



Air Pollution Control Board

Greg Cox	District 1
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DATE: June 23, 2004

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 (District) 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), that adopted recommendations of the Fee Review Group made up of large and small local business representatives. These amendments will result in a fee revenue increase of approximately 8.8% (\$607,000).

The last amendments to Rule 40 were approved by the Board on August 13, 2003 (APCB #1), resulting in a fee revenue increase of 5.4%. This followed a one-time 10% fee discount for fiscal year 2001-02 and no fee increase for fiscal year 2002-03. Since then District operating costs have increased significantly due to increased salaries and benefits, additional contributions to the employee retirement system, increased services and supplies costs, and rising building lease costs. State subvention funds were also reduced by one-third. For fiscal year 2004-05, County general purpose revenues to the District are being eliminated as a direct result of the state's budget crisis. In recent years, the Air Pollution Control District has absorbed cost increases by implementing cost containment measures, process streamlining, and use of reserves resulting from a partial freeze in filling vacancies. The District is proposing to again reduce staff positions, reduce other operating expenses, and use salary savings to help offset cost increases and revenue decreases to mitigate the magnitude of fee increases. As a result, this proposal does not reflect full cost recovery of stationary source program costs from permit fees.

The approved Fee Review Group methodology was used for determining the average actual labor hours expended and for calculating hourly labor rates. Approximately 31% of permit renewal fees are being reduced, 64% are being increased, and 5% are either remaining the same or being deleted. Approximately 98% of permit application fees are being increased, between 1% and 16%. The stationary source emission fee rate is being increased from \$92 to \$101 per ton.

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Source testing, asbestos plan, and equipment replacement fees are being updated, provisions for indemnification of the District related to permitting activities are being added, and other rule provisions are being clarified. Provisions are being added to allow businesses to elect to pay a 25% higher permit application fee for expedited permit issuance.

Recommendation(s)

AIR POLLUTION CONTROL OFFICER

Waive Board Policy B-29; Fees, Grants, Revenue Contracts-Department Responsibility for Cost Recovery and make appropriate findings, as required by Section 40727 of the Health and Safety Code, and 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, 2004. This would amend Rule 40, revising permit application, renewal, and emission fees.

Fiscal Impact

This request is included in the fiscal year 2004-06 District Operational Plan. If approved, this request will result in an increase of approximately \$607,000 in fiscal year 2004-05 revenues, consistent with the Operational Plan. It will not require additional staff years.

Business Impact Statement

Under this recommendation, overall permit-related fee revenues will increase by approximately \$607,000 (8.8%). Fees charged to most District business customers will increase; fees for some customers will decrease. The proposed amendments to Rule 40 were discussed with District business customers at a public workshop held on May 6, 2004.

Advisory Board Statement

The Air Pollution Control District Advisory Committee recommended approval of the proposed Rule 40 revisions at its May 12, 2004 meeting, but asked that the District report back in the next year on how the expedited permit process is working and recommended any appropriate adjustment to the fee multiplier to ensure costs for expedited application processing are accurately recovered. After further review, the District lowered the recommended expedited processing fee multiplier from 150% to 125% and will evaluate this process to ensure costs are adequately recovered.

BACKGROUND:

State law authorizes the air districts to adopt a schedule of fees to recover the full cost of programs related to permitted stationary sources not otherwise funded. Permit-related programs account for 74% of total District costs, while permit-related business fees account for 44% of District revenue. State and federal grants, salary savings, and asbestos program fees fund the remaining permit program costs.

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The 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 4,544 individual sources maintaining 12,537 permits.

A methodology recommended by the Board-appointed Fee Review Group consisting of large and small businesses having District permits and adopted by the Board in 1998 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). This hourly rate is intended to recover directly billable labor costs as well as permit-related costs not directly billable such as 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 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 increase aggregate permit fee revenues by 8.8% and are based on a fee methodology consistent with the requirements of state law.

District fees were revised on August 13, 2003 (APCB #1). At that time, the Board approved a fee revenue increase of approximately 5.4% (\$365,000). That increase was used to partially offset permit program salary and benefit increases and the preceding year's one-third reduction in state subvention funds, changes that totaled \$1.8 million. 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 District also used salary savings accrued by keeping vacated positions unfilled to help offset higher fee increases.

For FY 2004-05, salary and benefit costs are increasing \$.9 million (6.5%), despite a reduction of two staff positions, primarily due to negotiated labor contract salaries and benefit costs (including additional Countywide contributions to the retirement system). The District is reducing services and supplies costs by \$510,900 (11%), including decreases in Information Technology costs of \$235,900 (18%) accomplished through cost-saving process improvements and deferment of system changes. Charges for other County services are increasing \$9,300 (38%). The amendments to Rule 40 will increase permit revenues by approximately \$607,000 (8.8%) to partially recover increased permit-related costs. An estimated \$1.4 million in District reserves (fund balance) generated from salary and other savings will be used to offset the remaining cost increases to again mitigate the need for higher fee increases. The additional fee revenues resulting from amended Rule 40 do not fully recover the cost of operating permit-related programs.

