+M	T+M				
93 C	Test Procedure Review	T+M	T+M				
93 D	Each VOC Bulk Terminal Test Witness	T+M	T+M				
93 E	Each Ethylene Oxide Test Witness Day	\$1,392	\$1,444	\$52			

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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 Cox, seconded by Member Horn, 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 revised as follows:

Revisions to Rule 40 are to read as follows:

REGULATION III: FEES

RULE 40. PERMIT AND OTHER FEES (Adopted *(date of adoption)*; Eff. July 1, 2005)

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RULE 40. PERMIT AND OTHER FEES

(a) APPLICABILITY

(1) This rule shall be used to determine all fees charged by the District, as authorized by the Air Pollution Control Board, except for those specified in Rule 42 - Hearing Board Fees. These include, but are not limited to, fees for: applications, permits, renewals, source testing, asbestos demolition or renovation operation plans, cooling towers, emergency episode plans, grid searches, technical consultations, new or modified power plants, toxic hot spots, Title V Operating Permits, Synthetic Minor Source Permits, and Certificates of Exemption.

(2) This rule shall be used to determine refunds, forfeitures and insufficient payment of fees, if applicable.

(b) DEFINITIONS

The following definitions shall apply for terms used in this rule:

(1) "Annual Operating Fee" means all fees related to a permit that are paid on an annual basis. These include, but are not limited to the following: Site Identification (ID) Processing and Handling Fee, Permit Processing Fee, Emission Unit Renewal Fee, Air Contaminant Emissions Fee, District and State Air Toxic Hot Spots Fee, and Annual Source Test Fee.

(2) "Applicant" means the owner of the emission unit or operation, or an agent specified by the owner.

(3) "District" means the San Diego County Air Pollution Control District.

(4) "Emission Unit" means any article, machine, equipment, contrivance, process or process line, which emit(s) or reduce(s) or may emit or reduce the emission of any air contaminant.

(5) "Facility" means the same as "Stationary Source."

(6) "Initial Evaluation Fee" means the fee listed in Column (1) of the Fee Schedules, non-refundable processing fee and all other estimated applicable fees such as for Rule 20.2 and Rule 1200 compliance reviews.

(7) "Location" means the same as "Stationary Source."

(8) "Permit to Operate" or "permit" means any District authority to operate such as a Permit to Operate, Certificate of Registration, Certificate of Exemption or Synthetic Minor Source permit, unless otherwise specified.

(9) "Stationary Source" means an emission unit or aggregation of emission units which are located on the same or contiguous properties and which units are under common ownership or entitlement to use.

(10) "T+M" means time and material costs.

(11) "T+RN" means time and material costs plus renewal fees.

(12) "Valid Permit or Valid Authority to Construct" means a Permit or Authority to Construct for which all fees are current.

All other terms mean the same as defined in Rule 2 unless otherwise defined by an applicable rule or regulation.

(c) GENERAL PROVISIONS

(1) No application shall be considered received unless accompanied by the completed application and associated supplemental forms (if available) and the appropriate initial evaluation fees.

(2) All time and material (T+M) and time and renewal (T+RN) costs shall be determined using the labor rates specified in Schedule 94.

(3) A fee of \$11 shall be charged for a duplicate of a Permit to Operate, Certificate of Registration or Certificate of Exemption.

(4) If the Air Pollution Control Officer determines that the activities of any one company would cause an increase of at least 10 percent in any one Emission Unit Fee Schedule, the Air Pollution Control Officer may delete the costs attributed to that company from the cost data used to determine that type of Emission Unit Fee Schedule.

The costs from such a company shall be recovered by development of a source-specific Emission Unit Fee Schedule. The specific Emission Unit Fee Schedules shall be submitted to the Air Pollution Control Board for consideration and adoption.

(5) If the Air Pollution Control Officer determines that a person has under-reported material usage, emissions or other information necessary for calculating an 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. Required fees not paid within 30 days of the due date shall be assessed a late fee in the amount prescribed in Section (g).

(d) AUTHORITY TO CONSTRUCT AND PERMIT TO OPERATE FEES

(1) General Provisions

(i) Every applicant for an Authority to Construct/Permit to Operate for any article, machine, equipment or other contrivance shall pay the applicable fees as specified in Section (d) for each emission unit.

(ii) A \$95 non-refundable processing fee shall be submitted with each application for an Authority to Construct/Permit to Operate, Change of Location, Change to an Existing Permit Unit, or Banking Emission Reduction Credits. This fee does not apply to applications for a Change of Ownership, Identical Replacement or Fee Schedules 49A or 49B.

(iii) When additional evaluation fees are required, the applicant shall deposit the amount estimated to cover the evaluation costs upon receipt of such an invoice. The District may stop work on the application until the invoiced amount is fully paid.

(iv) Initial Evaluation Fees and Emission Unit Renewal Fees shall be determined using the amounts listed in Columns (1) and (2) respectively, of the Fee Schedules provided within this rule.

(v) Credit card payments for fees will be assessed a surcharge of 3.4% of the amount paid by credit card. This surcharge covers fees assessed to the District by credit card providers.

(2) Initial Application Fees for an Authority to Construct/Permit to Operate

The Initial Application Fees for an Authority to Construct/Permit to Operate application shall include a Non-refundable Processing Fee, Initial Evaluation Fee, Air Contaminant Emissions Fee, and if applicable, an Additional Engineering Evaluation Fee and/or Source Test Fee.

Calculation Worksheet for Initial Application Fees

Non-refundable Processing Fee	\$95
Initial Evaluation Fee ¹	
Air Contaminant Emissions Fee ²	
Additional Engineering Evaluation Fees ³	
Source Test Fee ⁴	

Total: \$ _____

Notes:

1. See Fee Schedule. If T+M, or T+RN fee is indicated, call the District for a fee estimate.
2. See Section (d)(4) to determine applicable fee, based on total facility emissions.
3. See Section (d)(5) to determine if additional fees are required, or call the District for a fee estimate.
4. Call the District for a Source Test Fee estimate.

(3) Initial Evaluation Fee

The Initial Evaluation Fee shall be determined based on the specific type of equipment, process or operation for which an application is submitted, as listed in Column (1) of the Fee Schedules provided within this rule.

(i) Where the fee specified in Column (1) is T+RN, the fee shall be the actual evaluation cost incurred by the District and either the specified Emission Unit Renewal Fee (Column (2)) or an estimated T+M renewal fee for the first year of operation. The applicant shall deposit the amount estimated to cover the actual evaluation cost at the time of application submittal.

(ii) If the equipment, process or operation for which an application is submitted is not listed in the Fee Schedules, the Initial Evaluation Fee shall be on a T+M basis, including the Emission Unit Renewal Fee, as specified in Fee Schedule 91.

(4) Air Contaminant Emissions Fees

The Air Contaminant Emissions Fee is an annual fee based on total air contaminant emissions from the stationary source, as specified below.

(i) For existing facilities, an Air Contaminant Emissions Fee shall not be collected as part of an Initial Application Fee, if the Air Contaminant Emissions Fee was paid as part of the most recent Annual Operating Fees.

(ii) For new facilities, the Air Contaminant Emissions Fee shall be paid with the first permit application filed for the new facility and 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 is issued, as specified below. This fee shall remain unchanged until revised to reflect the most recent District approved emissions inventory report.

(A) If the actual expected emissions of carbon monoxide (CO), oxides of nitrogen (NO_x), oxides of sulfur, particulate matter (PM₁₀) or volatile organic compounds (VOC) equal or exceed five tons, then the Air Contaminant Emissions Fee shall be based on the total expected emissions of

all these contaminants for that calendar year, multiplied by an air contaminant emissions fee rate of \$101 per ton.

(B) Table I – Air Contaminant Emissions Fee

For all other new facilities, a single Air Contaminant Emissions Fee shall be paid based on the following table using the Fee Schedule that is most representative of the nature of the activities at the stationary source:

<u>Fee Schedule</u>	<u>Source Category Description</u>	<u>Annual Emissions Fee</u>
26(a)	VOC dispensing facility - Phase I & Phase II controls required	\$11*
26(f)	VOC dispensing facility - Phase II bootless or mini-booted nozzle vacuum assist system	\$11*
28 (series)	Contract service solvent cleaning units (for contract companies with 100 or more units)	\$6 per cleaning unit
28(f)	Facilities with only remote reservoir units and no other permits at the facility	\$6 per cleaning unit
27(e)	Industrial surface coating applications	\$505
27(k)	Metal parts and aerospace coating applications	\$505
27(m)	Wood product coating applications	\$505
27(s)	Automotive painting operations	\$152
27(v)	Adhesive application operations	\$505
Various	All other stationary sources	\$101

* The total annual Emissions Fee for these units is calculated by multiplying the indicated fee, the number of nozzles and the number of product grades per nozzle.
(Emissions Fee = indicated fee x number of nozzles x product grades per nozzle)

If the most representative nature of the activities cannot be determined for facilities with more than one source category description or fee schedule, the highest applicable annual emissions fee shall apply.

(5) Additional Engineering Evaluation Fees for New or Revised Applications

If an application requires the District to evaluate the emission unit for compliance with Rule 51, Rule 1200, Rules 20.1 through 20.8, Rules 26.0 through 26.10, Regulation X, Regulation XI, Regulation XII, a federal NESHAP, or state ATCM, the applicant shall pay the actual cost incurred by the District for the compliance evaluation, and any additional fees specified by this rule. The applicant shall deposit the amount estimated to cover the actual evaluation cost at the time of application submittal.

(6) Fees for Revisions to Valid Permits

The owner of a valid permit, or his agent, may submit an application to propose the types of changes listed below. The evaluation fee for a revision shall be based on the actual evaluation cost incurred by the District, not to exceed the Initial Evaluation Fee minus the Emission Unit Renewal Fee (Column (1) minus (2)), except as provided under Subsections (d)(5), (d)(6)(v), and (d)(6)(vi). The applicant shall deposit the amount

estimated to cover the actual cost of evaluating the proposed change at the time of application submittal.

Calculation Worksheet for Modified Equipment Fees

Non-refundable Processing Fee	\$95
Evaluation Fee ¹	
Additional Engineering Evaluation Fees ²	

Total: \$ _____

Notes:

1. See Fee Schedules, use Column (1) – (2). If T+M, or T+RN fee is indicated, call the District for a fee estimate.
2. See Section (d)(5) to determine if additional fees are required, or call the District for a fee estimate.

(i) Operational Change: An application which proposes an operational change of a valid permit.

(ii) Condition Change: An application which proposes a condition change of a valid permit.

(iii) Additions, Alterations and Replacement of Equipment: An application which proposes an addition, alteration or replacement of an emission unit described in a valid permit.

(iv) Review for a Change of Location: An application which proposes a change of location for an emission unit with a valid permit. An application is not required for any change of location within a stationary source or for a portable emission unit.

(v) Ownership Change: An application which proposes an ownership change for a valid permit shall pay a fee of \$95. The applicant shall demonstrate to the District's satisfaction proof of entitlement to the Permit to Operate at the time of application submittal.

(vi) Replacement Units per Rule 11(d)(5): An application for a permit change to reflect an eligible replacement emission unit pursuant to Rule 11(d)(5), shall pay a fee of \$349.

(7) Fees for Revisions to Valid Authorities to Construct

The owner of a valid Authority to Construct, or his agent, may submit an application to propose the types of changes listed in Subsections (d)(6)(i thru v). The evaluation fee for a revision shall be based on the actual evaluation cost incurred by the District, not to exceed the Initial Evaluation Fee minus the Emission Unit Renewal Fee (Column (1) minus (2)), except as provided under Section (d)(5). The applicant shall deposit the amount estimated to cover the actual cost of evaluating the proposed change at the time of application submittal.

(8) Special Application Processing Provisions

(i) Reduced Fees for Similar Emission Units at a Single Stationary Source

If more than one application for an Authority to Construct/Permit to Operate is submitted at the same time for similar emission units at the same stationary source location, then the first emission unit shall be charged the Initial Application Fee as specified in Section (d)(2). Each additional emission unit shall be charged the Emission Unit Renewal Fee and the actual T+M costs incurred by the District to evaluate the emission unit and act upon the applications. The total cost for each additional emission unit shall not exceed the Initial Evaluation Fee (Column 1), except as provided under Section (d)(5).

This provision only applies to the extent that each emission unit will be operated independently, and the evaluation for an Authority to Construct for the first emission unit can be applied to the additional units because of similarity in design and operation, and each emission unit can be evaluated and inspected for a Permit to Operate at the same time. The provisions of this subsection shall not apply to Fee Schedules 3 and 26.

(ii) Reinspection Fees

If during an inspection for a Permit to Operate, an emission unit cannot be evaluated due to circumstances beyond the control of the District, the applicant shall pay the actual time and material costs of performing a reinspection. An estimated reinspection fee, as determined by the District, shall be deposited with the District prior to reinspection of the emission unit.

(iii) Split Fee Payments for Applications

An applicant may request a split payment of Evaluation Fees due to financial hardship. This request must be made in writing. The first payment, plus an administrative fee of \$75 must be deposited with the application. The second payment is due no later than 60 days after filing the application.

(iv) Fees for Expedited Application Processing

If an applicant requests expedited processing of an application and the District determines that such expedited processing is available through voluntary overtime work, the applicant shall pay an initial application fee equal to one and one-quarter times that which is otherwise specified by this rule, except that the non-refundable processing fee and any applicable air contaminant emission fee shall be not more than that specified by this rule. At the time of submittal of the application, the applicant shall deposit a fee equal to that otherwise specified by this rule. If the application receives expedited processing, no final action shall be taken on the application until the applicant has paid the remainder of the fees required by this paragraph.

(v) Requirement for Defense and Indemnification Agreement

On a case-by-case basis, where significant risk to the District is identified in connection with the processing of an application, the Air Pollution Control Officer may require a defense and indemnification agreement from the applicant. The agreement shall be in a form approved by the Air Pollution Control Officer.

On a case-by-case basis, the Air Pollution Control Officer may determine to require security from the applicant. A determination to require security shall only be made by the Air Pollution Control Officer, and shall not be delegable. The Air Pollution Control Officer shall establish the form and amount of the security, as well as the time the security is to be provided to the District.

(vi) Indemnification

Each applicant, to the extent the applicant is at fault in causing liability to the District, shall indemnify the District, its agents, officers and employees (collectively "District Parties") from any claim, action, liability, or proceeding against the District Parties to attack, set aside, void or annul the applicant's project or any of the proceedings, acts or determinations taken, done or made as a result of District's processing and/or approval of the project, as specified below. Each applicant's obligation to indemnify shall apply to any lawsuit or challenge against the District Parties alleging failure to comply with the requirements of any federal, state, or local laws, including but not limited to requirements of these Rules and Regulations. This indemnification requirement shall be included in the application form provided to all applicants.

Each applicant's obligation to indemnify the District Parties shall include, but not be limited to, payment of all court costs and attorneys' fees, costs of any judgments or awards against the District, damages, and/or settlement costs, which arise out of District's processing and/or approval of the applicant's project, except that an applicant shall only be responsible for indemnifying the District Parties in the amount of liability which is equal to the proportion of fault caused by the applicant, as determined by a court. Where any court action results in a ruling for the plaintiff/petitioner, the applicant and the District shall request a determination on the percentage contribution of fault from the court which adjudicated the underlying challenge to the applicant's project.

Notwithstanding this subsection, when a defense and indemnification agreement is required for a project under subsection (d)(8)(v) above, the provisions of the defense and indemnification agreement shall apply to the applicant and not the provisions of this subsection.

(vii) Fees for Previously Permitted Emission Units Operating Without Valid Permits

In addition to the fees otherwise specified by this Section (d), a person who is applying for an Authority to Construct and/or Permit to Operate for a previously permitted emission unit that was operated after the applicable permit expired, and is no longer eligible for reinstatement, shall pay the annual operating and late fees specified in Sections (e), (f), and (g) of this rule that would have otherwise been due. Such payment shall not negate any fines and penalties that may be assessed for violations of the requirement to operate with a valid permit.

(e) ANNUAL OPERATING FEES

(1) General Provisions

(i) Annual Operating Fees are due on an annual basis and shall be paid by any person who is required to maintain a Permit to Operate or Temporary Authorization pursuant to Rule 10(b).

(ii) Annual Operating Fees are due on the first day of the renewal month. Permits expire on the last day of the renewal month. Payments received after the permit expiration date are subject to the late fee provisions of Section (g).

(2) Annual Operating Fees

The following applicable fees shall be paid as part of the Annual Operating Fees: Site ID Processing and Handling Fee, Permit Processing Fee, Emission Unit Renewal Fee, Air Contaminant Emissions Fee, and if applicable, District and State Air Toxic Hot Spots Fee and Annual Source Test Fee.

Calculation Worksheet for Annual Operating Fees

Site ID Processing and Handling Fee	\$35
Permit Processing Fee (\$23 x number of permitted units)	
Emission Unit Renewal Fee (See (iii) below)	
Air Contaminant Emissions Fee (See (iv) below)	
District & State Air Toxic Hot Spots Fee (See (v) below)	
Annual Source Test Fee (See (vi) below)	

Total: \$ _____

(i) Site ID Processing and Handling Fee: A processing fee of \$35 per stationary source.

(ii) Permit Processing Fee: A permit processing fee of \$25 per Permit to Operate. Permits held in an inactive status are not required to pay this fee.

(iii) Emission Unit Renewal Fee: An annual renewal fee, for each specific type of emission unit, as specified in the Fee Schedules (Column (2)).

(iv) Air Contaminant Emissions Fee: An annual Air Contaminant Emissions Fee based on total emissions from the stationary source, as specified below.

(A) For facilities with annual emissions of either carbon monoxide, oxides of nitrogen, oxides of sulfur, particulate matter (PM₁₀) or volatile organic compounds that equal or exceed five tons, as indicated by the most recent District approved emission inventory report or an initial evaluation made pursuant to Subsection (d)(4)(ii), the Air Contaminant Emissions Fee shall be based on the total calendar year emissions of all these contaminants, multiplied by an air contaminant emissions fee rate of \$101 per ton.

(B) For all other facilities, a single Air Contaminant Emissions Fee shall be paid based on the following table using the Fee Schedule that is most representative of the nature of the activities at the stationary source:

<u>Fee Schedule</u>	<u>Source Category Description</u>	<u>Annual Emissions Fee</u>
26(a)	VOC dispensing facility - Phase I & Phase II controls required	\$11*
26(f)	VOC dispensing facility - Phase II bootless or mini-booted nozzle vacuum assist system	\$11*
28 (series)	Contract service solvent cleaning units (for contract companies with 100 or more units)	\$6 per cleaning unit
28(f)	Facilities with only remote reservoir units and no other permits at the facility	\$6 per cleaning unit
27(e)	Industrial surface coating applications	\$505
27(k)	Metal parts and aerospace coating applications	\$505
27(m)	Wood product coating applications	\$505
27(s)	Automotive painting operations	\$152
27(v)	Adhesive application operations	\$505
Various	All other stationary sources	\$101

* The total annual Emissions Fee for these units is calculated by multiplying the indicated fee, the number of nozzles and the number of product grades per nozzle.
(Emissions Fee = indicated fee x number of nozzles x product grades per nozzle)

If the most representative nature of the activities cannot be determined for facilities with more than one source category description or fee schedule, the highest applicable annual emissions fee shall apply.

(v) District and State Air Toxic Hot Spots Fee: If applicable, the stationary source-specific fee required under the Air Toxics "Hot Spots" Information and Assessment Act. See Subsection (f)(7).

