

**SAN DIEGO COUNTY
AIR POLLUTION CONTROL DISTRICT**

NOTICE OF PUBLIC HEARING – PROPOSED FEE INCREASE FISCAL YEAR 2023-24

NOTICE, pursuant to the State of California Health and Safety Code Section 42311, is hereby given of a public hearing on December 8, 2022, at 2:00 p.m. before the San Diego County Air Pollution Control District Governing Board (Governing Board), for the purpose of receiving public comments on the proposed amendments to increase fees in Rule 40 (Permit and Other Fees) of the San Diego County Air Pollution Control District (District). Those wishing to participate in the public hearing on the proposed amendments to Rule 40 should visit the District’s Governing Board website at <https://bit.ly/3F8NXsQ>.

Federal and state laws require the District to adopt fees to recover the costs to administer mandated air pollution control programs. The District’s fees are specified in Rule 40 which includes fees for air quality permit applications, permit renewals, emission measurements ("source tests") and asbestos notifications. Moreover, there are two types of fees – those charged on an hourly basis (time & material) and flat fees, as specified.

On May 21, 2021, the Governing Board adopted a cost recovery plan based on the recommendation of the California State Auditor Report 2019-127 (<http://auditor.ca.gov/pdfs/reports/2019-127.pdf>). The District has drafted proposed fee amendments to implement the plan for Fiscal Year 2023-24. These proposed fee increases, if adopted, would take effect on July 1, 2023, and result in additional projected revenues up to \$950,000 per fiscal year. Specifically, this proposal would increase the District’s estimated overall cost recovery percentage for its stationary source permitting, source testing, asbestos, and Hearing Board programs from the current 80% to approximately 88% and would reduce estimated annual revenue deficits from approximately \$2.2 million to approximately \$1.4 million. Importantly, current fees remain in effect until the District Governing Board considers and approves revisions to District Rule 40 at a subsequent meeting. The District is also proposing to amend requirements for Toxic Hot Spots fee estimate deposits and to convert some fixed (flat) application fees for specific coating operations to time & material. A Governing Board hearing to consider the adoption of amendments to Rule 40 will be held no sooner than 30 days after the December 8, 2022, public hearing. Below is a summary of the proposed fee increases for Fiscal Year 2023-24:

Fee Category	Application Fixed	Permit Renewal	Source Testing	Asbestos	Hearing Board	Time & Material	Processing Fee
Proposed % Fee Increase	15%	15%	15%	15%	0%	15%	15%

The Governing Board may consider modifications to the proposal, which may be deemed appropriate. Written comments are welcome and must be received by December 7, 2022. Comments should be addressed to:

John Jayasinghe, Chief
San Diego County Air Pollution Control District
10124 Old Grove Road, San Diego, CA 92131

Copies of supporting documentation may be examined or obtained at the District's headquarters, 10124 Old Grove Road, San Diego, CA 92131, or by visiting the District's Rule Development website at <https://bit.ly/3lkUCYJ>. Specific questions or information with respect to this matter may be obtained by contacting John Jayasinghe at APCDFiscal@sdapcd.org.

Marvice Mazyck
Clerk of the Air Pollution Control Governing Board of the
San Diego County Air Pollution Control District