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 for

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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 data for the last five years. However, the current proposed amendments use four years of labor data to calculate most fees. Labor hours in FY 00-01 were excluded as unrepresentative for most fee schedules due to an unusually high number of staff vacancies during that time. Over 95% of permitted equipment is charged fixed renewal fees and the remaining 5% is charged time-and-materials (T+M) based fees. Under the amendments to Rule 40, 61 (32%) of the fixed fee schedules will decrease an average of \$104 while 117 (62%) will increase an average of \$110 due to changing inspection priorities, new federal, state and District emission standards and increased compliance issues. For example, the permit renewal fee for dry chemical mixer operations [Schedule 24(c)] is being decreased \$51 (26%) due to lower inspection needs, while the renewal fee for diesel fueled engines [Schedule 34(d)] is being increased \$42 (18%) due to increased compliance issues associated with new state toxic air contaminant requirements (in addition to increased labor rates).

Increased labor hours are incurred for a small percentage of facilities that require greater assistance and oversight to bring them into compliance. Rule 40 authorizes separate fee schedules for facilities with higher associated costs that would otherwise cause the renewal fees for other facilities in the same equipment category to increase by more than 10%. Five new fee schedules are being established for such facilities whose costs significantly exceeded the 10% threshold.

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 number 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 195 permit (and registration) application fee schedules with 66 (34%) currently having fixed fees. Initial permit application fees also include the first year permit renewal fees. For FY 2004-05, 2 fixed fee schedules are decreasing from 1 to 10%, 62 are increasing from 1 to 14%, and 2 schedules are remaining the same. Four obsolete T+M fee schedules are being deleted and five new T+M fee schedules added.

At the suggestion of business customers, provisions are being added to Rule 40 to allow customers to elect to pay a higher fee for expedited processing of permit applications and emissions source testing. If an applicant requests expedited processing of a permit application (or source testing), and expedited processing can be accomplished through voluntary overtime of qualified staff, the applicant will be charged 1.25 times the normal fee. The District will develop procedures for implementing this option in collaboration with customers, and will periodically evaluate its effectiveness and any impacts on routine permit application and source testing activities.

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In addition, the amendments will add provisions requiring permit applicants to indemnify the District from any claim or liability resulting from the processing or approval of a permit application. Where significant risk to the District is identified in connection with the processing of a permit application, the amendments would authorize the Air Pollution Control Officer to require, on a case-by-case basis, a defense and indemnification agreement and security from an applicant. These provisions are consistent with County of San Diego requirements for other project approval programs.

The amendments also combine two categories of reduced permit application fees applicable to replacements of permitted equipment into a single fee category, clarify the fees for Title V permit program activities, and allow the District to recover costs when requested or required to provide consultations, legal testimony, testing, inspections, engineering or other technical services significantly beyond that normally provided to customers.

Emissions Fees

Emission 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 will increase from \$92 to \$101 per ton of emissions per year. The emissions fee rate had been 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. The current proposed increase from \$92 to \$101 per ton means a \$9 per year emissions fee increase for the majority of businesses that pay an emissions fee based on an average one ton per year emissions.

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. Seven of these fixed fee schedules are increasing from 10 to 29 percent; one fixed fee schedule is decreasing 11 percent.

Asbestos Demolition or Renovation Operation Plan Fees

Fees to cover District costs for reviewing asbestos demolition or renovation operation plans, and for conducting related inspections to ensure compliance with federal and District asbestos control requirements are being increased 3.4 percent. Revenues from this program are fully recovering program costs.

Labor Rates

Labor rates in Fee Schedule 94 (used for T+M fees) are being increased 9.5% to partially 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.

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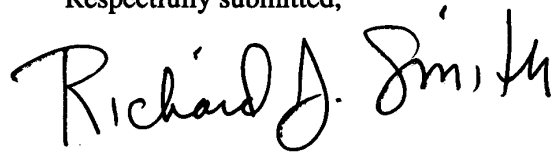
Linkage to the County of San Diego Strategic Plan

The recommended changes to Rule 40 will provide increased permit-related revenues to partially offset District permit program costs. This program 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.



ROBERT R. COPPER
Deputy Chief Administrative Officer

Respectfully submitted,



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	<input checked="" type="checkbox"/> Yes	
Written disclosure per County Charter Section 1000.1 required	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
GROUP/AGENCY FINANCE DIRECTOR	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> N/A
CHIEF FINANCIAL OFFICER	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> N/A
Requires Four Votes	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
GROUP/AGENCY INFORMATION TECHNOLOGY DIRECTOR	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> N/A
CHIEF TECHNOLOGY OFFICER	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> N/A
DEPARTMENT OF HUMAN RESOURCES	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> N/A

Other Concurrence(s): N/A

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

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AUTHORIZED REPRESENTATIVE:

Richard J. Smith, Air Pollution Control Officer

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AGENDA ITEM INFORMATION SHEET

(continued)

PREVIOUS RELEVANT BOARD ACTIONS:

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	\$13,234,775	\$0	\$13,234,775	\$13,234,775	\$13,234,775
Revenue/Other Offset	\$13,234,775	\$0	\$13,234,775	\$13,234,775	\$13,234,775
NET GENERAL FUND COST	0	0	0	0	0
Staff Years	99.0	0.00	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 offsetting FY 2004-05 fee revenue with fund balance and other miscellaneous revenues.