(vi) Annual Source Test Fee: If a periodic source test is required, the applicable source test fee, as specified in Fee Schedules 92 and/or 93.

(3) Staggered Renewal Dates

The District may initiate, or the owner of a Permit to Operate may request in writing, to change the renewal month of all permits located at a single facility. When the established renewal month for a facility is changed to a new renewal month, the amount due for each permit shall be prorated to reflect the new renewal month. Revised permits will be issued after the prorated amount has been paid.

(4) Split Payment of Annual Operating Fees

Owners or operators may request a split payment of the Annual Operating Fees due to financial hardship. This request must be made in writing. The first payment, plus an administrative fee of \$75 must be deposited by the first day of the renewal month. The second payment is due no later than 60 days after the first day of the renewal month. The renewed permit will be issued after the second payment is made.

(f) SPECIFIC PROGRAM FEES

(1) General Provisions

For all of the applicable programs listed below, a late fee as described in Section (g) shall be assessed if the required fees are not paid within 30 days after the due date.

(2) Asbestos Demolition or Renovation Notification

For each asbestos demolition or renovation notification subject to Regulation XI Subpart M (NESHAP), the owner or operator shall pay the applicable fees specified below. For projects where one notification is submitted for both renovation and demolition operations, the owner or operator shall pay both applicable renovation and demolition fees. Fees are due at the time a notification is submitted. Notifications or revisions thereof will not be considered received unless accompanied with the required fees. The terms used below are defined in Regulation XI Subpart M.

<u>TYPE OF OPERATION</u>	<u>Fee</u>
Renovation Operation (excluding residential buildings having four or fewer dwelling units)	
>160 sq. ft. or >260 linear (ln). ft. to 500 sq. or ln. ft.	\$242
501 to 2,000 sq. or ln. ft.	\$323
2,001 to 5,000 sq. or ln. ft.	\$484
5,001 to 10,000 sq. or ln. ft.	\$807
>10,000 sq. or ln. ft.	\$968
Planned Renovation Operations	
Notification Fee (add to appropriate operation fee listed above)	\$233
Emergency Renovation Operations (add to appropriate renovation operation fee listed above)	\$338
Multiple Building Projects at the Same Facility (>100,000 sq. or ln. ft)	
Notification Fee (add to the operation fee and unit fee listed below.)	\$233
Operation Fee	\$1034
Per Unit Fee	\$47
Demolition Operation	
Regulated Asbestos Containing Material (RACM) sites or Non-RACM sites or sites with no asbestos present	\$320
Emergency Demolition Operations (add to demolition fee listed above)	\$338
Revised Notification Fee for Renovations, Demolitions, Planned Renovations, and Emergency Operations (NOTE: a revision is defined as a change in the original start date or when the amount of asbestos changes by greater than or equal to 20%.)	\$47
Additional fees may be required if the revised amount of asbestos to be removed increases to a higher category. The additional fee will be the difference between the fee paid and the fee required for the new category.	

(3) Cooling Towers

The owner or operator of any cooling tower(s) shall submit a compliance plan for the tower(s) to the District with the applicable fees. Circulating water test results shall also be submitted with the compliance plan if required by Rule 1202.

Plan Fee per facility	\$37
Each cooling tower	\$21

(4) Air Pollution Emergency Episode Plan Fee

The owner or operator of a facility for which a plan or a plan update is required by District Regulation VIII shall pay a \$142 evaluation fee for each plan or plan update, at the time the plan is submitted for review.

(5) Grid Search

Any school district, individual, business or agency that submits a request for the District to conduct a grid search to identify all facilities with the potential to emit hazardous air contaminants (pollutants) shall deposit an initial fee of \$350 at the time the grid search is requested. If the actual costs incurred are greater than the amount deposited, the school district, individual, business or agency that made the request shall submit an additional amount as specified by the District to recover the remaining actual costs of performing the grid search.

(6) New or Modified Power Plants

Any source subject to the requirements of Rule 20.5 Power Plants, shall reimburse the District for the actual costs incurred in order to comply with the provisions of Rule 20.5. The applicant shall deposit the amount estimated to cover the actual cost at the time of application submittal.

(7) Toxic Hot Spots

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 the applicable fees specified below to the District within 30 days of receipt of an invoice for the required fees.

(i) The owner or operator of a facility identified by the District as subject to any of the site-specific program requirements listed below shall pay an annual site-specific program fee. 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.

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

(B) Public health risk assessment or updated public health risk assessment pursuant to Health and Safety Code Section 44360 et seq. or Rule 1210 of these Rules and Regulations.

(C) Public notification of public health risks pursuant to Health and Safety Code Section 44362 or Rule 1210 of these Rules and Regulations.

(D) Facility toxic air contaminant risk reduction audit and plan pursuant to Health and Safety Code Section 44390 or Rule 1210 of these Rules and Regulations.

(ii) In addition to the fee specified in Subsection (f)(7)(i), 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 shall be that specified by the ARB in accordance with the State Air Toxics "Hot Spots" Fee Regulation contained in Title 17, California Code of Regulations, Section 90700 et seq.

(8) 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 30 days of receipt of an invoice for the required fees.

(9) Title V Operating Permit

The owner or operator of a stationary source subject to the requirements of Regulation XIV of these Rules and Regulations, shall pay the actual time and materials costs incurred by the District to review and act upon an application for initial permit, permit modification, administrative permit amendment, Section 502(b)(10) change, enhanced Authority to Construct and/or Title V operating permit renewal; to evaluate such source for compliance with Regulation XIV and the terms and conditions of a Title V operating permit, including but not limited to the costs incurred to document such evaluation, to prepare reports, and to take any actions necessary in cases of noncompliance; to reopen an existing Title V operating permit; and to cancel a Title V operating permit.

(10) Synthetic Minor Source Permit

The owner or operator of a stationary source that submits an application to obtain a Synthetic Minor Source (SMS) Permit pursuant to Rule 60.2, shall pay the fees specified below to recover the actual costs incurred by the District to review and act upon an application for initial permit, permit modification and/or permit renewal.

Application evaluation fee (new or modified permits)	T+M
SMS permit renewal fee	T+RN

(11) Certificate of Exemption

The owner or operator of any emission unit or process, applying for a Certificate of Exemption (COE) as provided under Rule 11 (d)(19)(xviii), shall pay a \$95 non-refundable processing fee and the fee specified below to recover the actual costs incurred by the District to evaluate the emission unit or process to obtain an initial or modified COE. A COE is exempt from the requirement to pay Annual Operating Fees.

Initial evaluation fee	T+M (initial deposit \$383 plus processing fee)
COE modifications	T+M

(g) LATE FEES

(1) Late fees for Annual Operating Fees due to the District shall apply as follows:

(i) A late fee of 30 percent of the Annual Operating Fees due or \$250, whichever is less, shall be added for fees paid later than the last day of the renewal month.

(ii) An additional late fee of 10 percent of the Annual Operating Fees due shall be added for each additional month or portion thereof that the fees remain unpaid.

(iii) In no case shall the late fees exceed 100 percent of the total Annual Operating Fees.

(2) Late fees for any payments due to the District, except Annual Operating Fees, shall apply as follows:

(i) A late fee of 30 percent of the amount due shall be added for payments made more than 30 days after the due date.

(ii) An additional late fee of 10 percent of the amount due shall be added for each additional month or portion thereof that the payment is not received.

(iii) In no case shall the late fees exceed 100 percent of the amount due.

(h) RENEWAL OF EXPIRED PERMIT(S) & REINSTATEMENT OF RETIRED PERMIT(S)

(1) General Provisions

In addition to the Annual Operating Fees due for renewing an expired permit or reinstating a retired permit, any applicable fees pursuant to Section (d)(6), such as an ownership change, change of location or modification, shall be paid concurrently.

(2) Renewal of Expired Permit(s) to Operate

An expired permit can be renewed within six months of the expiration date by paying the applicable Annual Operating Fees and the late fees as specified in Section (g).

(3) Reinstatement of Retired Permit(s) to Operate

A retired permit can be reinstated within six months of the retirement date by submitting a written request, and paying the applicable Annual Operating Fees, a reinstatement fee of \$75 and the late fees as specified in Section (g).

(i) **REFUNDS, INSUFFICIENT PAYMENT OF FEES AND CANCELLATIONS**

(1) General Provisions

(i) No refunds shall be issued for amounts of less than \$25.

(ii) If an applicant does not sign, date and return a refund claim form within six months after receipt of the form, all rights to a refund shall be forfeited.

(2) Application Fee Refunds

(i) Refunds Prior to Evaluation: If an application for an Authority to Construct/Permit to Operate is withdrawn by the applicant before the engineering evaluation has begun, the District will refund the entire Initial Application Fee, less the \$95 non-refundable processing fee.

(ii) Refunds After Evaluation: If an application for an Authority to Construct/Permit to Operate is withdrawn by the applicant after the engineering evaluation has begun or if an Authority to Construct has been denied or canceled, the District will refund the Initial Application Fee, less the \$95 non-refundable processing fee and all costs incurred by the District to evaluate the application.

(iii) Certificate of Registration Refunds: If an application for a Certificate of Registration is withdrawn by the applicant after the engineering evaluation has begun, or withdrawn seven days after the date of receipt, or the application is denied or cancelled, the District will only refund the Emission Unit Renewal Fee.

(iv) Refund Due to Overpayment: If the total cost incurred by the District to evaluate an application for an Authority to Construct/Permit to Operate is less than the amount deposited by the applicant, the District will refund the amount deposited, less the actual evaluation costs and the \$95 non-refundable processing fee.

(v) Exempt Equipment Refunds: If the District determines that the article, machine equipment or other contrivance for which the application was submitted is not within the purview of state law or these Rules and Regulations, a full refund of the fees paid will be issued to the applicant. If an application for a Certificate of Exemption is withdrawn by the applicant before the engineering evaluation has begun, the District will refund the entire deposit and any other fees paid, less the \$95 non-refundable processing fee. If an application for a Certificate of Exemption is withdrawn by the applicant after the engineering evaluation has begun, the District will refund all fees paid, less the initial deposit and the \$95 non-refundable processing fee.

(3) Annual Operating Fee Refunds

A refund of the Annual Operating Fees shall not be issued unless the fees for the upcoming year are paid prior to the Permit to Operate renewal date and the request for a refund of these fees is made prior to the Permit to Operate renewal date.

(4) Air Contaminant Emissions Fee Refunds

(i) New Facilities: The Air Contaminant Emissions Fee portion of the Initial Application Fee shall only be refunded if the application is withdrawn or cancelled prior to the issuance of a Startup Authorization or Permit to Operate.

(ii) Existing Facilities: Air Contaminant Emissions Fees paid by existing facilities as part of their Annual Operating Fee or an Initial Application Fee shall not be refundable, unless all Permit(s) to Operate at the facility are retired.

(5) Other Fees

Asbestos Notifications: Refunds of asbestos notification fees shall be issued only if a cancellation notice is received by the District prior to the notification start date. A refund will not be issued if the notice of cancellation is received by the District on or after the notification start date.

(6) Cancellation Fees - Source Testing and Test Witnessing

Substitution of another facility for a scheduled test shall be considered a cancellation subject to the provisions listed below.

(i) Schedule 92(a): If a source test cancellation notice is not received at least two working days prior to a scheduled source test date a cancellation fee of \$500 shall be charged.

(ii) Schedules 92(b-z) and 93: If a source test or test witnessing cancellation notice is not received at least two working days prior to a scheduled source test date a cancellation fee of \$250 shall be charged.

(iii) Vapor Recovery (Phase I, II): If a VOC vapor recovery system test witness cancellation notice is not received at least two working days prior to a scheduled test date a cancellation fee of \$250 shall be charged.

(7) Insufficient Payment of Fees

(i) If the fees deposited by an applicant to cover the cost of evaluating an application for an Authority to Construct/Permit to Operate or other District evaluation is insufficient to complete the work in progress, the applicant shall deposit an amount deemed sufficient by the District to complete the work.

(ii) The Air Pollution Control Officer shall cancel an application when an applicant fails or refuses to deposit such amount within 30 days of demand or fails or refuses to deposit such amount by the date required by Rule 18 for action be taken on the application, whichever date is sooner.

(iii) If the applicant fails or refuses to deposit such amount upon demand, the District may recover the same through a collection agency or by action in any court of competent jurisdiction, including small claims court. Until such amount is paid in full, the District shall not further process the application unless the Air Pollution Control Officer determines that it is in the best interest of all parties concerned to proceed.

(iv) Returned Checks: Any person who issues a check to the District, which is returned by the bank upon which it is drawn without payment, shall pay a returned check fee of \$25.

ALPHABETICAL LIST OF FEE SCHEDULES BY EMISSION UNIT TYPE

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Abrasive Blasting Equipment - Excluding Rooms and Booths	Schedule 1
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Application of Materials Containing Organic Solvents (includes coatings, adhesives, and other materials containing volatile organic compounds (VOC)).....	Schedule 27
Asbestos Control Equipment	Schedule 59
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Asphalt Roofing Kettles and Tankers used to Store, Heat, Transport, and Transfer Hot Asphalt.....	Schedule 3
Automotive Refinishing Operations	Schedule 27
Bakeries	Schedule 58
Boilers and Heaters.....	Schedule 13
Bulk Flour, Powdered Sugar Storage System.....	Schedule 35
Bulk Plants and Terminals (Volatile Organic Compounds)	Schedule 25
Bulk Terminal Grain Transfer and Storage Facility Equipment	Schedule 23
Burn Out Ovens	Schedule 15
Can and Coil Manufacturing and Coating Operations	Schedule 33
Cement Silo System (Separate from Plants).....	Schedule 8
Ceramic Deposition Spray Booths.....	Schedule 37
Ceramic Slip Casting	Schedule 43
Coffee Roasters.....	Schedule 50
Cold Solvent Cleaning Operations	Schedule 28
Concrete Batch Plants.....	Schedule 8
Concrete Mixers Over One Cubic Yard Capacity	Schedule 8
Concrete Product Manufacturing Plants.....	Schedule 9
Copper Etching	Schedule 32
Dielectric Paste Manufacturing	Schedule 38
Dry Chemical Mixing	Schedule 24
Dry Chemical Storage System.....	Schedule 35
Dry Chemical Transfer and Storage Facility Equipment.....	Schedule 23
Dry Cleaning Facilities.....	Schedule 31
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Feed and Grain Mills and Kelp Processing Plants	Schedule 22
Filtration Membrane Manufacturing	Schedule 46
Gas Turbine Engines, Test Cells and Test Stands.....	Schedule 20
Gasoline Stations	Schedule 26
Grinding Booths and Rooms.....	Schedule 36
Hexavalent Chromium Plating	Schedule 55
Hot Dip Galvanizing	Schedule 32
Hot-Mix Asphalt Paving Batch Plants.....	Schedule 4
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Kelp and Biogum Products Solvent Dryer	Schedule 30
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Marine Coatings.....	Schedule 27
Metal Inspection Tanks.....	Schedule 28
Metal Melting Devices	Schedule 18
Municipal Waste Storage and Processing.....	Schedule 48
Non-Bulk Volatile Organic Compound Dispensing Facilities	Schedule 26
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Paint and Stain Manufacturing	Schedule 38
Paper Shredders or Grinders	Schedule 21
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Pharmaceutical Manufacturing	Schedule 54
Plasma Deposition Spray Booths.....	Schedule 37
Precious Metals Refining.....	Schedule 39
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Sand, Rock, Aggregate Screens, and Other Screening Operations, when not used in Conjunction with other Permit Items in these Schedules.....	Schedule 6
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Sewage Treatment Facilities	Schedule 56
Smoke Houses.....	Schedule 12
Soil Remediation Equipment	Schedule 52
Solder Paste Manufacturing.....	Schedule 38
Soldering Equipment (Automated).....	Schedule 29
Solvent Cleaning Operations	Schedule 28
Stills Processing Organic Materials.....	Schedule 44
Tire Buffers.....	Schedule 11
Turbine Engines, Test Cells and Test Stands	Schedule 20
Vapor Solvent Cleaning Operations	Schedule 28
Wood Shredders or Grinders	Schedule 21

CATEGORIZED LIST OF FEE SCHEDULES BY EMISSION UNIT TYPE

ABRASIVE BLASTING EQUIPMENT

Abrasive Blasting Cabinets, Rooms and Booths	Schedule 2
Abrasive Blasting Equipment - Excluding Rooms and Booths	Schedule 1

ASPHALT RELATED OPERATIONS, EQUIPMENT AND PROCESSES

Asphalt Pavement Heaters/Recyclers	Schedule 40
Asphalt Roofing Kettles and Tankers used to Store, Heat, Transport, and Transfer Hot Asphalt.....	Schedule 3
Hot-Mix Asphalt Paving Batch Plants.....	Schedule 4

COATING, ADHESIVE AND INK APPLICATION EQUIPMENT & OPERATIONS

Adhesive Materials Application Operations.....	Schedule 27
Automotive Refinishing Operations	Schedule 27
Can and Coil Coating Operations	Schedule 33
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Industrial Coating Applications	Schedule 27
Lens Coating Equipment.....	Schedule 53
Miscellaneous Parts Coatings	Schedule 27
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CONCRETE EQUIPMENT

Cement Silo System (Separate from Plants).....	Schedule 8
Concrete Batch Plants.....	Schedule 8
Concrete Mixers Over One Cubic Yard Capacity	Schedule 8
Concrete Product Manufacturing Plants.....	Schedule 9

COMBUSTION AND HEAT TRANSFER EQUIPMENT

Boilers and Heaters.....	Schedule 13
Gas Turbine Engines, Test Cells and Test Stands	Schedule 20
Internal Combustion Engines (Piston Type).....	Schedule 34
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DRY CHEMICAL OPERATIONS

Dry Chemical Mixing	Schedule 24
Dry Chemical Storage System	Schedule 35
Dry Chemical Transfer and Storage Facility Equipment.....	Schedule 23

ELECTRONIC MANUFACTURING

Electronic Component Manufacturing.....	Schedule 42
Soldering Equipment (Automated).....	Schedule 29

FOOD PROCESSING AND PREPARATION EQUIPMENT

Bakeries	Schedule 58
Bulk Flour and Powdered Sugar Storage Systems	Schedule 35
Coffee Roasters.....	Schedule 50
Smoke Houses.....	Schedule 12

Categorized List Of Fee Schedules By Emission Unit Type - continued

FUEL STORAGE, TRANSFER AND DISPENSING EQUIPMENT

Bulk Plants and Terminals (Volatile Organic Compounds)	Schedule 25
Gasoline Stations	Schedule 26
Intermediate Refueler Facilities (Volatile Organic Compounds)	Schedule 25
Non-Bulk Volatile Organic Compound Dispensing Facilities	Schedule 26

MACHINING EQUIPMENT

Grinding Booths and Rooms	Schedule 36
Paper or Wood Shredders or Grinders	Schedule 21
Plasma, Electric and Ceramic Deposition Spray Booths	Schedule 37
Tire Buffers	Schedule 11

METAL TREATMENT OPERATIONS

Acid Chemical Milling	Schedule 32
Copper Etching	Schedule 32
Hexavalent Chromium Plating & Anodizing Tanks	Schedule 55
Hot Dip Galvanizing	Schedule 32
Oil Quenching and Salt Baths	Schedule 19

METALLURGICAL PROCESSING EQUIPMENT

Acid Chemical Milling	Schedule 32
Can and Coil Manufacturing Operations	Schedule 33
Copper Etching	Schedule 32
Hot Dip Galvanizing	Schedule 32
Metal Inspection Tanks	Schedule 28
Metal Melting Devices	Schedule 18
Oil Quenching and Salt Baths	Schedule 19
Plasma and Electric Deposition Spray Booths	Schedule 37
Precious Metals Refining	Schedule 39

