



Air Pollution Control Board

Greg Cox	District 1
Dianne Jacob	District 2
Pam Slater	District 3
Ron Roberts	District 4
Bill Horn	District 5

ADVISORY

NOTICE OF AMENDMENTS TO RULE 40 - PERMIT AND OTHER FEES

On August 13, 2003, the Air Pollution Control Board (San Diego County Board of Supervisors) adopted amendments to the Air Pollution Control District (District) Rule 40 - Permit and Other Fees. The amendments include updates to the District's labor-based fees.

Under the amendments, more than half of the permit renewal fixed fee schedules decreased, while 38% increased (by an average of \$98), typically as a result of more stringent emission standards, increased compliance issues, and/or state Air Resources Board audit recommendations to increase inspections. Most fixed fee permit application schedules increased (by an average of \$65). For permit application fees based on application-specific time spent (time and material (T+M)), labor rates have increased 5%. Five facility-specific permit renewal fee schedules have been added for facilities where the District incurred significantly higher labor costs. Annual emission fees have also increased based on a rate increase from \$82 to \$92 per ton.

Specifically, the amended rule does the following:

Hourly Rates	Labor rates in Fee Schedule 94 (used for T+M fees) were increased 5% to partially address labor rate increases.
Processing Fees	The non-refundable permit application processing fee was increased from \$75 to \$90 per application. The annual permit renewal processing fees were increased from \$30 to \$34 per site and from \$20 to \$23 per permit.
Fee Schedules	Labor-based fixed fee schedules (permit renewal and application fees) were adjusted based on actual labor hours expended for each fee schedule and the updated hourly labor rates. Ten fee schedules were deleted due to obsolescence, one T+M fee schedule was added, and five new fee schedules were added for specific types of equipment/processes.
Facility-Specific Renewal Fee Schedules	Five facility-specific renewal fees were established for companies where the District incurred labor costs significantly above the average for other facilities in the same fee category.

Emissions Fee Rate	The emissions fee rate was increased to \$92/ton per year. Emission fees for facilities with less than five tons of emissions per year will continue to be based on an average emission rate of one ton per year.
Source Testing Fees	Two new emissions source test fee schedules have been added: schedule 92(d) specifies an annual fee for each biennial cycle emissions source test (oxides of nitrogen and carbon monoxide tests); and, schedule 92(e) specifies a fee for each ethylene oxide source test day. Fee schedule 92(l) is being reserved and schedule 92(u) has been revised to apply to particulate matter source tests at perlite plants.
Asbestos Demolition or Renovation Fees	Fees for asbestos demolition and renovation operation plans have been clarified.

Copies of amended Rule 40 - Permit and Other Fees, may be examined or obtained at Room 102, Air Pollution Control District headquarters, 9150 Chesapeake Drive, San Diego, California or downloaded from the District's website at <http://www.sdapcd.co.san-diego.ca.us>, under Information, Notices, Advisories. For more information, please contact Permit Processing at (858) 650-4700.