Remarks: Yes N/A

This request is included in the FY 04-05 District Operational Plan. This request will generate revenues from fees, licenses, and permits of approximately \$7,507,972. Other sources of revenues are other miscellaneous revenues, EPA and state grants, and fund balance.

FEE SCHEDULES

ATTACHMENT A

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	\$441	\$497	\$56	\$53	\$71	\$18
01 B	Each Pot 100 pounds capacity or larger loaded Pneumatically or from Storage Hoppers	\$815	\$895	\$80	\$54	\$61	\$7
01 C	Each Bulk Abrasive Blasting Material Storage System	\$1,116	\$1,259	\$143	\$55	\$94	\$39
01 D	Each Spent Abrasive Handling System	\$988	\$1,076	\$88	\$64	\$64	\$0
01 X	Each Portable Abrasive Blasting Unit, Registered Under Rule 12.1	\$385	\$405	\$20	\$146	\$143	(\$3)
	Schedule 2: Abrasive Blasting Cabinets, Rooms and Booths						
02 A	Each Abrasive Blasting Cabinet, Room or Booth	\$1,812	\$2,004	\$192	\$96	\$126	\$30
02 B	Each Cabinet, Room, or Booth with an Abrasive Transfer or Recycle System	\$1,635	\$1,784	\$149	\$98	\$101	\$3
	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	\$704	\$775	\$71	\$53	\$60	\$7
03 B	Each Kettle or Tanker with capacity greater than 85 gallons and requiring emission control equipment	T+RN	T+RN		\$226	\$203	(\$23)
03 W	Each Kettle or Tanker, Registered Under Rule 12	\$240	\$265	\$25	\$45	\$52	\$7
	Schedule 4: Hot-Mix Asphalt Paving Batch Plant						
04 A	Each Hot-Mix Asphalt Paving Batch Plant	T+RN	T+RN		\$1,120	\$1,672	\$552
	Schedule 5: Rock Drills						
05 A	Each Drill with water controls	\$836	\$904	\$68	\$64	\$56	(\$8)
05 B	Each Drill with controls other than water	T+RN	T+RN		\$43	\$40	(\$3)
05 W	Each Drill, Registered Under Rule 12	\$285	\$332	\$47	\$20	\$42	\$22
	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	\$1,535	\$1,699	\$164	\$123	\$150	\$27
06 X	Each Portable Sand and Gravel Screen Set, Registered Under Rule 12.1	\$307	\$350	\$43	\$104	\$126	\$22
	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		\$231	\$259	\$28
07 B	Each Screening System (involves all screens serving a given primary or secondary crusher system)	T+RN	T+RN		\$27	\$53	\$26
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		\$32	\$30	(\$2)
07 X	Each Portable Rock Crushing System, Registered Under Rule 12.1	\$537	\$541	\$4	\$174	\$143	(\$31)
	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	\$243	\$0
08 B	Each Mixer over one cubic yard capacity	T+RN	T+RN		\$80	\$156	\$76
08 C	Each Cement or Fly Ash Silo System not part of another system requiring a Permit	T+RN	T+RN		\$111	\$138	\$27
08 D	Expo Builders (1084A)* - New FY 04/05	T+RN	T+RN			\$420	\$420
08 X	Each Portable Concrete Batch Plant, Registered Under Rule 12.1	\$352	\$366	\$14	\$161	\$157	(\$4)
	Schedule 9: Concrete Product Manufacturing Plants						
09 A	Each Plant	T+RN	T+RN		\$209	\$174	(\$35)
	Schedule 11: Tire Buffers						
11 A	Each Buffer	T+RN	T+RN		\$161	\$180	\$19
	Schedule 12: Smoke Houses						
12 H	Each Smoke House	T+RN	T+RN		\$166	\$170	\$4
	Schedule 13: Boilers and Heaters						
13 A	Each 1 MM BTU/HR up to but not including 50 MM BTU/HR input	\$1,709	\$1,880	\$171	\$193	\$218	\$25
13 B	Each 50 MM BTU/HR up to but not including 250 MM BTU/HR	T+RN	T+RN		\$333	\$313	(\$20)