MISCELLANEOUS MANUFACTURING AND PROCESSING

Ceramic Slip Casting	Schedule 43
Evaporators, Dryers, & Stills Processing Organic Materials	Schedule 44
Feed and Grain Mills and Kelp Processing Plants	Schedule 22
Filtration Membrane Manufacturing	Schedule 46
Ink Manufacturing	Schedule 38
Kelp and Biogum Products Solvent Dryer	Schedule 30
Lens Casting/Coating Equipment	Schedule 53
Municipal Waste Storage and Processing	Schedule 48
Non-Operational Status Equipment	Schedule 49
Organic Gas Sterilizers	Schedule 47
Paint, Adhesive, Stain, Ink, Solder Paste, and Dielectric Paste Manufacturing	Schedule 38
Perlite Processing	Schedule 41
Pharmaceutical Manufacturing	Schedule 54
Stills Processing Organic Materials	Schedule 44

Categorized List Of Fee Schedules By Emission Unit Type - continued

MIXING, BLENDING AND PACKAGING EQUIPMENT

Concrete Mixers Over One Cubic Yard Capacity	Schedule 8
Dry Chemical Mixing	Schedule 24
Rubber Mixers	Schedule 45

OVENS

Burn Out Ovens	Schedule 15
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SAND, ROCK AND AGGREGATE RELATED OPERATIONS

Rock Drills	Schedule 5
Sand, Rock, Aggregate Screens, and Other Screening Operations.....	Schedule 6
Sand, Rock, and Aggregate Plants	Schedule 7

SOLVENT CLEANING OPERATIONS

Cold Solvent and Remote Reservoir Cleaning Operations.....	Schedule 28
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SPRAY BOOTH OPERATIONS

Coating, Adhesives and Painting Operations	Schedule 27
Plasma, Electric and Ceramic Deposition Spray Booths.....	Schedule 37

STORAGE AND TRANSFER EQUIPMENT

Bulk Flour and Powdered Sugar Storage Systems	Schedule 35
Bulk Plants and Terminals (Volatile Organic Compounds)	Schedule 25
Bulk Terminal Grain Transfer and Storage Facility Equipment	Schedule 23
Dry Chemical Storage Systems.....	Schedule 35
Dry Chemical Transfer and Storage Facility Equipment.....	Schedule 23

TREATMENT AND REMEDIATION OPERATIONS

Air Stripping Equipment.....	Schedule 52
Asbestos Control Equipment	Schedule 59
Evaporators, Dryers, and Stills Processing Organic Materials.....	Schedule 44
Industrial Waste Water Treatment.....	Schedule 51
Sewage Treatment Facilities.....	Schedule 56
Soil Remediation Equipment	Schedule 52

FEE SCHEDULES

The Fee Schedules shall be used in determining the Initial Evaluation Fees and Emission Unit Renewal Fees using the amounts listed in Columns (1) and (2) respectively for each emission unit. The fees specified below do not include all applicable fees. See Sections (c), (d), (e), (f), (g), (h), and (i) for other required fees.

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).

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Pot 100 pounds capacity or larger with no Peripheral Equipment	\$655	\$74
(b) Each Pot 100 pounds capacity or larger loaded Pneumatically or from Storage Hoppers	\$1068	\$63
(c) Each Bulk Abrasive Blasting Material Storage System	\$1445	\$97
(d) Each Spent Abrasive Handling System	\$1255	\$66
(x) Each Portable Abrasive Blasting Unit, Registered Under Rule 12.1	\$420	\$148

SCHEDULE 2: Abrasive Blasting Cabinets, Rooms and Booths

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Abrasive Blasting Cabinet, Room or Booth	\$2215	\$130
(b) Each Cabinet, Room, or Booth with an Abrasive Transfer or Recycle System	\$1987	\$105

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Kettle or Tanker with capacity greater than 85 gallons	\$802	\$62
(b) Each Kettle or Tanker with capacity greater than 85 gallons and requiring emission control equipment	T+RN	\$210
(w) Each Kettle or Tanker, Registered Under Rule 12	\$273	\$53

SCHEDULE 4: Hot-Mix Asphalt Paving Batch Plant

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Hot-Mix Asphalt Paving Batch Plant	T+RN	\$1734

SCHEDULE 5: Rock Drills

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Drill with water controls	\$1075	\$58
(b) Each Drill with controls other than water	T+RN	\$42
(w) Each Drill, Registered Under Rule 12	\$343	\$44

**SCHEDULE 6: Sand, Rock, Aggregate Screens, and Other Screening Operations,
when not used in Conjunction with other Permit Items in these Schedules**

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Screen Set	\$1902	\$156
(x) Each Portable Sand and Gravel Screen Set, Registered Under Rule 12.1	\$363	\$130

SCHEDULE 7: Sand, Rock, and Aggregate Plants

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(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	\$268
(b) Each Screening System (involves all screens serving a given primary or secondary crusher system)	T+RN	\$54
(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	\$31
(d) RESERVED		
(x) Each Portable Rock Crushing System, Registered Under Rule 12.1	\$561	\$148

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Concrete Batch Plant (including Cement-Treated Base Plants)	T+RN	\$252
(b) Each Mixer over one cubic yard capacity	T+RN	\$161
(c) Each Cement or Fly Ash Silo System not part of another system requiring a Permit	T+RN	\$143
(x) Each Portable Concrete Batch Plant, Registered Under Rule 12.1	\$380	\$162
(d) Expo Builders Supply (ID #1084A)*	T+RN	\$436

*Pursuant to Subsection (c)(4)

SCHEDULE 9: Concrete Product Manufacturing Plants

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Plant	T+RN	\$181

SCHEDULE 10: RESERVED

SCHEDULE 11: Tire Buffers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Buffer	T+RN	\$187
(b) RESERVED		

SCHEDULE 12: Smoke Houses

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) through (g) RESERVED		
(h) Each Smoke House	T+RN	\$176
(i) RESERVED		

SCHEDULE 13: Boilers and Heaters

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input	\$2090	\$226
(b) Each 50 MM BTU/HR up to but not including 250 MM BTU/HR	T+RN	\$325
(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	T+M
(d) Each 100 Megawatt output or greater (based on an average boiler efficiency of 32.5%)	T+RN	\$2428
(e) RESERVED		
(f) Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input at a single site where more than 5 such units are located	\$1866	\$91
(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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Waste burning capacity up to and including 100 lbs/hr•	T+RN	\$319
(b) Waste burning capacity greater than 100 lbs/hr	T+RN	\$607
(c) Burning capacity up to and including 50 lbs/hr used exclusively for the incineration or cremation of animals	T+RN	\$197
(d) Emission Controls or Modification for ATCM	T+RN	N/A
(e) Zoological Society of San Diego (ID #8521A)*	T+RN	\$904

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

*Pursuant to Subsection (c)(4)

SCHEDULE 15: Burn-Out Ovens

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Electric Motor/Armature Refurbishing Oven	T+RN	\$132
(b) RESERVED		
(c) Each IC Engine Parts Refurbishing Unit	T+RN	\$159
(d) USN SIMA (ID #4845C)*	T+RN	\$445

*Pursuant to Subsection (c)(4)

SCHEDULE 16: RESERVED

SCHEDULE 17: RESERVED

SCHEDULE 18: Metal Melting Devices

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) RESERVED		
(b) RESERVED		
(c) Each Pit or Stationary Crucible	T+RN	\$625
(d) Each Pot Furnace	\$2399	\$214
(e) Each Induction Furnace	T+RN	\$63
(f) through (h) RESERVED		

SCHEDULE 19: Oil Quenching and Salt Baths

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Tank	T+RN	\$101

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
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	\$193
(b) Each Aircraft Propulsion Test Cell or Stand at a facility where more than one such unit is located	T+RN	\$80
(c) Each Non-Aircraft Turbine Test Cell or Stand	T+RN	\$56
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	\$731
(e) Each Non-Aircraft Turbine Engine 50 MM BTU/HR up to but not including 250 MM BTU/HR input	T+RN	\$4698
(f) Each Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input	T+RN	\$2413
(g) Each Unit used solely for Peak Load Electric Generation	T+RN	\$753
(h) Each Standby Gas Turbine used for Emergency Power Generation	T+RN	\$104

SCHEDULE 21: Waste Disposal and Reclamation Units

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Paper or Wood Shredder or Hammermill Grinder	T+RN	\$246
(b) through (e) RESERVED		

SCHEDULE 22: Feed and Grain Mills and Kelp Processing Plants

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Receiving System (includes Silos)	T+RN	\$443
(b) Each Grinder, Cracker, or Roll Mill	T+RN	\$72
(c) Each Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill	T+RN	\$48
(d) Each Mixer System	T+RN	\$77
(e) Each Truck or Rail Loading System	T+RN	\$97
(f) CP Kelco: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #203A)*	T+RN	\$527
(g) ISP Alginates: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #7006A)*	T+RN	\$104

*Pursuant to Subsection (c)(4)

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Receiving System (Railroad, Ship and Truck Unloading)	T+RN	\$184
(b) Each Storage Silo System	\$1269	\$123
(c) Each Loadout Station System	T+RN	\$35
(d) Each Belt Transfer Station	T+RN	\$25
(e) North American Terminal (ID #258A)*	T+RN	\$537

*Pursuant to Subsection (c)(4)

SCHEDULE 24: Dry Chemical Mixing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Grain Mixing System (includes receiving, transfer, mixing or blending, storage, and loadout bagging)	T+RN	\$177
(b) RESERVED		
(c) Each Dry Chemical Mixer with capacity over one-half cubic yard	T+RN	\$147

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
1. Bulk Plants and Bulk Terminals equipped with or proposed to be equipped with a vapor processor:		
(a) Per Tank	T+RN	\$780
(b) Tank Rim Seal Replacement	T+RN	N/A
(c) Per Truck Loading Head	T+RN	\$151
(d) Per Vapor Processor	T+RN	\$1337
2. Bulk Plants not equipped with or not proposed to be equipped with a vapor processor:		
(e) Per Tank	T+RN	\$54
(f) Per Truck Loading Head	T+RN	\$43
(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, or aircraft:
- | | | |
|------------------------------|------|------|
| (h) Per IR Loading Connector | T+RN | \$93 |
|------------------------------|------|------|
- 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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Initial installations and total renovations where Phase I and Phase II controls are required (includes Phase I fee), except where Fee Schedule 26(f) applies	\$1804 +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$53*
(b) RESERVED		
(c) Facilities where only Phase I controls are required (includes tank replacement)		
Fee Per Facility	\$947	\$110
(d) RESERVED		
(e) Non-retail facilities with 260-550 gallon tanks and no other non-bulk gasoline dispensing permits		
Fee Per Facility	\$508	\$81
(f) Phase II Bootless or Mini-Booted Nozzle Vacuum Assist System facility	\$2237 +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$101*

* The renewal fee is multiplied by the number of nozzles and the number of product grades dispensed per nozzle.

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

PART 1 - MARINE COATINGS

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) First Permit to Operate for Marine Coating application at facilities emitting ≤ 10 tons/year of VOC from Marine Coating Operations	\$2491	\$358
(b) First Permit to Operate for Marine Coating application at facilities emitting > 10 tons/year of VOC from Marine Coating Operations	\$3169	\$1045
(c) Each additional Permit Unit for Marine Coating application at existing permitted facilities	T+RN	\$245
(t) First Permit to Operate for Marine Coating application at facilities where combined coating and cleaning solvent usage is < 3 gallons/day and < 100 gallons/year	\$1109	\$183
(x) US Navy Shipyard Pt. Loma – (ID #2643D)*	T+RN	\$365
(z) NASSCO (ID #253A)*	T+RN	\$1649

*Pursuant to Subsection (c)(4)

PART 2 - INDUSTRIAL MATERIAL APPLICATIONS AND MANUFACTURING

(Includes application stations for coatings such as paint spraying and dip tanks, printing, and manufacturing products with materials which contain VOCs, etc.)

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(d) Each Surface Coating Application Station w/o control equipment and not covered by other fee schedules at facilities using > 1 gallon/day of surface coatings and emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	\$1545	\$267
(e) Each Surface Coating Application Station w/o control equipment and not covered by other fee schedules at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	T+RN	\$324
(f) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting ≤ 10 tons/year of VOC from fiberglass, plastic or foam products operations	\$2249	\$296
(g) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting > 10 tons/year of VOC from fiberglass, plastic or foam products operations	\$2710	\$184
(h) RESERVED		
(i) Each Surface Coating Application Station requiring Control Equipment	T+RN	\$1736
(j) Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	\$2433	\$329
(k) Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	T+RN	\$202

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

PART 2 - Continued

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(l) Each Wood Products Coating Application Station w/o Control Equipment at facilities using > 500 gallons/year of wood products coatings and emitting ≤5 tons/year of VOC from Wood Products Coating Operations	\$1714	\$422
(m) Each Wood Products Coating Application Station w/o Control Equipment at facilities emitting > 5 tons/ year of VOC from Wood Products Coating Operations	\$1790	\$257
(n) Each Press or Operation at a Printing or Graphic Arts facility subject to Rule 67.16	\$1107	\$169
(o) RESERVED		
(p) Each Surface Coating Application Station w/o control equipment (except automotive painting) where combined coating, and cleaning solvent usage is < 1 gallon/day or < 50 gallons/year	\$1453	\$239
(q) Each Wood Products Coating Application Station of coatings and stripper w/o control equipment at a facility using < 500 gallons/year for Wood Products Coating Operations	\$1425	\$293
(y) Walker Wood (ID #865B)*	T+RN	\$2105

*Pursuant to Subsection (c)(4)

PART 3 - MOTOR VEHICLE AND MOBILE EQUIPMENT REFINISHING OPERATIONS

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(r) Each facility applying < 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$2211	\$493
(s) Each facility applying > 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1847	\$446

PART 4 - ADHESIVE MATERIALS APPLICATION OPERATIONS

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(u) Each Adhesive Materials Application Station w/o control equipment at facilities emitting ≤5 tons/year of VOC from equipment in this fee schedule	\$1515	\$238
(v) Each Adhesive Materials Application Station w/o control equipment at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	\$1769	\$323
(w) Each Adhesive Materials Application Station w/o control equipment where adhesive materials usage is < 55 gallons/year	\$1366	\$239

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Vapor Degreaser with an Air Vapor Interfacial area > 5 square feet	T+RN	\$226
(b) Each Cold Solvent Degreaser with liquid surface area > 5 square feet	\$1114	\$68
(c) Each Corrosion Control Cart	T+RN	\$282
(d) Each Paint Stripping Tank	\$1739	\$202
(e) RESERVED		
(f) Remote Reservoir Cleaners	\$397	\$77
(g) RESERVED		
(h) Vapor Degreaser with an Air-Vapor Interfacial area ≤5 square feet	\$ 566	\$123
(i) Cold Solvent Degreaser with a liquid surface area ≤5 square feet	\$437	\$73
(j) Metal Inspection Tanks	\$1043	\$95
(k) Contract Service Remote Reservoir Cleaners with > 100 units	T+RN	\$24
(l) Contract Service Cold Degreasers with a liquid surface area of ≤5 square feet	T+RN	\$10
(m) Each facility-wide Solvent Application Operation	T+RN	T+M
(n) RESERVED		
(o) RESERVED		

SCHEDULE 29: Automated Soldering Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Solder Leveler	\$2269	\$149

SCHEDULE 30: Solvent and Extract Dryers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Kelp and Biogum Products Solvent Dryer	T+RN	\$1230

SCHEDULE 31: Dry Cleaning Facilities

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Facility using Halogenated Hydrocarbon Solvents required to install Control Equipment	\$1377	\$429
(b) Each Facility using Petroleum Based Solvents	T+RN	\$326
(c) Each Facility using Solvents not required to install Control Equipment	T+RN	\$182
(d) RESERVED		

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Copper Etching Tank	T+RN	\$307
(b) Each Acid Chemical Milling Tank	T+RN	\$182
(c) Each Hot Dip Galvanizing Tank	T+RN	\$147
(d) Rohr (ID #301A)*	T+RN	\$1606

*Pursuant to Subsection (c)(4)

SCHEDULE 33: Can and Coil Manufacturing and Coating Operations

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$179

SCHEDULE 34: Piston Type Internal Combustion Engines

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Cogeneration Engine with in-stack Emission Controls	T+RN	\$298
(b) Each Cogeneration Engine with Engine Design Emission Controls	T+RN	\$423
(c) Each Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1957	\$106
(d) Each Engine for Non-Emergency and Non-Cogeneration Operation	\$1876	\$289
(e) Each Grouping of Engines for Dredging or Crane Operation with total engine horsepower > 200 HP	T+RN	\$178
(f) Each Diesel Pile-Driving Hammer	T+RN	\$109
(g) Each Engine for Non-Emergency and Non-Cogeneration Operation < 200 horsepower	\$1857	\$125
(h) Each California Certified Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1664	\$95
(i) Each Internal Combustion Engine Test Cell and Test Stand	T+RN	\$257
(j) SDG&E (ID # 96062A)*	T+RN	\$1529
(k) Supplemental Renewal Fee-Each Emergency Standby Diesel Engine that limits maintenance and testing to 30 hours or less to comply with State Air Toxics Control Measure. ¹	N/A	\$158
(w) Each Specified Eligible Engine, Registered Under Rule 12	\$366	\$81
(x) Each Specified Eligible Portable Engine, Registered Under Rule 12.1	\$398	\$113
(z) Each Specified Eligible Engine, Registered Under Rule 12, Conversion from Valid Permit	\$272	N/A

*Pursuant to Subsection (c)(4)

¹ A one-time Supplemental Fee will be charged in either FY 2005-06 or FY 2006-07.