Fee Sched.	Description	Application Fee			Renewal Fee		
		Old	New	Inc (Dec)	Old	New	Inc (Dec)
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	
13 D	Each 100 Megawatt output or greater (based on an average boiler efficiency of 32.5%)	T+RN	T+RN		\$3,718	\$2,341	(\$1,377)
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	\$1,495	\$1,665	\$170	\$55	\$88	\$33
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		\$269	\$308	\$39
14 B	Waste burning capacity greater than 100 lbs/hr	T+RN	T+RN		\$399	\$585	\$186
14 C	Burning capacity up to and including 50 lbs/hr used exclusively for the incineration or cremation of animals	T+RN	T+RN		\$279	\$190	(\$89)
14 D	Emission Controls or Modification for ATCM	T+RN	T+RN				
14 E	Zoological Society of San Diego (85210A)* - New FY 04/05	T+RN	T+RN			\$871	\$871
	Schedule 15: Burn-Out Ovens						
15 A	Each Electric Motor/Armature Refurbishing Oven	T+RN	T+RN		\$105	\$128	\$23
15 C	Each IC Engine Parts Refurbishing Unit	T+RN	T+RN		\$122	\$153	\$31
15 D	USN SIMA (4845C)	T+RN	T+RN		\$364	\$430	\$66
	Schedule 18: Metal Melting Devices						
18 C	Each Pit or Stationary Crucible	T+RN	T+RN		\$489	\$603	\$114
18 D	Each Pot Furnace	\$1,965	\$2,178	\$213	\$164	\$206	\$42
18 E	Each Induction Furnace	T+RN	T+RN		\$107	\$61	(\$46)
	Schedule 19: Oil Quenching and Salt Baths						
19 A	Each Tank	T+RN	T+RN		\$100	\$98	(\$2)
	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		\$205	\$186	(\$19)
20 B	Each Aircraft Propulsion Test Cell or Stand at a facility where more than one such unit is located	T+RN	T+RN		\$133	\$77	(\$56)
20 C	Each Non-Aircraft Turbine Test Cell or Stand	T+RN	T+RN		\$44	\$54	\$10
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		\$445	\$705	\$260
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		\$3,555	\$4,530	\$975
20 F	Each Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input	T+RN	T+RN		\$2,059	\$2,327	\$268
20 G	Each Unit used solely for Peak Load Electric Generation	T+RN	T+RN		\$277	\$726	\$449
20 H	Each Standby Gas Turbine used for Emergency Power Generation	T+RN	T+RN		\$33	\$100	\$67
	Schedule 21: Waste Disposal and Reclamation Units						
21 A	Each Paper or Wood Shredder or Hammermill Grinder	T+RN	T+RN		\$205	\$237	\$32
	Schedule 22: Feed and Grain Mills and Kelp Processing Plants						
22 A	Each Receiving System (includes Silos)	T+RN	T+RN		\$481	\$427	(\$54)
22 B	Each Grinder, Cracker, or Roll Mill	T+RN	T+RN		\$85	\$69	(\$16)
22 C	Each Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill	T+RN	T+RN		\$47	\$46	(\$1)
22 D	Each Mixer System	T+RN	T+RN		\$85	\$74	(\$11)
22 E	Each Truck or Rail Loading System	T+RN	T+RN		\$85	\$94	\$9
22 F	CP Kelco: Shaker, Screen, Pelletizer, Cleaner, Hammermill (203A)	T+RN	T+RN		\$479	\$671	\$192
22 G	ISP Alginates: Shaker, Screen, Pelletizer, Hammermill (7006A)* - New FY 04/05	T+RN	T+RN			\$100	\$100
	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		\$158	\$177	\$19
23 B	Each Storage Silo System	\$992	\$1,089	\$97	\$107	\$118	\$11
23 C	Each Loadout Station System	T+RN	T+RN		\$55	\$34	(\$21)
23 D	Each Belt Transfer Station	T+RN	T+RN		\$10	\$24	\$14

Fee Sched.	Description	Application Fee			Renewal Fee		
		Old	New	Inc (Dec)	Old	New	Inc (Dec)
23 E	North American Terminal (258A)	T+RN	T+RN		\$676	\$593	(\$83)
	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		\$139	\$171	\$32
24 C	Each Dry Chemical Mixer with capacity over one-half cubic yard	T+RN	T+RN		\$193	\$142	(\$51)
	Schedule 25: Volatile Organic Compound Terminals, Bulk Plants and Intermediate Refueler Facilities						
	Bulk Plants and Bulk Terminals equipped with or proposed to be equipped with a vapor processor						
25 A	Per Tank	T+RN	T+RN		\$534	\$752	\$218
25 B	Tank Rim Seal Replacement	T+RN	T+RN		n/a	n/a	
25 C	Per Truck Loading Head	T+RN	T+RN		\$91	\$145	\$54
25 D	Per Vapor Processor	T+RN	T+RN		\$1,308	\$1,290	(\$18)
	Bulk Plants not equipped with or not proposed to be equipped with a vapor processor						
25 E	Per Tank	T+RN	T+RN		\$35	\$52	\$17
25 F	Per Truck Loading Head	T+RN	T+RN		\$26	\$41	\$15
	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		\$60	\$90	\$30
	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	\$1,637	\$1,791	\$154	\$52	\$51	(\$1)
26 C	Facilities where only Phase I controls are required (includes tank replacement)	\$840	\$914	\$74	\$104	\$106	\$2
26 E	Non-retail facilities with 260-550 gallon tanks and no other non-bulk gasoline dispensing permits	\$457	\$490	\$33	\$78	\$78	\$0
26 F	Phase II Bootless or Mini-Booted Nozzle Vacuum Assist System facility	\$2,064	\$2,255	\$191	\$99	\$98	(\$1)
	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 \leq 10 tons/year of VOC from Marine Coating Operations	\$2,058	\$2,267	\$209	\$306	\$345	\$39
27 B	First Permit to Operate for Marine Coating application at facilities emitting $>$ 10 tons/year of VOC from Marine Coating Operations	\$2,921	\$2,921	\$0	\$926	\$1,007	\$81
27 C	Each additional Permit Unit for Marine Coating application at existing permitted facilities	T+RN	T+RN		\$186	\$236	\$50
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 \leq 5 tons/year of VOC from equipment in this fee schedule	\$1,254	\$1,357	\$103	\$251	\$258	\$7
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		\$384	\$312	(\$72)
27 F	Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting \leq 10 tons/year of VOC from fiberglass, plastic or foam products operations	\$1,870	\$2,034	\$164	\$274	\$285	\$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	\$2,309	\$2,479	\$170	\$211	\$177	(\$34)
27 I	Each Surface Coating Application Station requiring Control Equipment	T+RN	T+RN		\$1,643	\$1,674	\$31
27 J	Each Surface Coating Application Station subject to Rule 67.3 or 67.9 w/o Control Equipment at facilities emitting \leq 5 tons/year of VOC from equipment in this fee schedule	\$2,019	\$2,211	\$192	\$290	\$317	\$27
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		\$222	\$195	(\$27)

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	\$1,391	\$1,518	\$127	\$377	\$407	\$30
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	\$1,417	\$1,591	\$174	\$192	\$248	\$56
27 N	Each Press or Operation at a Printing or Graphic Arts facility subject to Rule 67.16	\$950	\$1,068	\$118	\$123	\$163	\$40
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	\$1,195	\$1,266	\$71	\$249	\$231	(\$18)
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	\$1,141	\$1,239	\$98	\$266	\$282	\$16
27 R	Each facility applying < 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1,811	\$1,997	\$186	\$424	\$476	\$52
27 S	Each facility applying > 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1,481	\$1,646	\$165	\$373	\$431	\$58
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	\$880	\$934	\$54	\$187	\$176	(\$11)
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	\$1,198	\$1,326	\$128	\$198	\$230	\$32
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	\$1,435	\$1,570	\$135	\$288	\$311	\$23
27 W	Each Adhesive Materials Application Station w/o control equipment where adhesive materials usage is < 55 gallons/year	\$1,068	\$1,182	\$114	\$198	\$230	\$32
27 X	US Navy Shipyard Pt. Loma (2643D)	T+RN	T+RN		\$600	\$728	\$128
27 Y	Walker Wood (865B)* - New FY 04/05	T+RN	T+RN			\$2,030	\$2,030
27 Z	NASSCO (253A)	T+RN	T+RN		\$1,512	\$1,590	\$78
	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		\$206	\$218	\$12
28 B	Each Cold Solvent Degreaser with liquid surface area > 5 square feet	\$963	\$1,074	\$111	\$45	\$66	\$21
28 C	Each Corrosion Control Cart	T+RN	T+RN		\$290	\$272	(\$18)
28 D	Each Paint Stripping Tank	\$1,397	\$1,542	\$145	\$170	\$195	\$25
28 F	Remote Reservoir Cleaners	\$341	\$384	\$43	\$58	\$74	\$16
28 H	Vapor Degreaser with an Air-Vapor Interfacial area ≤ 5 square feet	\$489	\$546	\$57	\$98	\$118	\$20
28 I	Cold Solvent Degreaser with a liquid surface area ≤ 5 square feet	\$388	\$423	\$35	\$65	\$70	\$5
28 J	Metal Inspection Tanks	\$781	\$870	\$89	\$70	\$92	\$22
28 K	Contract Service Remote Reservoir Cleaners with > 100 units	T+RN	T+RN		\$10	\$23	\$13
28 L	Contract Service Cold Degreasers with a liquid surface area of ≤ 5 square feet	T+RN	T+RN		\$12	\$9	(\$3)
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	\$1,877	\$2,053	\$176	\$134	\$144	\$10
	Schedule 30: Solvent and Extract Dryers						
30 A	Kelp and Biogum Products Solvent Dryer	T+RN	T+RN		\$1,505	\$1,186	(\$319)
	Schedule 31: Dry Cleaning Facilities						
31 A	Each Facility using Halogenated Hydrocarbon Solvents required to install Control Equipment	\$1,205	\$1,328	\$123	\$370	\$414	\$44
31 B	Each Facility using Petroleum Based Solvents	T+RN	T+RN		\$271	\$314	\$43
31 C	Each Facility using Solvents not required to install Control Equipment	T+RN	T+RN		\$107	\$175	\$68
	Schedule 32: Acid Chemical Milling, Copper Etching and Hot Dip Galvanizing						
32 A	Each Copper Etching Tank	T+RN	T+RN		\$309	\$296	(\$13)
32 B	Each Acid Chemical Milling Tank	T+RN	T+RN		\$160	\$175	\$15