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each System	T+RN	\$182

SCHEDULE 36: Grinding Booths and Rooms

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Booth or Room	\$1870	\$140

SCHEDULE 37: Plasma Electric and Ceramic Deposition Spray Booths

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Application Station	T+RN	\$270
(b) GKN Aerospace Chemtronics (ID #72A)*	T+RN	\$390
(c) Flame Spray (ID #507A)*	T+RN	\$618
*Pursuant to Subsection (c)(4)		

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line for Paint, Adhesive, Stain, or Ink Manufacturing at facilities producing > 10,000 gallons per year	T+RN	\$228
(b) Each Can Filling Line	T+RN	\$225
(c) Each Process Line for Solder Paste or Dielectric Paste Manufacturing	T+RN	\$146
(d) Each Paint, Adhesive, Stain or Ink Manufacturing facility producing <10,000 gallons per year	T+RN	\$328
(f) Ferro Electronic Material Systems (ID #8407A)*	T+RN	\$652
*Pursuant to Subsection (c)(4)		

SCHEDULE 39: Precious Metals Refining

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$119

SCHEDULE 40: Asphalt Pavement Heaters/Recyclers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Processor	\$1539	\$65
(x) Each Portable Unheated Pavement Crushing and Recycling System, Registration Under Rule 12.1	\$473	\$88

SCHEDULE 41: Perlite Processing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$409
(b) Aztec Perlite (ID #2700A)*	T+RN	\$1014
*Pursuant to Subsection (c)(4)		

SCHEDULE 42: Electronic Component Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$297
(b) Each Screen Printing Operation	T+RN	\$318
(c) Each Coating/Maskant Application Operation, excluding Conformal Operation	T+RN	\$560
(d) Each Conformal Coating Operation	T+RN	\$141
(e) RESERVED		
(f) RESERVED		
(g) RESERVED		

SCHEDULE 43: Ceramic Slip Casting

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$248

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Evaporators and Dryers [other than those referenced in Fee Schedule 30 (a)] processing materials containing volatile organic compounds	T+RN	\$233
(b) Solvent Recovery Stills with a rated capacity equal to or greater than 7.5 gallons	\$1683	\$88

SCHEDULE 45: Rubber Mixers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Rubber Mixer	T+RN	\$127

SCHEDULE 46: Filtration Membrane Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$596
(b) RESERVED		
(c) RESERVED		
(d) RESERVED		
(e) Hydranautics (ID #6236A)*	T+RN	\$1187

*Pursuant to Subsection (c)(4)

SCHEDULE 47: Organic Gas Sterilizers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Organic Gas Sterilizer requiring control	T+RN	\$719
(b) Each Stand Alone Organic Gas Aerator requiring control	T+RN	T+M
(c) Each Organic Gas Sterilizer not requiring control	T+RN	\$187
(d) RESERVED		

SCHEDULE 48: Municipal Waste Storage and Processing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Waste Disposal Site not equipped with Emission Collection & Control System	T+RN	\$1864
(b) Each Temporary Storage and/or Transfer Station	T+RN	T+M
(c) Each Waste Disposal Site/Landfill equipped with Emission Collection & Control System(s)	T+RN	\$1004
(d) through (e) RESERVED		

SCHEDULE 49: Non-Operational Status Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Non-Operational Status Equipment	\$93	\$33
(b) Activating Non-Operational Status Equipment	\$148	N/A

SCHEDULE 50: Coffee Roasters

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Coffee Roaster	\$2320	\$237

SCHEDULE 51: Industrial Waste Water Treatment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each On-site Processing Line	\$2056	\$191
(b) Each Offsite Processing Line	T+RN	T+M

SCHEDULE 52: Air Stripping & Soil Remediation Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Air Stripping Equipment	T+RN	\$187
(b) Soil Remediation Equipment - On-site (In situ Only)	\$3638	\$218
(c) Soil Remediation Equipment - Offsite & On-site (ex situ)	T+RN	\$457
(d) Contaminated Soil Excavation	T+RN	T+M
(e) RESERVED		

SCHEDULE 53: Lens Casting Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Lens Casting Line	T+RN	\$248
(b) Each Lens Coating Line	T+RN	\$25

SCHEDULE 54: Pharmaceutical Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Pharmaceutical Manufacturing Process Line	T+RN	\$312
(b) RESERVED		
(c) J & D Laboratories (ID #97022)*	T+RN	\$1426

*Pursuant to Subsection (c)(4)

SCHEDULE 55: Hexavalent Chromium Plating and Anodizing Tanks

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Hard or Decorative Chrome Plating and/or Anodizing Tank or Group of Tanks Served by an Emission Control System	T+RN	\$1608
(b) Each Decorative Plating Tank without Add-on Emission Controls	T+RN	\$1134
(c) Each Hard Chrome Plating or Anodizing Tank without Add-on Emission Controls	T+RN	\$2195

SCHEDULE 56: Sewage Treatment Facilities

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Sewage Treatment Facility	T+RN	\$2230
(b) Each Wastewater Odor Treatment System that is not part of a Permitted Sewage Treatment Facility	T+RN	\$872
(c) RESERVED		

SCHEDULE 57: RESERVED**SCHEDULE 58: Bakeries**

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Bakery Ovens at Facilities with Emission Controls Pursuant to Rule 67.24	T+RN	T+M
(b) Bakery Ovens at Other Facilities	T+RN	\$301

SCHEDULE 59: Asbestos Control Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) RESERVED		
(b) Portable Asbestos Bead Blast Machine	\$1128	\$154
(c) Portable Asbestos Mastic Removal Application Station	\$1473	\$154

SCHEDULES 60 THROUGH 90 RESERVED

SCHEDULE 91: Miscellaneous - Hourly Rates

The Evaluation Fee for an application for an Authority to Construct/Permit to Operate for equipment/processes not specified in the Fee Schedules shall be based on the actual costs incurred by the District for evaluating the application and an estimated Emission Unit Renewal Fee which will cover the costs related to an annual compliance inspection of the equipment. The applicant shall deposit the amount estimated to cover the actual cost of evaluation and the estimated renewal fee at the time of application submittal.

SCHEDULE 92: Source Testing Performed by the District

The owner or operator of an emission unit which requires source testing to determine compliance shall pay the applicable source test fee(s) listed below if the source testing is performed by the District or a District contractor to measure emissions for the purpose of quantifying emissions to determine whether a Permit to Operate shall be issued or if the emission unit is in compliance. If the source test requires significantly more on-site time that is provided by the fixed fees specified below (e.g. tall stacks), the additional costs incurred by the District shall be determined using the labor rates specified in Schedule 94 and related material and other costs. The owner or operator shall pay such fees upon notification from the District that such fees are required.

<u>Fee Unit</u>	<u>Fee</u>
(a) Each Particulate Matter Source Test	\$4235
(b) Annual Fee for each 5-Year Test Cycle for Incinerator Particulate Matter Source Test with Waste Burning Capacity of < 100 lbs Per Hour	\$1046
(c) Each Oxides of Sulfur Source Test	T+M
(d) Annual Fee for each Biennial Cycle Test for NOx and CO (1/2 the cost of one test)	\$828
(e) Each Ethylene Oxide Source Test	T+M
(f) Each Carbon Monoxide and Oxides of Nitrogen Source Test	\$1655
(g) Each Oxides of Nitrogen Source Test	\$1271
(h) Each Incinerator Particulate Matter Source Test with Waste Burning Capacity of > 100 lbs Per Hour	T+M
(i) Each Ammonia Slippage Source Test	\$726
(j) Continuous Emission Monitor Evaluation	T+M
(k) RESERVED	
(l) RESERVED	
(m) Each Mass Emissions Source Test	T+M
(n) RESERVED	
(o) Each Multiple Metals Source Test	T+M
(p) Each Chromium Source Test	T+M
(q) Each VOC Onsite Analysis	T+M
(r) Each VOC Offsite Analysis	T+M
(s) Each Hydrogen Sulfide Source Test	T+M
(t) Each Acid Gases Source Test	T+M
(u) Annual Fee for each 5-Year Test Cycle for Particulate Matter Source Testing at Perlite Plants, (1/5 the cost of one test)	\$847
(v) Annual Fee for Optional Source Test Pilot Study (1/2 the cost of one test)	T+M
(z) Miscellaneous Source Test (Special Tests not Listed)	T+M

SCHEDULE 93: Witness of Source Tests Performed by Independent Contractors

The owner or operator of an emission unit which requires source testing to determine compliance for the purpose of quantifying emissions to determine whether a Permit to Operate shall be issued or if the emission unit is in compliance, and chooses to have the testing performed by an independent contractor, shall pay the actual T+M costs incurred by the District to observe such testing and review the resulting source test report.

Any person, company, agency that requests review of a test procedure shall pay the actual T+M costs incurred by the District to review such test procedures. Such requests shall be accompanied by an amount estimated to cover actual District costs.

Fee Unit	Fee
(a) Observations	T+M
(b) Source Test Reports	T+M
(c) Test Procedure Review	T+M
(d) Each VOC Bulk Terminal Test Witness	T+M
(e) Each Ethylene Oxide Test Witness Day	\$1444

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

Employee Classification (Fee Unit)	Hourly Rate
Air Pollution Control Aide (94u)	\$82
Air Quality Inspector I (94o)	\$93
Air Quality Inspector II (94e)	\$100
Air Quality Inspector III (94f)	\$119
Assistant Air Resources Specialist (94s)	\$115
Assistant Chemist (94i)	\$75
Assistant Engineer (94b)	\$132
Assistant Meteorologist (94g)	\$79
Associate Air Resources Specialist (94q)	\$122
Associate Chemist (94j)	\$82
Associate Engineer (94c)	\$140
Associate Meteorologist (94r)	\$82
Engineering Technician (94p)	\$116
Instrument Technician I (94l)	\$66
Instrument Technician II (94n)	\$71
Junior Engineer (94a)	\$114
Senior Chemist (94k)	\$97
Senior Engineer (94d)	\$174
Senior Meteorologist (94h)	\$99
Source Test Technician (94m)	\$66
Student Worker II (94v)	\$32
Student Worker III (94w)	\$38
Student Worker V (94x)	\$50
Supervising Instrument Technician (94t)	\$81

SCHEDULE 95: Sampling and Analysis

When the District determines a sample and/or analysis is needed for the purpose of determining potential emissions and/or determining compliance with District Rules and Regulations, the actual T+M costs incurred by the District for collection and analysis of samples, including preparing the reports, shall be paid by the permittee, applicant or other persons for activities for which a Permit is not required.

SCHEDULE 96: Additional Costs Incurred by the District for Sources Not in Compliance

Whenever the District is requested or required to provide consultation, testing or inspection to any person or facility, beyond the consultation testing and inspection covered by the permit fees, or related to a Notice of Violation and/or Notice to Comply, the person or facility shall pay the actual T+M costs incurred by the District for the cost of such services.

SCHEDULE 97: Other Charges

Whenever the District is requested or required to provide consultation, legally required testimony, testing, inspection, engineering or services, the cost of such services shall be determined using the labor rates specified in Schedule 94. Persons requesting and/or receiving such services shall be charged the estimated cost of providing such services and shall deposit such amount to the District in advance of the service, unless prior arrangements for payment have been approved by the District. In the case of consultations requested prior to filing an application, any funds deposited in excess of actual costs incurred for such consultations shall be refunded or applied as a credit against required application fees.

IT IS FURTHER RESOLVED AND ORDERED that the revisions to Rule 40 shall take effect July 1, 2005.

PASSED AND ADOPTED by the Air Pollution Control Board of the San Diego County Air Pollution Control District, State of California, this 22nd day of June, 2005, by the following votes:

APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL

BY I. Dutton
SENIOR DEPUTY

AYES: Cox, Jacob, Slater-Price, Horn

NOES:

ABSENT: Roberts

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution which is now on file in my office.

THOMAS J. PASTUSZKA
Clerk of the Air Pollution Control Board

By Kellie C. Kellogg
Kellie C. Kellogg, Deputy



Resolution No. 05-104
06/22/05 (APCD 1)

**PROPOSED AMENDMENTS TO
RULE 40 OF REGULATION III**

CHANGE COPY

1. Proposed amendments to Rule 40 are to read as follows:

REGULATION III: FEES

RULE 40. PERMIT AND OTHER FEES ~~(Adopted June 23, 2004; Eff. July 1, 2004)~~
(Adopted *(Date of Adoption)*; Eff. July 1, 2005)

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RULE 40. PERMIT AND OTHER FEES

(a) APPLICABILITY

(1) This rule shall be used to determine all fees charged by the District, as authorized by the Air Pollution Control Board, except for those specified in Rule 42 - Hearing Board Fees. These include, but are not limited to, fees for: applications, permits, renewals, source testing, asbestos demolition or renovation operation plans, cooling towers, emergency episode plans, grid searches, technical consultations, new or modified power plants, toxic hot spots, Title V Operating Permits, Synthetic Minor Source Permits, and Certificates of Exemption.

(2) This rule shall be used to determine refunds, forfeitures and insufficient payment of fees, if applicable.

(b) DEFINITIONS

The following definitions shall apply for terms used in this rule:

(1) "Annual Operating Fee" means all fees related to a permit that are paid on an annual basis. These include, but are not limited to the following: Site Identification (ID) Processing and Handling Fee, Permit Processing Fee, Emission Unit Renewal Fee, Air Contaminant Emissions Fee, District and State Air Toxic Hot Spots Fee, and Annual Source Test Fee.

(2) "Applicant" means the owner of the emission unit or operation, or an agent specified by the owner.

(3) "District" means the San Diego County Air Pollution Control District.

(4) "Emission Unit" means any article, machine, equipment, contrivance, process or process line, which emit(s) or reduce(s) or may emit or reduce the emission of any air contaminant.

(5) "Facility" means the same as "Stationary Source."

(6) "Initial Evaluation Fee" means the fee listed in Column (1) of the Fee Schedules, non-refundable processing fee and all other estimated applicable fees such as for Rule 20.2 and Rule 1200 compliance reviews.

(7) "Location" means the same as "Stationary Source."

(8) "Permit to Operate" or "permit" means any District authority to operate such as a Permit to Operate, Certificate of Registration, Certificate of Exemption or Synthetic Minor Source permit, unless otherwise specified.

(9) "Stationary Source" means an emission unit or aggregation of emission units which are located on the same or contiguous properties and which units are under common ownership or entitlement to use.

(10) "T+M" means time and material costs.

(11) "T+RN" means time and material costs plus renewal fees.

(12) "Valid Permit or Valid Authority to Construct" means a Permit or Authority to Construct for which all fees are current.

All other terms mean the same as defined in Rule 2 unless otherwise defined by an applicable rule or regulation.

(c) GENERAL PROVISIONS

(1) No application shall be considered received unless accompanied by the completed application and associated supplemental forms (if available) and the appropriate initial evaluation fees.

(2) All time and material (T+M) and time and renewal (T+RN) costs shall be determined using the labor rates specified in Schedule 94.

(3) A fee of \$11 shall be charged for a duplicate of a Permit to Operate, Certificate of Registration or Certificate of Exemption.

(4) If the Air Pollution Control Officer determines that the activities of any one company would cause an increase of at least 10 percent in any one Emission Unit Fee Schedule, the Air Pollution Control Officer may delete the costs attributed to that company from the cost data used to determine that type of Emission Unit Fee Schedule. The costs from such a company shall be recovered by development of a source-specific Emission Unit Fee Schedule. The specific Emission Unit Fee Schedules shall be submitted to the Air Pollution Control Board for consideration and adoption.

(5) If the Air Pollution Control Officer determines that a person has under-reported material usage, emissions or other information necessary for calculating an 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. Required fees not paid within 30 days of the due date shall be assessed a late fee in the amount prescribed in Section (g).

(d) AUTHORITY TO CONSTRUCT AND PERMIT TO OPERATE FEES

(1) General Provisions

(i) Every applicant for an Authority to Construct/Permit to Operate for any article, machine, equipment or other contrivance shall pay the applicable fees as specified in Section (d) for each emission unit.

(ii) A ~~\$90~~ 95 non-refundable processing fee shall be submitted with each application for an Authority to Construct/Permit to Operate, Change of Location, Change to an Existing Permit Unit, or Banking Emission Reduction Credits. This fee does not apply to applications for a Change of Ownership, Identical Replacement or Fee Schedules 49A or 49B.

(iii) When additional evaluation fees are required, the applicant shall deposit the amount estimated to cover the evaluation costs upon receipt of such an invoice. The District may stop work on the application until the invoiced amount is fully paid.

(iv) Initial Evaluation Fees and Emission Unit Renewal Fees shall be determined using the amounts listed in Columns (1) and (2) respectively, of the Fee Schedules provided within this rule.

(v) Credit card payments for fees ~~exceeding \$5,000~~ will be assessed a surcharge of ~~3~~ 3.4% of the amount paid by credit card. This surcharge covers fees assessed to the District by credit card providers.

(2) Initial Application Fees for an Authority to Construct/Permit to Operate

The Initial Application Fees for an Authority to Construct/Permit to Operate application shall include a Non-refundable Processing Fee, Initial Evaluation Fee, Air Contaminant Emissions Fee, and if applicable, an Additional Engineering Evaluation Fee and/or Source Test Fee.

Calculation Worksheet for Initial Application Fees

Non-refundable Processing Fee	\$90-95
Initial Evaluation Fee ¹	
Air Contaminant Emissions Fee ²	
Additional Engineering Evaluation Fees ³	
Source Test Fee ⁴	

Total: \$ _____

Notes:

1. See Fee Schedule. If T+M, or T+RN fee is indicated, call the District for a fee estimate.
2. See Section (d)(4) to determine applicable fee, based on total facility emissions.

3. See Section (d)(5) to determine if additional fees are required, or call the District for a fee estimate.
4. Call the District for a Source Test Fee estimate.

(3) Initial Evaluation Fee

The Initial Evaluation Fee shall be determined based on the specific type of equipment, process or operation for which an application is submitted, as listed in Column (1) of the Fee Schedules provided within this rule.

(i) Where the fee specified in Column (1) is T+RN, the fee shall be the actual evaluation cost incurred by the District and either the specified Emission Unit Renewal Fee (Column (2)) or an estimated T+M renewal fee for the first year of operation. The applicant shall deposit the amount estimated to cover the actual evaluation cost at the time of application submittal.

(ii) If the equipment, process or operation for which an application is submitted is not listed in the Fee Schedules, the Initial Evaluation Fee shall be on a T+M basis, including the Emission Unit Renewal Fee, as specified in Fee Schedule 91.

(4) Air Contaminant Emissions Fees

The Air Contaminant Emissions Fee is an annual fee based on total air contaminant emissions from the stationary source, as specified below.

(i) For existing facilities, an Air Contaminant Emissions Fee shall not be collected as part of an Initial Application Fee, if the Air Contaminant Emissions Fee was paid as part of the most recent Annual Operating Fees.

(ii) For new facilities, the Air Contaminant Emissions Fee shall be paid with the first permit application filed for the new facility and 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 is issued, as specified below. This fee shall remain unchanged until revised to reflect the most recent District approved emissions inventory report.

(A) If the actual expected emissions of carbon monoxide (CO), oxides of nitrogen (NO_x), oxides of sulfur, particulate matter (PM₁₀) or volatile organic compounds equal or exceed five tons, then the Air Contaminant Emissions Fee shall be based on the total expected emissions of all these contaminants for that calendar year, multiplied by an air contaminant emissions fee rate of \$101 per ton.

(B) Table I – Air Contaminant Emissions Fee

For all other new facilities, a single Air Contaminant Emissions Fee shall be paid based on the following table using the Fee Schedule that is most representative of the nature of the activities at the stationary source:

<u>Fee Schedule</u>	<u>Source Category Description</u>	<u>Annual Emissions Fee</u>
26(a)	VOC dispensing facility - Phase I & Phase II controls required	\$11*
26(f)	VOC dispensing facility - Phase II bootless or mini-booted nozzle vacuum assist system	\$11*
28 (series)	Contract service solvent cleaning units (for contract companies with 100 or more units)	\$6 per cleaning unit
28(f)	Facilities with only remote reservoir units and no other permits at the facility	\$6 per cleaning unit
27(e)	Industrial surface coating applications	\$505
27(k)	Metal parts and aerospace coating applications	\$505
27(m)	Wood product coating applications	\$505
27(s)	Automotive painting operations	\$152
27(v)	Adhesive application operations	\$505
Various	All other stationary sources	\$101

* The total annual Emissions Fee for these units is calculated by multiplying the indicated fee, the number of nozzles and the number of product grades per nozzle.
(Emissions Fee = indicated fee x number of nozzles x product grades per nozzle)

If the most representative nature of the activities cannot be determined for facilities with more than one source category description or fee schedule, the highest applicable annual emissions fee shall apply.

(5) Additional Engineering Evaluation Fees for New or Revised Applications

If an application requires the District to evaluate the emission unit for compliance with Rule 51, Rule 1200, Rules 20.1 through 20.8, Rules 26.0 through 26.10, Regulation X, Regulation XI, Regulation XII, a federal NESHAP, or state ATCM, the applicant shall pay the actual cost incurred by the District for the compliance evaluation, and any additional fees specified by this rule. The applicant shall deposit the amount estimated to cover the actual evaluation cost at the time of application submittal.