Fee Sched.	Description	Application Fee			Renewal Fee		
		Old	New	Inc (Dec)	Old	New	Inc (Dec)
32 C	Each Hot Dip Galvanizing Tank	T+RN	T+RN		\$85	\$142	\$57
32 D	Rohr (301A)	T+RN	T+RN		\$1,687	\$1,549	(\$138)
	Schedule 33: Can and Coil Manufacturing and Coating Operations						
33 A	Each Process Line	T+RN	T+RN		\$238	\$173	(\$65)
	Schedule 34: Piston Type Internal Combustion Engines						
34 A	Each Cogeneration Engine with in-stack Emission Controls	T+RN	T+RN		\$276	\$287	\$11
34 B	Each Cogeneration Engine with Engine Design Emission Controls	T+RN	T+RN		\$324	\$408	\$84
34 C	Each Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1,607	\$1,754	\$147	\$100	\$102	\$2
34 D	Each Engine for Non-Emergency and Non-Cogeneration Operation	\$1,510	\$1,674	\$164	\$237	\$279	\$42
34 E	Each Grouping of Engines for Dredging or Crane Operation with total engine horsepower > 200 HP	T+RN	T+RN		\$133	\$172	\$39
34 F	Each Diesel Pile-Driving Hammer	T+RN	T+RN		\$105	\$105	\$0
34 G	Each Engine for Non-Emergency and Non-Cogeneration Operation < 200 horsepower	\$1,483	\$1,655	\$172	\$83	\$121	\$38
34 H	Each California Certified Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1,353	\$1,469	\$116	\$97	\$92	(\$5)
34 I	Each Internal Combustion Engine Test Cell and Test Stand	T+RN	T+RN		\$220	\$248	\$28
34 J	SDG&E (96062A)	T+RN	T+RN		\$2,896	\$1,959	(\$937)
34 W	Each Specified Eligible Engine, Registered Under Rule 12	\$313	\$353	\$40	\$62	\$78	\$16
34 X	Each Specified Eligible Portable Engine, Registered Under Rule 12.1	\$352	\$384	\$32	\$101	\$109	\$8
34 Z	Each Specified Eligible Engine, Registered Under Rule 12, Conversion from Valid Permit	\$239	\$262	\$23	n/a	n/a	
	Schedule 35: Bulk Flour, Powdered Sugar and Dry Chemical Storage Systems						
35 A	Each System	T+RN	T+RN		\$144	\$175	\$31
	Schedule 36: Grinding Booths and Rooms						
36 A	Each Booth or Room	\$1,637	\$1,803	\$166	\$115	\$135	\$20
	Schedule 37: Plasma Electric and Ceramic Deposition Spray Booths						
37 A	Each Application Station	T+RN	T+RN		\$246	\$260	\$14
37 B	GKN Aerospace Chemtronics (72A)	T+RN	T+RN		\$619	\$528	(\$91)
37 C	Flame Spray (507A)	T+RN	T+RN		\$325	\$596	\$271
	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		\$222	\$219	(\$3)
38 B	Each Can Filling Line	T+RN	T+RN		\$187	\$217	\$30
38 C	Each Process Line for Solder Paste or Dielectric Paste Manufacturing	T+RN	T+RN		\$103	\$141	\$38
38 D	Each Paint, Adhesive, Stain or Ink Manufacturing facility producing <10,000 gallons per year	T+RN	T+RN		\$153	\$316	\$163
38 E	Frazee Paint - (935A)	T+RN	T+RN		\$229	\$281	\$52
38 F	Ferro Electronic Material Systems (8407A)* - New FY 04/05	T+RN	T+RN			\$628	\$628
	Schedule 39: Precious Metals Refining						
39 A	Each Process Line	T+RN	T+RN		\$138	\$115	(\$23)
	Schedule 40: Asphalt Pavement Heaters/Recyclers						
40 A	Each Processor	\$1,260	\$1,349	\$89	\$85	\$63	(\$22)
40 X	Each Portable Unheated Pavement Crushing and Recycling System, Registration Under Rule 12.1	\$427	\$456	\$29	\$89	\$85	(\$4)
	Schedule 41: Perlite Processing						
41 A	Each Process Line	T+RN	T+RN		\$562	\$394	(\$168)
41 B	Aztec Perlite (2700A)	T+RN	T+RN		\$1,753	\$1,277	(\$476)
	Schedule 42: Electronic Component Manufacturing						
42 A	Each Process Line	T+RN	T+RN		\$318	\$286	(\$32)
42 B	Each Screen Printing Operation	T+RN	T+RN		\$193	\$307	\$114
42 C	Each Coating/Maskant Application Operation, excluding Conformal Operation	T+RN	T+RN		\$502	\$540	\$38
42 D	Each Conformal Coating Operation	T+RN	T+RN		\$155	\$136	(\$19)
42 F	Applied Micro Circuits - (6129A(Each operation)) - RESERVE	T+RN	RESERVE		\$861	RESERVE	
42 G	Hercos: Screen Printing Operation (89211A) - RESERVE	T+RN	RESERVE		\$525	RESERVE	
	Schedule 43: Ceramic Slip Casting						
43 A	Each Process Line	T+RN	T+RN		\$267	\$239	(\$28)

Fee Sched.	Description	Application Fee			Renewal Fee		
		Old	New	Inc (Dec)	Old	New	Inc (Dec)
	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		\$238	\$225	(\$13)
44 B	Solvent Recovery Stills with a rated capacity equal to or greater than 7.5 gallons	\$1,334	\$1,488	\$154	\$54	\$85	\$31
	Schedule 45: Rubber Mixers						
45 A	Each Rubber Mixer	T+RN	T+RN		\$82	\$123	\$41
	Schedule 46: Filtration Membrane Manufacturing						
46 A	Each Process Line	T+RN	T+RN		\$609	\$575	(\$34)
46 B	Osmonics/Desalination Systems (5940B) - RESERVE	T+RN	RESERVE		\$1,008	RESERVE	
46 C	Osmonics/Desalination Systems (85133A)	T+RN	T+RN		\$1,423	\$2,134	\$711
46 E	Hydranautics (6236A)	T+RN	T+RN		\$958	\$1,144	\$186
	Schedule 47: Organic Gas Sterilizers						
47 A	Each Organic Gas Sterilizer requiring control	T+RN	T+RN		\$568	\$693	\$125
47 B	Each Stand Alone Organic Gas Aerator requiring control	T+RN	T+RN		T+RN	T+M	
47 C	Each Organic Gas Sterilizer not requiring control	T+RN	T+RN		\$172	\$180	\$8
	Schedule 48: Municipal Waste Storage and Processing						
48 A	Each Waste Disposal Site not equipped with Emission Collection & Control System	T+RN	T+RN		\$2,036	\$1,797	(\$239)
48 B	Each Temporary Storage and/or Transfer Station	T+RN	T+RN		T+RN	T+M	
48 C	Each Waste Disposal Site/Landfill equipped with Emission Collection & Control System(s)	T+RN	T+RN		\$936	\$968	\$32
	Schedule 49: Non-Operational Status Equipment						
49 A	Non-Operational Status Equipment	\$90	\$90	\$0	\$20	\$32	\$12
49 B	Activating Non-Operational Status Equipment	\$130	\$143	\$13	n/a	n/a	
	Schedule 50: Coffee Roasters						
50 A	Each Coffee Roaster	\$1,971	\$2,102	\$131	\$265	\$229	(\$36)
	Schedule 51: Industrial Waste Water Treatment						
51 A	Each On-site Processing Line	\$1,697	\$1,848	\$151	\$181	\$184	\$3
51 B	Each Offsite Processing Line	T+RN	T+RN		T+RN	T+M	
	Schedule 52: Air Stripping & Soil Remediation Equipment						
52 A	Air Stripping Equipment	T+RN	T+RN		\$163	\$180	\$17
52 B	Soil Remediation Equipment - On-site (In situ Only)	\$3,130	\$3,373	\$243	\$242	\$210	(\$32)
52 C	Soil Remediation Equipment - Offsite & On-site (ex situ)	T+RN	T+RN		\$526	\$441	(\$85)
52 D	Contaminated Soil Excavation	T+RN	T+RN		T+RN	T+M	
52 E	Chevron USA (90352A) - RESERVE	T+RN	RESERVE		\$391	RESERVE	
	Schedule 53: Lens Casting Equipment						
53 A	Each Lens Casting Line	T+RN	T+RN		\$341	\$239	(\$102)
53 B	Each Lens Coating Line	T+RN	T+RN		\$24	\$24	\$0
	Schedule 54: Pharmaceutical Manufacturing						
54 A	Each Pharmaceutical Manufacturing Process Line	T+RN	T+RN		\$261	\$301	\$40
54 C	J & D Laboratories (97022A)	T+RN	T+RN		\$1,341	\$1,375	\$34
	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		\$982	\$1,550	\$568
55 B	Each Decorative Plating Tank without Add-on Emission Controls	T+RN	T+RN		\$921	\$1,094	\$173
55 C	Each Hard Chrome Plating or Anodizing Tank without Add-on Emission Controls	T+RN	T+RN		\$1,543	\$2,117	\$574
	Schedule 56: Sewage Treatment Facilities						
56 A	Each Sewage Treatment Facility	T+RN	T+RN		\$2,526	\$2,151	(\$375)
56 B	Each Wastewater Odor Treatment System that is not part of a Permitted Sewage Treatment Facility	T+RN	T+RN		T+RN	\$840	\$840
	Schedule 58: Bakeries						
58 A	Bakery Ovens at Facilities with Emission Controls Pursuant to Rule 67.24	T+RN	T+RN		T+RN	T+M	
58 B	Bakery Ovens at Other Facilities	T+RN	T+RN		\$167	\$290	\$123
	Schedule 59: Asbestos Control Equipment						
59 B	Portable Asbestos Bead Blast Machine	\$1,203	\$1,088	(\$115)	\$263	\$148	(\$115)
59 C	Portable Asbestos Mastic Removal Application Station	\$1,423	\$1,420	(\$3)	\$263	\$148	(\$115)