(6) Fees for Revisions to Valid Permits

The owner of a valid permit, or his agent, may submit an application to propose the types of changes listed below. The evaluation fee for a revision shall be based on the actual evaluation cost incurred by the District, not to exceed the Initial Evaluation Fee minus the Emission Unit Renewal Fee (Column (1) minus (2)), except as provided under Subsections (d)(5), (d)(6)(v), and (d)(6)(vi). The applicant shall deposit the amount estimated to cover the actual cost of evaluating the proposed change at the time of application submittal.

Calculation Worksheet for Modified Equipment Fees

Non-refundable Processing Fee	\$90-95
Evaluation Fee ¹	
Additional Engineering Evaluation Fees ²	

Total: \$ _____

Notes:

1. See Fee Schedules, use Column (1) – (2). If T+M, or T+RN fee is indicated, call the District for a fee estimate.
2. See Section (d)(5) to determine if additional fees are required, or call the District for a fee estimate.

(i) **Operational Change:** An application which proposes an operational change of a valid permit.

(ii) **Condition Change:** An application which proposes a condition change of a valid permit.

(iii) **Additions, Alterations and Replacement of Equipment:** An application which proposes an addition, alteration or replacement of an emission unit described in a valid permit.

(iv) **Review for a Change of Location:** An application which proposes a change of location for an emission unit with a valid permit. An application is not required for any change of location within a stationary source or for a portable emission unit.

(v) **Ownership Change:** An application which proposes an ownership change for a valid permit shall pay a fee of \$90-95. The applicant shall demonstrate to the District's satisfaction proof of entitlement to the Permit to Operate at the time of application submittal.

(vi) **Replacement Units per Rule 11(d)(5):** An application for a permit change to reflect an eligible replacement emission unit pursuant to Rule 11(d)(5), shall pay a fee of \$337-349.

(7) Fees for Revisions to Valid Authorities to Construct

The owner of a valid Authority to Construct, or his agent, may submit an application to propose the types of changes listed in Subsections (d)(6)(i thru v). The evaluation fee for a revision shall be based on the actual evaluation cost incurred by the District, not to exceed the Initial Evaluation Fee minus the Emission Unit Renewal Fee (Column (1) minus (2)), except as provided under Section (d)(5). The applicant shall deposit the amount estimated to cover the actual cost of evaluating the proposed change at the time of application submittal.

(8) Special Application Processing Provisions

(i) **Reduced Fees for Similar Emission Units at a Single Stationary Source**

If more than one application for an Authority to Construct/Permit to Operate is submitted at the same time for similar emission units at the same stationary source location, then the first emission unit shall be charged the Initial Application Fee as

specified in Section (d)(2). Each additional emission unit shall be charged the Emission Unit Renewal Fee and the actual T+M costs incurred by the District to evaluate the emission unit and act upon the applications. The total cost for each additional emission unit shall not exceed the Initial Evaluation Fee (Column 1), except as provided under Section (d)(5).

This provision only applies to the extent that each emission unit will be operated independently, and the evaluation for an Authority to Construct for the first emission unit can be applied to the additional units because of similarity in design and operation, and each emission unit can be evaluated and inspected for a Permit to Operate at the same time. The provisions of this subsection shall not apply to Fee Schedules 3 and 26.

(ii) Reinspection Fees

If during an inspection for a Permit to Operate, an emission unit cannot be evaluated due to circumstances beyond the control of the District, the applicant shall pay the actual time and material costs of performing a reinspection. An estimated reinspection fee, as determined by the District, shall be deposited with the District prior to reinspection of the emission unit.

(iii) Split Fee Payments for Applications

An applicant may request a split payment of Evaluation Fees due to financial hardship. This request must be made in writing. The first payment, plus an administrative fee of \$75 must be deposited with the application. The second payment is due no later than 60 days after filing the application.

(iv) Fees for Expedited Application Processing

If an applicant requests expedited processing of an application and the District determines that such expedited processing is available through voluntary overtime work, the applicant shall pay an initial application fee equal to one and one-quarter times that which is otherwise specified by this rule, except that the non-refundable processing fee and any applicable air contaminant emission fee shall be not more than that specified by this rule. At the time of submittal of the application, the applicant shall deposit a fee equal to that otherwise specified by this rule. If the application receives expedited processing, no final action shall be taken on the application until the applicant has paid the remainder of the fees required by this paragraph.

(v) Requirement for Defense and Indemnification Agreement

On a case-by-case basis, where significant risk to the District is identified in connection with the processing of an application, the Air Pollution Control Officer may require a defense and indemnification agreement from the applicant. The agreement shall be in a form approved by the Air Pollution Control Officer.

On a case-by-case basis, the Air Pollution Control Officer may determine to require security from the applicant. A determination to require security shall only be

made by the Air Pollution Control Officer, and shall not be delegable. The Air Pollution Control Officer shall establish the form and amount of the security, as well as the time the security is to be provided to the District.

(vi) Indemnification

Each applicant, to the extent the applicant is at fault in causing liability to the District, shall indemnify the District, its agents, officers and employees (collectively "District Parties") from any claim, action, liability, or proceeding against the District Parties to attack, set aside, void or annul the applicant's project or any of the proceedings, acts or determinations taken, done or made as a result of District's processing and/or approval of the project, as specified below. Each applicant's obligation to indemnify shall apply to any lawsuit or challenge against the District Parties alleging failure to comply with the requirements of any federal, state, or local laws, including but not limited to requirements of these Rules and Regulations. This indemnification requirement shall be included in the application form provided to all applicants.

Each applicant's obligation to indemnify the District Parties shall include, but not be limited to, payment of all court costs and attorneys' fees, costs of any judgments or awards against the District, damages, and/or settlement costs, which arise out of District's processing and/or approval of the applicant's project, except that an applicant shall only be responsible for indemnifying the District Parties in the amount of liability which is equal to the proportion of fault caused by the applicant, as determined by a court. Where any court action results in a ruling for the plaintiff/petitioner, the applicant and the District shall request a determination on the percentage contribution of fault from the court which adjudicated the underlying challenge to the applicant's project.

Notwithstanding this subsection, when a defense and indemnification agreement is required for a project under subsection (d)(8)(v) above, the provisions of the defense and indemnification agreement shall apply to the applicant and not the provisions of this subsection.

(vii) Fees for Previously Permitted Emission Units Operating Without Valid Permits

In addition to the fees otherwise specified by this Section (d), a person who is applying for an Authority to Construct and/or Permit to Operate for a previously permitted emission unit that was operated after the applicable permit expired, and is no longer eligible for reinstatement, shall pay the annual operating and late fees specified in Sections (e), (f), and (g) of this rule that would have otherwise been due. Such payment shall not negate any fines and penalties that may be assessed for violations of the requirement to operate with a valid permit.

(e) ANNUAL OPERATING FEES

(1) General Provisions

(i) Annual Operating Fees are due on an annual basis and shall be paid by any person who is required to maintain a Permit to Operate or Temporary Authorization pursuant to Rule 10(b).

(ii) Annual Operating Fees are due on the first day of the renewal month. Permits expire on the last day of the renewal month. Payments received after the permit expiration date are subject to the late fee provisions of Section (g).

(2) Annual Operating Fees

The following applicable fees shall be paid as part of the Annual Operating Fees: Site ID Processing and Handling Fee, Permit Processing Fee, Emission Unit Renewal Fee, Air Contaminant Emissions Fee, and if applicable, District and State Air Toxic Hot Spots Fee and Annual Source Test Fee.

Calculation Worksheet for Annual Operating Fees

Site ID Processing and Handling Fee	\$34-35
Permit Processing Fee (\$2325 x number of permitted units)	
Emission Unit Renewal Fee (See (iii) below)	
Air Contaminant Emissions Fee (See (iv) below)	
District & State Air Toxic Hot Spots Fee (See (v) below)	
Annual Source Test Fee (See (vi) below)	

Total: \$ _____

(i) Site ID Processing and Handling Fee: A processing fee of \$34-35 per stationary source.

(ii) Permit Processing Fee: A permit processing fee of \$2325 per Permit to Operate. Permits held in an inactive status are not required to pay this fee.

(iii) Emission Unit Renewal Fee: An annual renewal fee, for each specific type of emission unit, as specified in the Fee Schedules (Column (2)).

(iv) Air Contaminant Emissions Fee: An annual Air Contaminant Emissions Fee based on total emissions from the stationary source, as specified below.

(A) For facilities with annual emissions of either carbon monoxide, oxides of nitrogen, oxides of sulfur, particulate matter (PM₁₀) or volatile organic compounds that equal or exceed five tons, as indicated by the most recent District approved emission inventory report or an initial evaluation made pursuant to Subsection (d)(4)(ii), the Air Contaminant Emissions Fee shall be based on the total calendar year emissions of all these contaminants, multiplied by an air contaminant emissions fee rate of \$101 per ton.

(B) For all other facilities, a single Air Contaminant Emissions Fee shall be paid based on the following table using the Fee Schedule that is most representative of the nature of the activities at the stationary source:

<u>Fee Schedule</u>	<u>Source Category Description</u>	<u>Annual Emissions Fee</u>
26(a)	VOC dispensing facility - Phase I & Phase II controls required	\$11*
26(f)	VOC dispensing facility - Phase II bootless or mini-booted nozzle vacuum assist system	\$11*
28 (series)	Contract service solvent cleaning units (for contract companies with 100 or more units)	\$6 per cleaning unit
28(f)	Facilities with only remote reservoir units and no other permits at the facility	\$6 per cleaning unit
27(e)	Industrial surface coating applications	\$505
27(k)	Metal parts and aerospace coating applications	\$505
27(m)	Wood product coating applications	\$505
27(s)	Automotive painting operations	\$152
27(v)	Adhesive application operations	\$505
Various	All other stationary sources	\$101

* The total annual Emissions Fee for these units is calculated by multiplying the indicated fee, the number of nozzles and the number of product grades per nozzle.
(Emissions Fee = indicated fee x number of nozzles x product grades per nozzle)

If the most representative nature of the activities cannot be determined for facilities with more than one source category description or fee schedule, the highest applicable annual emissions fee shall apply.

(v) District and State Air Toxic Hot Spots Fee: If applicable, the stationary source-specific fee required under the Air Toxics "Hot Spots" Information and Assessment Act. See Subsection (f)(7).

(vi) Annual Source Test Fee: If a periodic source test is required, the applicable source test fee, as specified in Fee Schedules 92 and/or 93.

(3) Staggered Renewal Dates

The District may initiate, or the owner of a Permit to Operate may request in writing, to change the renewal month of all permits located at a single facility. When the established renewal month for a facility is changed to a new renewal month, the amount due for each permit shall be prorated to reflect the new renewal month. Revised permits will be issued after the prorated amount has been paid.

(4) Split Payment of Annual Operating Fees

Owners or operators may request a split payment of the Annual Operating Fees due to financial hardship. This request must be made in writing. The first payment, plus an administrative fee of \$75 must be deposited by the first day of the renewal month. The second payment is due no later than 60 days after the first day of the renewal month. The renewed permit will be issued after the second payment is made.

(f) SPECIFIC PROGRAM FEES

(1) General Provisions

For all of the applicable programs listed below, a late fee as described in Section (g) shall be assessed if the required fees are not paid within 30 days after the due date.

(2) Asbestos Demolition or Renovation Notification~~Operation Plan~~

For each asbestos demolition or renovation notification~~operation plan~~ subject to Regulation XI Subpart M (NESHAP), the owner or operator shall pay the applicable fees specified below. For projects where one notification is submitted for both renovation and demolition operations, the owner or operator shall pay both applicable renovation and demolition fees. Fees are due at the time a notification is submitted. Notifications~~Plans~~ or revisions thereof will not be considered received unless accompanied with the required fees. The terms used below are defined in Regulation XI Subpart M.

<u>TYPE OF OPERATION</u>	<u>Fee</u>
Renovation Operation (excluding residential buildings having four or fewer dwelling units)	
>160 sq. ft. or >260 linear (ln). ft. to 500 sq. or ln. ft.	\$242
501 to 2,000 sq. or ln. ft.	\$323
2,001 to 5,000 sq. or ln. ft.	\$484
5,001 to 10,000 sq. or ln. ft.	\$807
>10,000 sq. or ln. ft.	\$968
Planned Renovation Operations	
<u>Notification</u> Plan Fee (add to appropriate operation fee listed above)	\$233
Emergency Renovation Operations (add to appropriate renovation operation fee listed above)	\$338
Multiple Building Projects at the Same Facility (>100,000 sq. or ln. ft)	
<u>Notification</u> Plan Fee (add to the operation fee and unit fee listed below.)	\$233
Operation Fee	\$1034
Per Unit Fee	\$47
Demolition Operation	
Regulated Asbestos Containing Material (RACM) sites or Non-RACM sites or sites with no asbestos present	\$320
Emergency Demolition Operations (add to demolition fee listed above)	\$338
Revised <u>Notification</u> Plan Fee for Renovations, Demolitions, Planned Renovations, and Emergency Operations (NOTE: a revision is defined as a change in the original start date or when the amount of asbestos changes by greater than or equal to 20%.)	\$47
Additional fees may be required if the revised amount of asbestos to be removed increases to a higher category. The additional fee will be the difference between the fee paid and the fee required for the new category.	

(3) Cooling Towers

The owner or operator of any cooling tower(s) shall submit a compliance plan for the tower(s) to the District with the applicable fees. Circulating water test results shall also be submitted with the compliance plan if required by Rule 1202.

Plan Fee per facility	\$37
Each cooling tower	\$21

(4) Air Pollution Emergency Episode Plan Fee

The owner or operator of a facility for which a plan or a plan update is required by District Regulation VIII shall pay a \$142 evaluation fee for each plan or plan update, at the time the plan is submitted for review.

(5) Grid Search

Any school district, individual, business or agency that submits a request for the District to conduct a grid search to identify all facilities with the potential to emit hazardous air contaminants (pollutants) shall deposit an initial fee of \$350 at the time the grid search is requested. If the actual costs incurred are greater than the amount deposited, the school district, individual, business or agency that made the request shall submit an additional amount as specified by the District to recover the remaining actual costs of performing the grid search.

(6) New or Modified Power Plants

Any source subject to the requirements of Rule 20.5 Power Plants, shall reimburse the District for the actual costs incurred in order to comply with the provisions of Rule 20.5. The applicant shall deposit the amount estimated to cover the actual cost at the time of application submittal.

(7) Toxic Hot Spots

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 the applicable fees specified below to the District within 30 days of receipt of an invoice for the required fees.

(i) The owner or operator of a facility identified by the District as subject to any of the site-specific program requirements listed below shall pay an annual site-specific program fee. 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.

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

(B) Public health risk assessment or updated public health risk assessment pursuant to Health and Safety Code Section 44360 et seq. or Rule 1210 of these Rules and Regulations.

(C) Public notification of public health risks pursuant to Health and Safety Code Section 44362 or Rule 1210 of these Rules and Regulations.

(D) Facility toxic air contaminant risk reduction audit and plan pursuant to Health and Safety Code Section 44390 or Rule 1210 of these Rules and Regulations.

(ii) In addition to the fee specified in Subsection (f)(7)(i), 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 shall be that specified by the ARB in accordance with the State Air Toxics "Hot Spots" Fee Regulation contained in Title 17, California Code of Regulations, Section 90700 et seq.

(8) 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 30 days of receipt of an invoice for the required fees.

(9) Title V Operating Permit

The owner or operator of a stationary source subject to the requirements of Regulation XIV of these Rules and Regulations, shall pay the actual time and materials costs incurred by the District to review and act upon an application for initial permit, permit modification, administrative permit amendment, Section 502(b)(10) change, enhanced Authority to Construct and/or Title V operating permit renewal; to evaluate such source for compliance with Regulation XIV and the terms and conditions of a Title V operating permit, including but not limited to the costs incurred to document such evaluation, to prepare reports, and to take any actions necessary in cases of noncompliance; to reopen an existing Title V operating permit; and to cancel a Title V operating permit.

(10) Synthetic Minor Source Permit

The owner or operator of a stationary source that submits an application to obtain a Synthetic Minor Source (SMS) Permit pursuant to Rule 60.2, shall pay the fees specified below to recover the actual costs incurred by the District to review and act upon an application for initial permit, permit modification and/or permit renewal.

Application evaluation fee (new or modified permits)
SMS permit renewal fee

T+M
T+RN

(11) Certificate of Exemption

The owner or operator of any emission unit or process, applying for a Certificate of Exemption (COE) as provided under Rule 11 (d)(19)(xviii), shall pay a ~~\$90-95~~ non-refundable processing fee and the fee specified below to recover the actual costs incurred by the District to evaluate the emission unit or process to obtain an initial or modified COE. A COE is exempt from the requirement to pay Annual Operating Fees.

Initial evaluation fee T+M (initial deposit ~~\$369-383~~ plus processing fee)

COE modifications T+M

(g) LATE FEES

(1) Late fees for Annual Operating Fees due to the District shall apply as follows:

(i) A late fee of 30 percent of the Annual Operating Fees due or \$250, whichever is less, shall be added for fees paid later than the last day of the renewal month.

(ii) An additional late fee of 10 percent of the Annual Operating Fees due shall be added for each additional month or portion thereof that the fees remain unpaid.

(iii) In no case shall the late fees exceed 100 percent of the total Annual Operating Fees.

(2) Late fees for any payments due to the District, except Annual Operating Fees, shall apply as follows:

(i) A late fee of 30 percent of the amount due shall be added for payments made more than 30 days after the due date.

(ii) An additional late fee of 10 percent of the amount due shall be added for each additional month or portion thereof that the payment is not received.

(iii) In no case shall the late fees exceed 100 percent of the amount due.

(h) RENEWAL OF EXPIRED PERMIT(S) & REINSTATEMENT OF RETIRED PERMIT(S)

(1) General Provisions

In addition to the Annual Operating Fees due for renewing an expired permit or reinstating a retired permit, any applicable fees pursuant to Section (d)(6), such as an ownership change, change of location or modification, shall be paid concurrently.

(2) Renewal of Expired Permit(s) to Operate

An expired permit can be renewed within six months of the expiration date by paying the applicable Annual Operating Fees and the late fees as specified in Section (g).

(3) Reinstatement of Retired Permit(s) to Operate

A retired permit can be reinstated within six months of the retirement date by submitting a written request, and paying the applicable Annual Operating Fees, a reinstatement fee of \$75 and the late fees as specified in Section (g).

(i) REFUNDS, INSUFFICIENT PAYMENT OF FEES AND CANCELLATIONS

(1) General Provisions

(i) No refunds shall be issued for amounts of less than \$25.

(ii) If an applicant does not sign, date and return a refund claim form within six months after receipt of the form, all rights to a refund shall be forfeited.

(2) Application Fee Refunds

(i) Refunds Prior to Evaluation: If an application for an Authority to Construct/Permit to Operate is withdrawn by the applicant before the engineering evaluation has begun, the District will refund the entire Initial Application Fee, less the \$90-95 non-refundable processing fee.

(ii) Refunds After Evaluation: If an application for an Authority to Construct/Permit to Operate is withdrawn by the applicant after the engineering evaluation has begun or if an Authority to Construct has been denied or canceled, the District will refund the Initial Application Fee, less the \$90-95 non-refundable processing fee and all costs incurred by the District to evaluate the application.

(iii) Certificate of Registration Refunds: If an application for a Certificate of Registration is withdrawn by the applicant after the engineering evaluation has begun, or withdrawn seven days after the date of receipt, or the application is denied or cancelled, the District will only refund the Emission Unit Renewal Fee.

(iv) Refund Due to Overpayment: If the total cost incurred by the District to evaluate an application for an Authority to Construct/Permit to Operate is less than the amount deposited by the applicant, the District will refund the amount deposited, less the actual evaluation costs and the \$90-95 non-refundable processing fee.

(v) Exempt Equipment Refunds: If the District determines that the article, machine equipment or other contrivance for which the application was submitted is not within the purview of state law or these Rules and Regulations, a full refund of the fees paid will be issued to the applicant. If an application for a Certificate of Exemption is withdrawn by the applicant before the engineering evaluation has begun, the District

will refund the entire deposit and any other fees paid, less the \$90-95 non-refundable processing fee. If an application for a Certificate of Exemption is withdrawn by the applicant after the engineering evaluation has begun, the District will refund all fees paid, less the initial deposit and the \$90-95 non-refundable processing fee.

(3) Annual Operating Fee Refunds

A refund of the Annual Operating Fees shall not be issued unless the fees for the upcoming year are paid prior to the Permit to Operate renewal date and the request for a refund of these fees is made prior to the Permit to Operate renewal date.

(4) Air Contaminant Emissions Fee Refunds

(i) New Facilities: The Air Contaminant Emissions Fee portion of the Initial Application Fee shall only be refunded if the application is withdrawn or cancelled prior to the issuance of a Startup Authorization or Permit to Operate.

(ii) Existing Facilities: Air Contaminant Emissions Fees paid by existing facilities as part of their Annual Operating Fee or an Initial Application Fee shall not be refundable, unless all Permit(s) to Operate at the facility are retired.

(5) Other Fees

Asbestos Notifications: Refunds of asbestos notification fees shall be issued only if a cancellation notice is received by the District prior to the notification start date. A refund will not be issued if the notice of cancellation is received by the District on or after the notification start date.

(6) Cancellation Fees - Source Testing and Test Witnessing

Substitution of another facility for a scheduled test shall be considered a cancellation subject to the provisions listed below.

(i) Schedule 92(a): If a source test cancellation notice is not received at least two working days prior to a scheduled source test date a cancellation fee of \$500 shall be charged.

(ii) Schedules 92(b-z) and 93: If a source test or test witnessing cancellation notice is not received at least two working days prior to a scheduled source test date a cancellation fee of \$250 shall be charged.

(iii) Vapor Recovery (Phase I, II): If a VOC vapor recovery system test witness cancellation notice is not received at least two working days prior to a scheduled test date a cancellation fee of \$250 shall be charged.

(7) Insufficient Payment of Fees

(i) If the fees deposited by an applicant to cover the cost of evaluating an application for an Authority to Construct/Permit to Operate or other District

evaluation is insufficient to complete the work in progress, the applicant shall deposit an amount deemed sufficient by the District to complete the work.

(ii) The Air Pollution Control Officer shall cancel an application when an applicant fails or refuses to deposit such amount within 30 days of demand or fails or refuses to deposit such amount by the date required by Rule 18 for action to be taken on the application, whichever date is sooner.

(iii) If the applicant fails or refuses to deposit such amount upon demand, the District may recover the same through a collection agency or by action in any court of competent jurisdiction, including small claims court. Until such amount is paid in full, the District shall not further process the application unless the Air Pollution Control Officer determines that it is in the best interest of all parties concerned to proceed.

(iv) Returned Checks: Any person who issues a check to the District, which is returned by the bank upon which it is drawn without payment, shall pay a returned check fee of \$25.

ALPHABETICAL LIST OF FEE SCHEDULES BY EMISSION UNIT TYPE

Abrasive Blasting Cabinets, Rooms and Booths	Schedule 2
Abrasive Blasting Equipment - Excluding Rooms and Booths	Schedule 1
Acid Chemical Milling	Schedule 32
Adhesive Manufacturing.....	Schedule 38
Adhesive Materials Application Operations.....	Schedule 27
Air Stripping Equipment.....	Schedule 52
Anodizing Tanks.....	Schedule 55
Application of Materials Containing Organic Solvents (includes coatings, adhesives, and other materials containing volatile organic compounds (VOC))	Schedule 27
Asbestos Control Equipment	Schedule 59
Asphalt Pavement Heaters/Recyclers	Schedule 40
Asphalt Roofing Kettles and Tankers used to Store, Heat, Transport, and Transfer Hot Asphalt.....	Schedule 3
Automotive Refinishing Operations	Schedule 27
Bakeries.....	Schedule 58
Boilers and Heaters	Schedule 13
Bulk Flour, Powdered Sugar Storage System.....	Schedule 35
Bulk Plants and Terminals (Volatile Organic Compounds)	Schedule 25
Bulk Terminal Grain Transfer and Storage Facility Equipment.....	Schedule 23
Burn Out Ovens	Schedule 15
Can and Coil Manufacturing and Coating Operations	Schedule 33
Cement Silo System (Separate from Plants).....	Schedule 8
Ceramic Deposition Spray Booths.....	Schedule 37
Ceramic Slip Casting	Schedule 43
Coffee Roasters.....	Schedule 50
Cold Solvent Cleaning Operations.....	Schedule 28
Concrete Batch Plants.....	Schedule 8
Concrete Mixers Over One Cubic Yard Capacity	Schedule 8
Concrete Product Manufacturing Plants	Schedule 9
Copper Etching	Schedule 32
Dielectric Paste Manufacturing	Schedule 38
Dry Chemical Mixing	Schedule 24
Dry Chemical Storage System	Schedule 35
Dry Chemical Transfer and Storage Facility Equipment.....	Schedule 23
Dry Cleaning Facilities	Schedule 31
Electronic Component Manufacturing.....	Schedule 42
Electric Deposition Spray Booths.....	Schedule 37
Engines - Internal Combustion.....	Schedule 34
Evaporators, Dryers, & Stills Processing Organic Materials.....	Schedule 44
Feed and Grain Mills and Kelp Processing Plants.....	Schedule 22
Filtration Membrane Manufacturing	Schedule 46
Gas Turbine Engines, Test Cells and Test Stands	Schedule 20
Gasoline Stations	Schedule 26
Grinding Booths and Rooms.....	Schedule 36
Hexavalent Chromium Plating	Schedule 55
Hot Dip Galvanizing	Schedule 32
Hot-Mix Asphalt Paving Batch Plants.....	Schedule 4
Industrial Coating Applications	Schedule 27

Alphabetical List Of Fee Schedules By Emission Unit Type - continued

Industrial Waste Water Treatment.....	Schedule 51
Ink Manufacturing.....	Schedule 38
Intermediate Refueler Facilities (Volatile Organic Compounds).....	Schedule 25
Internal Combustion Engines (Piston Type).....	Schedule 34
Internal Combustion Engines, Test Cells and Test Stands	Schedule 34
Kelp and Biogum Products Solvent Dryer.....	Schedule 30
Lens Casting/Coating Equipment	Schedule 53
Marine Coatings.....	Schedule 27
Metal Inspection Tanks.....	Schedule 28
Metal Melting Devices.....	Schedule 18
Municipal Waste Storage and Processing.....	Schedule 48
Non-Bulk Volatile Organic Compound Dispensing Facilities	Schedule 26
Non-Municipal Incinerators.....	Schedule 14
Non-Operational Status Equipment	Schedule 49
Oil Quenching	Schedule 19
Organic Gas Sterilizers	Schedule 47
Paint and Stain Manufacturing	Schedule 38
Paper Shredders or Grinders	Schedule 21
Perlite Processing.....	Schedule 41
Pharmaceutical Manufacturing.....	Schedule 54
Plasma Deposition Spray Booths.....	Schedule 37
Precious Metals Refining.....	Schedule 39
Rock Drills	Schedule 5
Rubber Mixers	Schedule 45
Salt Baths	Schedule 19
Sand, Rock, Aggregate Screens, and Other Screening Operations, when not used in Conjunction with other Permit Items in these Schedules.....	Schedule 6
Sand, Rock, and Aggregate Plants	Schedule 7
Sewage Treatment Facilities.....	Schedule 56
Smoke Houses.....	Schedule 12
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FEE SCHEDULES

The Fee Schedules shall be used in determining the Initial Evaluation Fees and Emission Unit Renewal Fees using the amounts listed in Columns (1) and (2) respectively for each emission unit. The fees specified below do not include all applicable fees. See Sections (c), (d), (e), (f), (g), (h), and (i) for other required fees.

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).

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Pot 100 pounds capacity or larger with no Peripheral Equipment	\$497 <u>655</u>	\$71 <u>74</u>
(b) Each Pot 100 pounds capacity or larger loaded Pneumatically or from Storage Hoppers	\$895 <u>1068</u>	\$61 <u>63</u>
(c) Each Bulk Abrasive Blasting Material Storage System	\$1259 <u>1445</u>	\$94 <u>97</u>
(d) Each Spent Abrasive Handling System	\$1076 <u>1255</u>	\$64 <u>66</u>
(x) Each Portable Abrasive Blasting Unit, Registered Under Rule 12.1	\$405 <u>420</u>	\$143 <u>148</u>

SCHEDULE 2: Abrasive Blasting Cabinets, Rooms and Booths

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Abrasive Blasting Cabinet, Room or Booth	\$2004 <u>2215</u>	\$126 <u>130</u>
(b) Each Cabinet, Room, or Booth with an Abrasive Transfer or Recycle System	\$1784 <u>1987</u>	\$101 <u>105</u>

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Kettle or Tanker with capacity greater than 85 gallons	\$775 <u>802</u>	\$60 <u>62</u>
(b) Each Kettle or Tanker with capacity greater than 85 gallons and requiring emission control equipment	T+RN	\$203 <u>210</u>
(w) Each Kettle or Tanker, Registered Under Rule 12	\$265 <u>273</u>	\$52 <u>53</u>

SCHEDULE 4: Hot-Mix Asphalt Paving Batch Plant

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Hot-Mix Asphalt Paving Batch Plant	T+RN	\$1672 <u>1734</u>

SCHEDULE 5: Rock Drills

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Drill with water controls	\$904 <u>1075</u>	\$56 <u>58</u>
(b) Each Drill with controls other than water	T+RN	\$40 <u>42</u>
(w) Each Drill, Registered Under Rule 12	\$332 <u>343</u>	\$42 <u>44</u>

**SCHEDULE 6: Sand, Rock, Aggregate Screens, and Other Screening Operations,
when not used in Conjunction with other Permit Items in these Schedules**

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Screen Set	\$1699 <u>1902</u>	\$150 <u>156</u>
(x) Each Portable Sand and Gravel Screen Set, Registered Under Rule 12.1	\$350 <u>363</u>	\$126 <u>130</u>

SCHEDULE 7: Sand, Rock, and Aggregate Plants

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(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	\$259 <u>268</u>
(b) Each Screening System (involves all screens serving a given primary or secondary crusher system)	T+RN	\$53 <u>54</u>
(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	\$30 <u>31</u>
(d) RESERVED		
(x) Each Portable Rock Crushing System, Registered Under Rule 12.1	\$541 <u>561</u>	\$143 <u>148</u>

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Concrete Batch Plant (including Cement-Treated Base Plants)	T+RN	\$243 <u>252</u>
(b) Each Mixer over one cubic yard capacity	T+RN	\$156 <u>161</u>
(c) Each Cement or Fly Ash Silo System not part of another system requiring a Permit	T+RN	\$138 <u>143</u>
(x) Each Portable Concrete Batch Plant, Registered Under Rule 12.1	\$366 <u>380</u>	\$157 <u>162</u>
(d) Expo Builders Supply (ID #1084A)*	T+RN	\$420 <u>436</u>

*Pursuant to Subsection (c)(4)

SCHEDULE 9: Concrete Product Manufacturing Plants

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Plant	T+RN	\$174 <u>181</u>

SCHEDULE 10: RESERVED

SCHEDULE 11: Tire Buffers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Buffer	T+RN	\$180 <u>187</u>
(b) RESERVED		

SCHEDULE 12: Smoke Houses

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) through (g) RESERVED		
(h) Each Smoke House	T+RN	\$170 <u>176</u>
(i) RESERVED		

SCHEDULE 13: Boilers and Heaters

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input	\$1880 <u>2090</u>	\$218 <u>226</u>
(b) Each 50 MM BTU/HR up to but not including 250 MM BTU/HR	T+RN	\$313 <u>325</u>
(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	T+M
(d) Each 100 Megawatt output or greater (based on an average boiler efficiency of 32.5%)	T+RN	\$2341 <u>2428</u>
(e) RESERVED		
(f) Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input at a single site where more than 5 such units are located	\$1665 <u>1866</u>	\$88 <u>91</u>
(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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Waste burning capacity up to and including 100 lbs/hr*	T+RN	\$308 <u>319</u>
(b) Waste burning capacity greater than 100 lbs/hr	T+RN	\$585 <u>607</u>
(c) Burning capacity up to and including 50 lbs/hr used exclusively for the incineration or cremation of animals	T+RN	\$190 <u>197</u>
(d) Emission Controls or Modification for ATCM	T+RN	N/A
(e) Zoological Society of San Diego (ID #8521A)*	T+RN	\$871 <u>904</u>

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

*Pursuant to Subsection (c)(4)

SCHEDULE 15: Burn-Out Ovens

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Electric Motor/Armature Refurbishing Oven	T+RN	\$128 <u>132</u>
(b) RESERVED		
(c) Each IC Engine Parts Refurbishing Unit	T+RN	\$153 <u>159</u>
(d) USN SIMA (ID #4845C)*	T+RN	\$430 <u>445</u>

*Pursuant to Subsection (c)(4)

SCHEDULE 16: RESERVED**SCHEDULE 17: RESERVED****SCHEDULE 18: Metal Melting Devices**

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) RESERVED		
(b) RESERVED		
(c) Each Pit or Stationary Crucible	T+RN	<u>\$603-625</u>
(d) Each Pot Furnace	<u>\$2178-2399</u>	<u>\$206-214</u>
(e) Each Induction Furnace	T+RN	<u>\$61-63</u>
(f) through (h) RESERVED		

SCHEDULE 19: Oil Quenching and Salt Baths

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Tank	T+RN	<u>\$98-101</u>

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
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	<u>\$186-193</u>
(b) Each Aircraft Propulsion Test Cell or Stand at a facility where more than one such unit is located	T+RN	<u>\$77-80</u>
(c) Each Non-Aircraft Turbine Test Cell or Stand	T+RN	<u>\$54-56</u>
GAS TURBINE ENGINES731		
(d) Each Non-Aircraft Turbine Engine 1 MM BTU/HR up to but not including 50 MM BTU/HR input	T+RN	<u>\$705-731</u>
(e) Each Non-Aircraft Turbine Engine 50 MM BTU/HR up to but not including 250 MM BTU/HR input	T+RN	<u>\$4530-4698</u>
(f) Each Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input	T+RN	<u>\$2327-2413</u>
(g) Each Unit used solely for Peak Load Electric Generation	T+RN	<u>\$726-753</u>
(h) Each Standby Gas Turbine used for Emergency Power Generation	T+RN	<u>\$100-104</u>

SCHEDULE 21: Waste Disposal and Reclamation Units

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Paper or Wood Shredder or Hammermill Grinder	T+RN	\$237 <u>246</u>
(b) through (e) RESERVED		

SCHEDULE 22: Feed and Grain Mills and Kelp Processing Plants

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Receiving System (includes Silos)	T+RN	\$427 <u>443</u>
(b) Each Grinder, Cracker, or Roll Mill	T+RN	\$69 <u>72</u>
(c) Each Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill	T+RN	\$46 <u>48</u>
(d) Each Mixer System	T+RN	\$74 <u>77</u>
(e) Each Truck or Rail Loading System	T+RN	\$94 <u>97</u>
(f) CP Kelco: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #203A)*	T+RN	\$671 <u>527</u>
(g) ISP Alginates: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #7006A)*	T+RN	\$100 <u>104</u>

*Pursuant to Subsection (c)(4)

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Receiving System (Railroad, Ship and Truck Unloading)	T+RN	\$177 <u>184</u>
(b) Each Storage Silo System	\$1089 <u>1269</u>	\$118 <u>123</u>
(c) Each Loadout Station System	T+RN	\$34 <u>35</u>
(d) Each Belt Transfer Station	T+RN	\$24 <u>25</u>
(e) North American Terminal (ID #258A)*	T+RN	\$593 <u>537</u>

*Pursuant to Subsection (c)(4)

SCHEDULE 24: Dry Chemical Mixing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Grain Mixing System (includes receiving, transfer, mixing or blending, storage, and loadout bagging)	T+RN	\$171 <u>177</u>
(b) RESERVED		
(c) Each Dry Chemical Mixer with capacity over one-half cubic yard	T+RN	\$142 <u>147</u>

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
1. Bulk Plants and Bulk Terminals equipped with or proposed to be equipped with a vapor processor:		
(a) Per Tank	T+RN	\$752-780
(b) Tank Rim Seal Replacement	T+RN	N/A
(c) Per Truck Loading Head	T+RN	\$145-151
(d) Per Vapor Processor	T+RN	\$1290-1337
2. Bulk Plants not equipped with or not proposed to be equipped with a vapor processor:		
(e) Per Tank	T+RN	\$52-54
(f) Per Truck Loading Head	T+RN	\$41-43
(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, or aircraft:
- | | | |
|------------------------------|------|--------------------|
| (h) Per IR Loading Connector | T+RN | \$90-93 |
|------------------------------|------|--------------------|
- 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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Initial installations and total renovations where Phase I and Phase II controls are required (includes Phase I fee), except where Fee Schedule 26(f) applies	\$1791-1804 +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$51-53*
(b) RESERVED		
(c) Facilities where only Phase I controls are required (includes tank replacement)		
Fee Per Facility	\$914-947	\$106-110
(d) RESERVED		
(e) Non-retail facilities with 260-550 gallon tanks and no other non-bulk gasoline dispensing permits		
Fee Per Facility	\$490-508	\$78-81
(f) Phase II Bootless or Mini-Booted Nozzle Vacuum Assist System facility	\$2255-2237 +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$98-101*

* The renewal fee is multiplied by the number of nozzles and the number of product grades dispensed per nozzle.

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

PART 1 - MARINE COATINGS

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) First Permit to Operate for Marine Coating application at facilities emitting ≤ 10 tons/year of VOC from Marine Coating Operations	<u>\$2267-2491</u>	<u>\$345-358</u>
(b) First Permit to Operate for Marine Coating application at facilities emitting > 10 tons/year of VOC from Marine Coating Operations	<u>\$2921-3169</u>	<u>\$1007-1045</u>
(c) Each additional Permit Unit for Marine Coating application at existing permitted facilities	T+RN	<u>\$236-245</u>
(t) First Permit to Operate for Marine Coating application at facilities where combined coating and cleaning solvent usage is < 3 gallons/day and < 100 gallons/year	<u>\$934-1109</u>	<u>\$176-183</u>
(x) US Navy Shipyard Pt. Loma – (ID #2643D)*	T+RN	<u>\$728-365</u>
(z) NASSCO (ID #253A)*	T+RN	<u>\$1590-1649</u>

*Pursuant to Subsection (c)(4)

PART 2 - INDUSTRIAL MATERIAL APPLICATIONS AND MANUFACTURING

(Includes application stations for coatings such as paint spraying and dip tanks, printing, and manufacturing products with materials which contain VOCs, etc.)

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(d) Each Surface Coating Application Station w/o control equipment and not covered by other fee schedules at facilities using > 1 gallon/day of surface coatings and emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	<u>\$1357-1545</u>	<u>\$258-267</u>
(e) Each Surface Coating Application Station w/o control equipment and not covered by other fee schedules at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	T+RN	<u>\$312-324</u>
(f) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting ≤ 10 tons/year of VOC from fiberglass, plastic or foam products operations	<u>\$2034-2249</u>	<u>\$285-296</u>
(g) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting > 10 tons/year of VOC from fiberglass, plastic or foam products operations	<u>\$2479-2710</u>	<u>\$177-184</u>
(h) RESERVED		
(i) Each Surface Coating Application Station requiring Control Equipment	T+RN	<u>\$1674-1736</u>
(j) Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	<u>\$2211-2433</u>	<u>\$317-329</u>
(k) Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	T+RN	<u>\$195-202</u>

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

PART 2 - Continued

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(l) Each Wood Products Coating Application Station w/o Control Equipment at facilities using > 500 gallons/year of wood products coatings and emitting ≤ 5 tons/year of VOC from Wood Products Coating Operations	\$1518 <u>1714</u>	\$407 <u>422</u>
(m) Each Wood Products Coating Application Station w/o Control Equipment at facilities emitting > 5 tons/ year of VOC from Wood Products Coating Operations	\$1591 <u>1790</u>	\$248 <u>257</u>
(n) Each Press or Operation at a Printing or Graphic Arts facility subject to Rule 67.16	\$1068 <u>1107</u>	\$163 <u>169</u>
(o) RESERVED		
(p) Each Surface Coating Application Station w/o control equipment (except automotive painting) where combined coating, and cleaning solvent usage is < 1 gallon/day or < 50 gallons/year	\$1266 <u>1453</u>	\$231 <u>239</u>
(q) Each Wood Products Coating Application Station of coatings and stripper w/o control equipment at a facility using < 500 gallons/year for Wood Products Coating Operations	\$1239 <u>1425</u>	\$282 <u>293</u>
(y) Walker Wood (ID #865B)*	T+RN	\$2030 <u>2105</u>

*Pursuant to Subsection (c)(4)

PART 3 - MOTOR VEHICLE AND MOBILE EQUIPMENT REFINISHING OPERATIONS

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(r) Each facility applying < 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1997 <u>2211</u>	\$476 <u>493</u>
(s) Each facility applying > 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1646 <u>1847</u>	\$431 <u>446</u>

PART 4 - ADHESIVE MATERIALS APPLICATION OPERATIONS

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(u) Each Adhesive Materials Application Station w/o control equipment at facilities emitting ≤ 5 tons/year of VOC from equipment in this fee schedule	\$1326 <u>1515</u>	\$230 <u>238</u>
(v) Each Adhesive Materials Application Station w/o control equipment at facilities emitting > 5 tons/year of VOC from equipment in this fee schedule	\$1570 <u>1769</u>	\$311 <u>323</u>
(w) Each Adhesive Materials Application Station w/o control equipment where adhesive materials usage is < 55 gallons/year	\$1182 <u>1366</u>	\$230 <u>239</u>

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Vapor Degreaser with an Air Vapor Interfacial area > 5 square feet	T+RN	\$218 <u>226</u>
(b) Each Cold Solvent Degreaser with liquid surface area > 5 square feet	\$1074 <u>1114</u>	\$66 <u>68</u>
(c) Each Corrosion Control Cart	T+RN	\$272 <u>282</u>
(d) Each Paint Stripping Tank	\$1542 <u>1739</u>	\$195 <u>202</u>
(e) RESERVED		
(f) Remote Reservoir Cleaners	\$384 <u>397</u>	\$74 <u>77</u>
(g) RESERVED		
(h) Vapor Degreaser with an Air-Vapor Interfacial area ≤ 5 square feet	\$546 <u>566</u>	\$118 <u>123</u>
(i) Cold Solvent Degreaser with a liquid surface area ≤ 5 square feet	\$423 <u>437</u>	\$70 <u>73</u>
(j) Metal Inspection Tanks	\$870 <u>1043</u>	\$92 <u>95</u>
(k) Contract Service Remote Reservoir Cleaners with > 100 units	T+RN	\$23 <u>24</u>
(l) Contract Service Cold Degreasers with a liquid surface area of ≤ 5 square feet	T+RN	\$9 <u>10</u>
(m) Each facility-wide Solvent Application Operation	T+RN	T+M
(n) RESERVED		
(o) RESERVED		

SCHEDULE 29: Automated Soldering Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Solder Leveler	\$2053 <u>2269</u>	\$144 <u>149</u>

SCHEDULE 30: Solvent and Extract Dryers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Kelp and Biogum Products Solvent Dryer	T+RN	\$1186 <u>1230</u>

SCHEDULE 31: Dry Cleaning Facilities

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Facility using Halogenated Hydrocarbon Solvents required to install Control Equipment	\$1328 <u>1377</u>	\$414 <u>429</u>
(b) Each Facility using Petroleum Based Solvents	T+RN	\$314 <u>326</u>
(c) Each Facility using Solvents not required to install Control Equipment	T+RN	\$175 <u>182</u>
(d) RESERVED		

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Copper Etching Tank	T+RN	\$296 307
(b) Each Acid Chemical Milling Tank	T+RN	\$175 182
(c) Each Hot Dip Galvanizing Tank	T+RN	\$142 147
(d) Rohr (ID #301A)*	T+RN	\$1549 1606

*Pursuant to Subsection (c)(4)

SCHEDULE 33: Can and Coil Manufacturing and Coating Operations

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$173 179

SCHEDULE 34: Piston Type Internal Combustion Engines

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Cogeneration Engine with in-stack Emission Controls	T+RN	\$287 298
(b) Each Cogeneration Engine with Engine Design Emission Controls	T+RN	\$408 423
(c) Each Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1754 1957	\$102 106
(d) Each Engine for Non-Emergency and Non-Cogeneration Operation	\$1674 1876	\$279 289
(e) Each Grouping of Engines for Dredging or Crane Operation with total engine horsepower > 200 HP	T+RN	\$172 178
(f) Each Diesel Pile-Driving Hammer	T+RN	\$105 109
(g) Each Engine for Non-Emergency and Non-Cogeneration Operation < 200 horsepower	\$1655 1857	\$121 125
(h) Each California Certified Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1469 1664	\$92 95
(i) Each Internal Combustion Engine Test Cell and Test Stand	T+RN	\$248 257
(j) SDG&E (ID # 96062A)*	T+RN	\$1959 1529
(k) <u>Supplemental Renewal Fee-Each Emergency Standby Diesel Engine that limits maintenance and testing to 30 hours or less to comply with State Air Toxics Control Measure.¹</u>	N/A	\$158
(w) Each Specified Eligible Engine, Registered Under Rule 12	\$353 366	\$78 81
(x) Each Specified Eligible Portable Engine, Registered Under Rule 12.1	\$384 398	\$109 113
(z) Each Specified Eligible Engine, Registered Under Rule 12, Conversion from Valid Permit	\$262 272	N/A

*Pursuant to Subsection (c)(4)

¹A one-time Supplemental Fee will be charged in either FY 2005-06 or FY 2006-07.

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each System	T+RN	\$175 <u>182</u>

SCHEDULE 36: Grinding Booths and Rooms

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Booth or Room	\$1803 <u>1870</u>	\$135 <u>140</u>

SCHEDULE 37: Plasma Electric and Ceramic Deposition Spray Booths

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Application Station	T+RN	\$260 <u>270</u>
(b) GKN Aerospace Chemtronics (ID #72A)*	T+RN	\$528 <u>390</u>
(c) Flame Spray (ID #507A)*	T+RN	\$596 <u>618</u>

*Pursuant to Subsection (c)(4)

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line for Paint, Adhesive, Stain, or Ink Manufacturing at facilities producing > 10,000 gallons per year	T+RN	\$219 <u>228</u>
(b) Each Can Filling Line	T+RN	\$217 <u>225</u>
(c) Each Process Line for Solder Paste or Dielectric Paste Manufacturing	T+RN	\$141 <u>146</u>
(d) Each Paint, Adhesive, Stain or Ink Manufacturing facility producing <10,000 gallons per year	T+RN	\$316 <u>328</u>
(e) Frazee Paint (ID #935A)*	T+RN	\$281
(f) Ferro Electronic Material Systems (ID #8407A)*	T+RN	\$628 <u>652</u>

*Pursuant to Subsection (c)(4)

SCHEDULE 39: Precious Metals Refining

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$115 <u>119</u>

SCHEDULE 40: Asphalt Pavement Heaters/Recyclers

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Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Processor	\$1349 <u>1539</u>	\$63 <u>65</u>
(x) Each Portable Unheated Pavement Crushing and Recycling System, Registration Under Rule 12.1	\$456 <u>473</u>	\$85 <u>88</u>

SCHEDULE 41: Perlite Processing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$394 <u>409</u>
(b) Aztec Perlite (ID #2700A)* *Pursuant to Subsection (c)(4)	T+RN	\$1277 <u>1014</u>

SCHEDULE 42: Electronic Component Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$286 <u>297</u>
(b) Each Screen Printing Operation	T+RN	\$307 <u>318</u>
(c) Each Coating/Maskant Application Operation, excluding Conformal Operation	T+RN	\$540 <u>560</u>
(d) Each Conformal Coating Operation	T+RN	\$136 <u>141</u>
(e) RESERVED		
(f) RESERVED		
(g) RESERVED		

SCHEDULE 43: Ceramic Slip Casting

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$239 <u>248</u>

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

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Evaporators and Dryers [other than those referenced in Fee Schedule 30 (a)] processing materials containing volatile organic compounds	T+RN	\$225 <u>233</u>
(b) Solvent Recovery Stills with a rated capacity equal to or greater than 7.5 gallons	\$1488 <u>1683</u>	\$85 <u>88</u>

SCHEDULE 45: Rubber Mixers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Rubber Mixer	T+RN	\$123 <u>127</u>

SCHEDULE 46: Filtration Membrane Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$575 <u>596</u>
(b) RESERVED		
(c) Osmotics/Desalination Systems (ID #85133A)* <u>RESERVED</u>	T+RN	\$2134
(d) RESERVED		
(e) Hydranautics (ID #6236A)*	T+RN	\$1144 <u>1187</u>

*Pursuant to Subsection (c)(4)

SCHEDULE 47: Organic Gas Sterilizers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Organic Gas Sterilizer requiring control	T+RN	\$693 <u>719</u>
(b) Each Stand Alone Organic Gas Aerator requiring control	T+RN	T+M
(c) Each Organic Gas Sterilizer not requiring control	T+RN	\$180 <u>187</u>
(d) RESERVED		

SCHEDULE 48: Municipal Waste Storage and Processing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Waste Disposal Site not equipped with Emission Collection & Control System	T+RN	\$1797 <u>1864</u>
(b) Each Temporary Storage and/or Transfer Station	T+RN	T+M
(c) Each Waste Disposal Site/Landfill equipped with Emission Collection & Control System(s)	T+RN	\$968 <u>1004</u>
(d) through (e) RESERVED		

SCHEDULE 49: Non-Operational Status Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Non-Operational Status Equipment	\$90 <u>93</u>	\$32 <u>33</u>
(b) Activating Non-Operational Status Equipment	\$143 <u>148</u>	N/A

SCHEDULE 50: Coffee Roasters

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Coffee Roaster	\$2102 <u>2320</u>	\$229 <u>237</u>

SCHEDULE 51: Industrial Waste Water Treatment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each On-site Processing Line	\$1848 <u>2056</u>	\$184 <u>191</u>
(b) Each Offsite Processing Line	T+RN	T+M

SCHEDULE 52: Air Stripping & Soil Remediation Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Air Stripping Equipment	T+RN	\$180 <u>187</u>
(b) Soil Remediation Equipment - On-site (In situ Only)	\$3373 <u>3638</u>	\$210 <u>218</u>
(c) Soil Remediation Equipment - Offsite & On-site (ex situ)	T+RN	\$441 <u>457</u>
(d) Contaminated Soil Excavation	T+RN	T+M
(e) RESERVED		

SCHEDULE 53: Lens Casting Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Lens Casting Line	T+RN	\$239 <u>248</u>
(b) Each Lens Coating Line	T+RN	\$24 <u>25</u>

SCHEDULE 54: Pharmaceutical Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Pharmaceutical Manufacturing Process Line	T+RN	\$301 <u>312</u>
(b) RESERVED		
(c) J & D Laboratories (ID #97022)*	T+RN	\$1375 <u>1426</u>

*Pursuant to Subsection (c)(4)

SCHEDULE 55: Hexavalent Chromium Plating and Anodizing Tanks

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Hard or Decorative Chrome Plating and/or Anodizing Tank or Group of Tanks Served by an Emission Control System	T+RN	\$1550 <u>1608</u>
(b) Each Decorative Plating Tank without Add-on Emission Controls	T+RN	\$1094 <u>1134</u>
(c) Each Hard Chrome Plating or Anodizing Tank without Add-on Emission Controls	T+RN	\$2117 <u>2195</u>

SCHEDULE 56: Sewage Treatment Facilities

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Sewage Treatment Facility	T+RN	\$2151 <u>2230</u>
(b) Each Wastewater Odor Treatment System that is not part of a Permitted Sewage Treatment Facility	T+RN	\$840 <u>872</u>
(c) RESERVED		

SCHEDULE 57: RESERVED**SCHEDULE 58: Bakeries**

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Bakery Ovens at Facilities with Emission Controls Pursuant to Rule 67.24	T+RN	T+M
(b) Bakery Ovens at Other Facilities	T+RN	\$290 <u>301</u>

SCHEDULE 59: Asbestos Control Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) RESERVED		
(b) Portable Asbestos Bead Blast Machine	\$1088 <u>1128</u>	\$148 <u>154</u>
(c) Portable Asbestos Mastic Removal Application Station	\$1420 <u>1473</u>	\$148 <u>154</u>

SCHEDULES 60 THROUGH 90 RESERVED

SCHEDULE 91: Miscellaneous - Hourly Rates

The Evaluation Fee for an application for an Authority to Construct/Permit to Operate for equipment/processes not specified in the Fee Schedules shall be based on the actual costs incurred by the District for evaluating the application and an estimated Emission Unit Renewal Fee which will cover the costs related to an annual compliance inspection of the equipment. The applicant shall deposit the amount estimated to cover the actual cost of evaluation and the estimated renewal fee at the time of application submittal.

SCHEDULE 92: Source Testing Performed by the District

The owner or operator of an emission unit which requires source testing to determine compliance shall pay the applicable source test fee(s) listed below if the source testing is performed by the District or a District contractor to measure emissions for the purpose of quantifying emissions to determine whether a Permit to Operate shall be issued or if the emission unit is in compliance. If the source test requires significantly more on-site time that is provided by the fixed fees specified below (e.g. tall stacks), the additional costs incurred by the District shall be determined using the labor rates specified in Schedule 94 and related material and other costs. The owner or operator shall pay such fees upon notification from the District that such fees are required.

<u>Fee Unit</u>	<u>Fee</u>
(a) Each Particulate Matter Source Test	\$4084-4235
(b) Annual Fee for each 5-Year Test Cycle for Incinerator Particulate Matter Source Test with Waste Burning Capacity of < 100 lbs Per Hour	\$1009-1046
(c) Each Oxides of Sulfur Source Test	T+M
(d) Annual Fee for each Biennial Cycle Test for NO _x and CO (1/2 the cost of one test)	\$798-828
(e) Each Ethylene Oxide Source Test	T+M
(f) Each Carbon Monoxide and Oxides of Nitrogen Source Test	\$1596-1655
(g) Each Oxides of Nitrogen Source Test	\$1226-1271
(h) Each Incinerator Particulate Matter Source Test with Waste Burning Capacity of > 100 lbs Per Hour	T+M
(i) Each Ammonia Slippage Source Test	\$700-726
(j) Continuous Emission Monitor Evaluation	T+M
(k) RESERVED	
(l) RESERVED	
(m) Each Mass Emissions Source Test	T+M
(n) RESERVED	
(o) Each Multiple Metals Source Test	T+M
(p) Each Chromium Source Test	T+M
(q) Each VOC Onsite Analysis	T+M
(r) Each VOC Offsite Analysis	T+M
(s) Each Hydrogen Sulfide Source Test	T+M
(t) Each Acid Gases Source Test	T+M
(u) Annual Fee for each 5-Year Test Cycle for Particulate Matter Source Testing at Perlite Plants, (1/5 the cost of one test)	\$817-847
(v) Annual Fee for Optional Source Test Pilot Study (1/2 the cost of one test)	T+M
(z) Miscellaneous Source Test (Special Tests not Listed)	T+M

SCHEDULE 93: Witness of Source Tests Performed by Independent Contractors

The owner or operator of an emission unit which requires source testing to determine compliance for the purpose of quantifying emissions to determine whether a Permit to Operate shall be issued or if the emission unit is in compliance, and chooses to have the testing performed by an independent contractor, shall pay the actual T+M costs incurred by the District to observe such testing and review the resulting source test report.

Any person, company, agency that requests review of a test procedure shall pay the actual T+M costs incurred by the District to review such test procedures. Such requests shall be accompanied by an amount estimated to cover actual District costs.

Fee Unit	Fee
(a) Observations	T+M
(b) Source Test Reports	T+M
(c) Test Procedure Review	T+M
(d) Each VOC Bulk Terminal Test Witness	T+M
(e) Each Ethylene Oxide Test Witness Day	\$1392 <u>1444</u>

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

Employee Classification (Fee Unit)	Hourly Rate
Air Pollution Control Aide (94u)	\$79 <u>82</u>
Air Quality Inspector I (94o)	\$90 <u>93</u>
Air Quality Inspector II (94e)	\$96 <u>100</u>
Air Quality Inspector III (94f)	\$115 <u>119</u>
Assistant Air Resources Specialist (94s)	\$111 <u>115</u>
Assistant Chemist (94i)	\$72 <u>75</u>
Assistant Engineer (94b)	\$127 <u>132</u>
Assistant Meteorologist (94g)	\$76 <u>79</u>
Associate Air Resources Specialist (94q)	\$118 <u>122</u>
Associate Chemist (94j)	\$79 <u>82</u>
Associate Engineer (94c)	\$135 <u>140</u>
Associate Meteorologist (94r)	\$79 <u>82</u>
Engineering Technician (94p)	\$112 <u>116</u>
Instrument Technician I (94l)	\$64 <u>66</u>
Instrument Technician II (94n)	\$68 <u>71</u>
Junior Engineer (94a)	\$110 <u>114</u>
Senior Chemist (94k)	\$94 <u>97</u>
Senior Engineer (94d)	\$168 <u>174</u>
Senior Meteorologist (94h)	\$95 <u>99</u>
Source Test Technician (94m)	\$64 <u>66</u>
Student Worker II (94v)	\$31 <u>32</u>
Student Worker III (94w)	\$37 <u>38</u>
Student Worker V (94x)	\$48 <u>50</u>
Supervising Instrument Technician (94t)	\$78 <u>81</u>

SCHEDULE 95: Sampling and Analysis

When the District determines a sample and/or analysis is needed for the purpose of determining potential emissions and/or determining compliance with District Rules and Regulations, the actual T+M costs incurred by the District for collection and analysis of samples, including preparing the reports, shall be paid by the permittee, applicant or other persons for activities for which a Permit is not required.

SCHEDULE 96: Additional Costs Incurred by the District for Sources Not in Compliance

Whenever the District is requested or required to provide consultation, testing or inspection to any person or facility, beyond the consultation testing and inspection covered by the permit fees, or related to a Notice of Violation and/or Notice to Comply, the person or facility shall pay the actual T+M costs incurred by the District for the cost of such services.

SCHEDULE 97: Other Charges

Whenever the District is requested or required to provide consultation, legally required testimony, testing, inspection, engineering or services, the cost of such services shall be determined using the labor rates specified in Schedule 94. Persons requesting and/or receiving such services shall be charged the estimated cost of providing such services and shall deposit such amount to the District in advance of the service, unless prior arrangements for payment have been approved by the District. In the case of consultations requested prior to filing an application, any funds deposited in excess of actual costs incurred for such consultations shall be refunded or applied as a credit against required application fees.

**PROPOSED AMENDMENTS TO
RULE 40 – PERMIT AND OTHER FEES**

WORKSHOP REPORT

A notice for a workshop on the proposed amendments to Rule 40 was mailed to all permit holders in San Diego County. 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 12, 2005, and was attended by twenty-five people. Comments were received during the workshop. One written comment was received prior to the workshop. The workshop comments and the San Diego County Air Pollution Control District (District) responses are as follows:

1. WORKSHOP COMMENT

The \$158 supplemental fee for emergency generators seems over the top considering they aren't used frequently or not at all over the course of a year. What emissions come from such little use?

DISTRICT RESPONSE

In 1998, the California Air Resources Board (CARB) identified diesel particulate matter (PM) emissions from diesel-fueled reciprocating internal combustion engines as a toxic air contaminant. ARB estimates that diesel PM emissions are responsible for 70 percent of the total ambient air toxics risk. Even small and infrequently used emergency standby engines were determined to represent a significant potential risk. There are thousands of such emergency standby engines throughout the state – approximately 1,400 in San Diego County alone. Even when there are no electricity curtailments, emergency standby engines are typically operated several dozen hours per year to verify they will startup and operate properly should they be needed to provide emergency power, and for maintenance of the engines.

CARB adopted a Diesel Risk Reduction Plan in 2000 with the goal of reducing emissions from virtually all diesel engines within the State of California by the year 2010. On February 26, 2004, as part of this plan, CARB adopted the Airborne Toxic Control Measure (ATCM) for Stationary Compression Ignition Engines (Section 93115, Title 17, California Code of Regulations). This regulation is designed to reduce diesel exhaust particulate emissions from stationary diesel-fired engines. The ATCM became effective on December 8, 2004.

The ATCM requires in-use stationary emergency standby diesel engines greater than 50 brake horsepower comply by limiting the annual number of hours an engine is operated for maintenance and testing purposes. The ATCM limits maintenance and testing hours as a function of the engine's emission rate. For example, if an existing stationary emergency diesel engine can be limited to 20 hours or less per calendar year for maintenance and testing

purposes then there are no emission standards, but if an engine requires up to 50 hours per year the engine must meet more stringent emission standards. In addition, the ATCM limits engine operation near schools and contains record keeping, reporting and monitoring requirements. Local air pollution control districts have 120 days to begin implementation of the ATCM requirements. Air districts have received no additional funding from the state to offset the costs of implementing these new requirements.

Existing District permits do not yet contain many of the new requirements of the ATCM, and currently allow testing and maintenance operation hours greater than the new limitations. As part of ATCM implementation, the District will need to modify approximately 1,400 existing emergency standby engine permits. The District can only do this after reviewing the compliance plan required for each engine and ensuring that the limitations chosen by the operator will comply with the ATCM. The proposed \$158 one-time supplemental fee will recover the District's costs to survey each facility to obtain the information necessary to appropriately modify existing permits, and to incorporate the necessary operating limits and record keeping, reporting and monitoring provisions of the ATCM.

2. WORKSHOP COMMENT

The Marine Corps operates a large number of standby generators, probably 10% of the total in the County. Under the Rule 40 proposal, the Marines will pay \$23,000 in additional fees charged. What services do they receive for these fees? When permits are renewed, will this charge be in the fee or is it an additional cost?

DISTRICT RESPONSE

In determining how best to implement the ATCM, the District evaluated a number of options. The District believes that requiring all emergency standby diesel engine permit holders to submit applications to modify their existing permits would be inconvenient and costly. Instead, the District is proposing to modify permits using information supplied by engine operators in the Compliance Strategy Report Forms required by the ATCM. This approach negates the need for an operator to submit an application for permit modification. The District must review each Compliance Strategy Report, ensure the compliance option chosen by the operator is consistent with the ATCM, verify engine emission rates in some cases, and modify each affected engine permit.

The District is proposing a one-time supplemental fee of \$158 recover its costs for ATCM implementation. The \$158 fee was calculated based on expected District costs divided by the number of engine permits that are expected to be modified. Costs include two workshops held by the District to explain the ATCM requirements and assist facilities in complying, preparation and distribution of an advisory explaining the program, development of necessary forms and data tracking tools including a database program, development of several web pages to facilitate distribution of information, development of new permit conditions for each of the various ATCM compliance options, review of compliance strategy reports and modification of permits with appropriate conditions to assure compliance with the ATCM.

The District does not anticipate an increase in annual permit renewal fees at this time. These engines are currently inspected periodically and compliance with the ATCM will entail inspection of many of the same items as are currently reviewed. When an engine operator receives the billing invoice for permit renewal fees, the supplemental fee will be included once for each engine, either in the FY 2005-06 permit renewal or in the FY 2006-07 renewal, depending on the renewal month for the site.

3. WORKSHOP COMMENT

Is this being done during the regular 40-hour work week? What if overtime work is required?

DISTRICT RESPONSE

Given the large number (~1,400) of diesel-fueled stationary standby engines that will be affected by these new state requirements, and corresponding local permits revised, some overtime may be required to accomplish the work within a reasonable time. Nevertheless, the proposed one-time supplemental fee for diesel fired emergency standby engines is based on regular hourly labor rates, not overtime rates.

4. WORKSHOP COMMENT

What is the regular time hourly rate for this work?

DISTRICT RESPONSE

The hourly labor rates used by the District to establish fees are fully loaded labor rates that vary by job classification. They are listed in Schedule 94 of Rule 40. These labor rates reflect salaries, benefits, overhead and indirect costs and are calculated using methodologies recommended by the Fee Review Group in 1998. The Fee Review Group was a collaborative effort with the District's business customers to establish methodologies for calculating fees and recovering permit program costs.

5. WORKSHOP COMMENT

How are the other air districts implementing the ATCM? Are they charging additional fees? Has the California Air Pollution Control Officers Association (CAPCOA) given any guidance to air districts as to how they should implement the ATCM and recover costs?

DISTRICT RESPONSE

Not all districts have decided how they will implement the ATCM. Districts are considering a variety of options including one-time additional fees or requiring applications to modify

permits. Most air districts will require submittal of an application for facilities that propose to comply with the ATCM using add-on control equipment such as diesel particulate filters. Some air districts recover their costs through other mechanisms such as higher emissions fees or through a share of property taxes, or by offsetting costs using motor vehicle registration fees.

CAPCOA has not offered guidance on how districts should implement the ATCM or how they should recover costs.

6. WORKSHOP COMMENT

Will there be emissions testing on backup generators? What do the source test fees apply to?

DISTRICT RESPONSE

It is very unlikely there will be any required emissions testing for emergency standby diesel engines. An exception might be if an engine is equipped with add-on emission control devices. The District would require a source test if a facility chose to comply with the ATCM by installing a diesel particulate filter that had not been verified by ARB. The District estimates that less than 10 % of facilities will choose to comply by installing a diesel particulate filter and that many of those will be verified technology. Therefore, only a very limited number of source tests may be required. The District will likely not perform this type of source test. If required, testing will likely be performed by an independent test contractor and witnessed by the District.

The source testing fee schedules in Rule 40 apply when emissions from a source must be verified through testing. Emissions source testing is required primarily for larger emission sources, typically with add-on emission control equipment. Examples would be electrical generating plants, cogeneration facilities, commercial and industrial boilers with low-NOx burners, and large sources of volatile organic compound emissions with emission controls such as thermal oxidizers or carbon adsorbers.

7. WORKSHOP COMMENT

It seems the proposed 3.7% increase is to cover paperwork only.

DISTRICT RESPONSE

The proposed 3.7% increase is to cover increased labor costs resulting from increased District salaries and benefit costs. This includes labor not only associated with "paperwork" such as records reviews, preparing inspection reports, evaluating and issuing permits, but also physical inspection and testing of permitted equipment. For example, at a plating shop, an inspector inspects the plating equipment, ensures required amp-hour meters are installed and operating, that the proper amount of mist suppressant is being used (which may require a

surface tension test), and that the plating process hasn't been modified which could increase emissions of toxic air contaminants, in addition to reviewing the shop's records. At a gasoline station, an inspector checks the physical condition of the vapor control equipment, checks any monitors for proper control system operation, and either observes or independently tests the proper performance of the equipment. The District conducts thousand of equipment inspections and hundreds of tests each year to ensure compliance with air pollution codes.

8. WORKSHOP COMMENT

Will fines increase 3.7% also?

DISTRICT RESPONSE

No. Fines are determined based on the severity of a violation, whether there has been a past violation of a similar nature, whether there has been an on-going violation or single event, and other factors specified in the California Health and Safety Code. When assessing a specific penalty, the District is required to evaluate each violation and consider all relevant facts and circumstances. State law establishes maximum penalties for alleged violations and is a separate process from District Rule 40.

Fines for violations of air pollution control requirements are independent of District labor costs. Fines collected for violations are not used to pay District salaries or benefits.

9. WORKSHOP COMMENT

Is there an arbitration process for penalties assessed for violations?

DISTRICT RESPONSE

The District does not have a formal arbitration process for violation penalties. However, District penalty assessments are offers to settle and are always subject to discussion and negotiation. If a company believes the District is not giving proper consideration to the circumstances of the violation(s), it should provide the additional information in discussions with the District or by letter to the Civil Actions Investigator handling the settlement of the violation.

If discussions reach an impasse, the matter can be referred to the District's Chief of Compliance. The Chief will meet and discuss the violation and penalty with the company informally. This additional review procedure helps to ensure fair and consistent treatment for all violations. If an agreement still cannot be reached, the company may request District Administration to review the matter, or may choose not to settle and allow the matter to proceed to court for adjudication.

10. WORKSHOP COMMENT

Are "fix-it" tickets available from the District?

DISTRICT RESPONSE

District Rule 6 classifies specific administrative and de minimis emission violations as minor violations. However, to be eligible there can be no prior violations of the same or similar nature within the previous 36 months or last three inspection cycles, whichever occurs first. Eligible minor violations are handled with a Notice to Comply. There are no penalties for the Notice to Comply if the violation is corrected within the specified time period.

11. WORKSHOP COMMENT

Emissions fees, what are they? Do they recover costs?

DISTRICT RESPONSE

In 1998, when the Fee Review Group developed the fee methodology used by the District, it was agreed that certain program costs would be paid for through fees charged to businesses based on the quantity of their emissions. Those programs include emissions inventory activities, stationary source rule development and planning, small business assistance, public complaint investigations, and a part of District costs associated with the Hearing Board program. The aggregate cost of these programs is then divided by the total aggregate emissions of specified air pollutants (oxides of nitrogen (NO_x), volatile organic compounds (VOC), PM, carbon monoxide (CO), and oxides of sulfur (SO_x)) from permitted sources to give an emission fee rate, currently \$101 per ton of emissions. Each permitted source pays an annual emissions fee based on this rate and the most recent approved emissions inventory for the facility. Thus, a power plant with 500 tons per year emissions pays an emissions fee of 500 tons x \$101/ton, and a wood coating operation with 7 tons per year emissions pays an emissions fee of 7 tons x \$101/ton. If emissions are less than 5 tons per year, the fee is typically based on a default 1 ton per year emissions estimate. For gasoline stations, the emissions fee is assessed based on the number of gasoline dispensing nozzles.

12. WORKSHOP COMMENT

How are emissions aggregated when a facility has multiple area sources?

DISTRICT RESPONSE

Emissions are inventoried by the District for only permitted (or registered) equipment or activities. Area sources such as motor vehicles, aircraft, and fugitive dust from unpaved roads are typically not included in a stationary source's emissions inventory unless directly associated with permitted or registered equipment or activity. Examples of area source

emissions that could be included are fugitive dust from a mineral extraction or processing facility, landfill gas emissions, or emissions from registered portable equipment.

13. WORKSHOP COMMENT

The fee refund from canceling a petition for variance from the Hearing Board is only 50%. Why? Seems too high.

DISTRICT RESPONSE

The refund level of 50% of the filing fee is specified by District Rule 42 (*not specified in the rules of the Hearing Board as was mistakenly stated at the workshop*). Rule 42 states "In the event that a petition is withdrawn or a hearing is not held for any reason, the petitioner shall be entitled to a refund of 50 percent of the filing fee." The 50% not refunded covers some of the costs of reviewing, investigating, and responding to the variance petition, and providing public notice in the newspaper of the scheduled hearing on the petition. In many cases, petitions are withdrawn just before the scheduled hearing after these costs have been incurred.

14. WORKSHOP COMMENT

Where do the revenues for the District's operating budget come from?

DISTRICT RESPONSE

The District's operating budget for Fiscal Year 2005-06 is based on the following projection of supporting revenues:

Licenses, Permits	41%
Fines, Penalties	5%
Interest Earnings	1%
Intergovernmental (state/federal grants)	18%
Miscellaneous Charges/Services	8%
Motor Vehicle Registration fees (\$2)	25%
Fund Balance (reserves)	2%

The District does not receive any of its funding from property tax or County general program revenues.

15. WORKSHOP COMMENT

Did someone grant the District the increase (3.7%) that was not in the budget? Seems like double dipping.

DISTRICT RESPONSE

The operational budget is a financial plan for the following fiscal year. It projects required expenditures for salaries, benefits, services and supplies, fixed assets, Information Technology (IT) services, etc. It also has a forecast of projected revenues. Projections for permit related revenues are based on expected activity levels and the permit fees contained in Rule 40. However, the increased revenues projected from increasing fees can only be realized if the necessary changes to Rule 40 are approved. The budget itself does not allow the District to increase (or reduce) fees, only revisions to Rule 40 approved by the Board can accomplish that.

16. WORKSHOP COMMENT

What portion of this budget is from repeat offender fines?

DISTRICT RESPONSE

As noted above in the response to Comment No. 9, fines from violations of air pollution control requirements provide about 5% of the District's revenues. Fines are not used to cover the costs of salaries and benefits. Revenues from fines are used to fund County Counsel legal services, fixed asset purchases, capital projects, and emission reduction incentive programs – specifically the gasoline powered lawnmower exchange program.

17. WORKSHOP COMMENT

How do credit card expenses work? Why is the District recovering the charges? Some companies absorb their costs.

DISTRICT RESPONSE

The District reviewed its records to determine to what extent the current credit card surcharge of 3% on any charge of \$5000 or more matched the charges to the District by credit card companies. Credit card payments to the District from January 2003 to December 2004 totaled \$1,005,834. Merchant fees charged to the District by the credit card companies totaled \$34,000. By comparison, the surcharges collected under current Rule 40 totaled only \$1,354. The difference, approximately \$32,650, represents costs that would have to be recovered from other fee payers. The District is proposing to apply a 3.4% surcharge to all credit card payments, rather than recover those merchant charges from all permit holders. This aligns the recovery of costs with those permit holders who use credit card payment services.

18. WORKSHOP COMMENT

Does the supplemental fee apply for emergency engines powered by natural gas? If not, that's an incentive to convert the engines from diesel to natural gas fuel.

DISTRICT RESPONSE

The supplemental fee only applies to diesel-fueled emergency standby engines. While the District would not discourage a facility from using cleaner natural gas fueled engines instead of diesel-fueled engines, many facilities such as hospitals, water treatment plants and pump stations, wastewater treatment plants, and other similar essential public services rely on diesel-fueled engines to provide stand-alone emergency power. In a catastrophic event, supplies of natural gas could be disrupted at the same time that electrical outages occur. Alternatively, engines fueled by propane or LPG with on-site fuel storage may be an alternative.

19. WORKSHOP COMMENT

How did the District find all the emergency generators?

DISTRICT RESPONSE

Emergency standby engines greater than 50 brake horsepower have been required to have District permits for a number of years. District inspectors check new and existing facilities periodically for equipment that may be operating without required permits. It is possible there may be a few standby engines in the County not yet discovered by the District.

20. WORKSHOP COMMENT

We are having trouble understanding the \$158 cost for ATCM-related changes. Where did this amount come from? Don't want to have to pay another fee later.

DISTRICT RESPONSE

The \$158 one-time supplemental fee is based on an average of one hour to review the Compliance Strategy Report for each engine and modify the permit conditions, at a fully loaded labor rate of \$140 for an associate engineer, plus \$18 per engine to cover the District's costs of holding informational workshops, preparing mailouts, developing compliance advisories, and developing Compliance Strategy Report templates and a database to manage the process and standardized permit conditions.

The supplemental fee will be applied to each emergency standby diesel engine but only charged once in either fiscal year 2005-06 or 2006-07, depending on when a facility's renewal

month falls relative to the review of its associated Compliance Strategy Report. It is a one-time addition to the annual permit renewal fee.

21. WORKSHOP COMMENT

How much of the increase is going towards administrative costs versus actual physical inspections? Will there be any more inspections, audits, etc.?

DISTRICT RESPONSE

For the supplemental fee, most of the costs are associated with reviewing the Compliance Strategy Reports submitted by each engine operator and modifying the engine permits. It does not include the costs of physically inspecting the engines. Inspection costs are included in the annual permit renewal fee. Labor associated with emergency standby engine inspections is not expected to increase as a result of the ATCM, with the possible exception of those engines complying by installing add-on emission controls.

22. WORKSHOP COMMENT

It would seem more efficient if all generators were inspected at the same time. Why aren't they done all at once?

DISTRICT RESPONSE

Emergency generators (or any other equipment or process) assigned different inspection months that are operated by the same facility and located in close proximity to each other can be consolidated and inspected at the same time. That is typically initiated by the District inspector, or can be requested by the facility. In this case, the inspections of the two nearby facilities will be scheduled at the same time. There were other changes being sought by the facility that are being referred to appropriate District staff.

23. WORKSHOP COMMENT

The Department of Environmental Health held a full-day Compliance Training Workshop for plating shops. Suggest the District do something like that.

DISTRICT RESPONSE

The District offers training and informational workshops for various categories of industries subject to air pollution control regulations. These workshops vary in length depending on the depth of the materials to be covered. Workshops have been held for dry cleaners, gasoline station operators, automotive refinishers, marine vessel coaters, and others. The District will

survey plating shop operators in the County to assess the level of interest in holding a training workshop.

In the last few years, the District has provided outreach on air pollution control requirements for chrome platers. Plating shops were visited by a District inspector and engineer to review the shops practices and discuss techniques to improve compliance and reduce toxic air contaminant emissions. The District also offers courtesy inspections through its Small Business Assistance Program. The Small Business Assistance Program Specialist is available to assist small businesses in understanding and complying with District rules and guidelines, applying for permits, problem resolution and other assistance as necessary.

24. WRITTEN COMMENT

Section (f)(2) of Rule 40 list fees for various types of asbestos demolition and renovation operation plans. The descriptions of the types of activities requiring fees should consistently refer to "asbestos" demolitions, to distinguish from operations not involving asbestos-containing materials.

DISTRICT RESPONSE

The District does not agree. The notification and revision fees apply to demolition operations whether or not regulated asbestos containing materials are known to be present. In addition, the District will clarify Rule 40, Section (f) by modifying the text to refer to "notifications" rather than "operation plan" or "plan." This is to ensure that it is clear that demolition notifications are accompanied by the required fees.

MRL:ls
05/16/05