Fee Sched.	Description	Application Fee			Renewal Fee		
		Old	New	Inc (Dec)	Old	New	Inc (Dec)
	Schedule 92: Source Testing Performed by the District						
92 A	Each Particulate Matter Source Test	\$3,709	\$4,084	\$375			
92 B	Annual Fee for each 5-year Cycle for Incinerator Particulate Matter Source Test with Waste Burning Capacity of <100 lbs Per Hour	\$916	\$1,009	\$93			
92 C	Each Oxides of Sulfur Source Test	T+M	T+M				
92 D	Annual Fee for each Biennial Cycle Test (NOx & CO)	\$660	\$798	\$138			
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	\$1,319	\$1,596	\$277			
92 G	Each Oxides of Nitrogen Source Test	\$953	\$1,226	\$273			
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	\$636	\$700	\$64			
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)	\$742	\$817	\$75			
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	\$1,568	\$1,392	(\$176)			

* pursuant to subsection (c)(4)

**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 Slater-Price, 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, 2004)

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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 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% 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
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 (NOx), 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
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. 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.

(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.

(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
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 \$34 per stationary source.

(ii) Permit Processing Fee: A permit processing fee of \$23 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 Operation Plan

For each asbestos demolition or renovation 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. 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	
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)	
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 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)	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 \$90 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 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 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 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 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 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 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
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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	\$71
(b) Each Pot 100 pounds capacity or larger loaded Pneumatically or from Storage Hoppers	\$895	\$61
(c) Each Bulk Abrasive Blasting Material Storage System	\$1259	\$94
(d) Each Spent Abrasive Handling System	\$1076	\$64
(x) Each Portable Abrasive Blasting Unit, Registered Under Rule 12.1	\$405	\$143

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	\$126
(b) Each Cabinet, Room, or Booth with an Abrasive Transfer or Recycle System	\$1784	\$101

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	\$60
(b) Each Kettle or Tanker with capacity greater than 85 gallons and requiring emission control equipment	T+RN	\$203
(w) Each Kettle or Tanker, Registered Under Rule 12	\$265	\$52

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

SCHEDULE 5: Rock Drills

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

**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	\$150
(x) Each Portable Sand and Gravel Screen Set, Registered Under Rule 12.1	\$350	\$126

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
(b) Each Screening System (involves all screens serving a given primary or secondary crusher system)	T+RN	\$53
(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
(d) RESERVED		
(x) Each Portable Rock Crushing System, Registered Under Rule 12.1	\$541	\$143

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
(b) Each Mixer over one cubic yard capacity	T+RN	\$156
(c) Each Cement or Fly Ash Silo System not part of another system requiring a Permit	T+RN	\$138
(x) Each Portable Concrete Batch Plant, Registered Under Rule 12.1	\$366	\$157
(d) Expo Builders Supply (ID #1084A)*	T+RN	\$420

*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

SCHEDULE 10: RESERVED

SCHEDULE 11: Tire Buffers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Buffer	T+RN	\$180
(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
(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	\$218
(b) Each 50 MM BTU/HR up to but not including 250 MM BTU/HR	T+RN	\$313
(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
(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	\$88
(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
(b) Waste burning capacity greater than 100 lbs/hr	T+RN	\$585
(c) Burning capacity up to and including 50 lbs/hr used exclusively for the incineration or cremation of animals	T+RN	\$190
(d) Emission Controls or Modification for ATCM	T+RN	N/A
(e) Zoological Society of San Diego (ID #8521A)*	T+RN	\$871

*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
(b) RESERVED		
(c) Each IC Engine Parts Refurbishing Unit	T+RN	\$153
(d) USN SIMA (ID #4845C)*	T+RN	\$430

*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	\$603
(d) Each Pot Furnace	\$2178	\$206
(e) Each Induction Furnace	T+RN	\$61
(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	\$98

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, Turboshaft, Turbojet or Turbofan Engine Test Cell or Stand	T+RN	\$186
(b) Each Aircraft Propulsion Test Cell or Stand at a facility where more than one such unit is located	T+RN	\$77
(c) Each Non-Aircraft Turbine Test Cell or Stand	T+RN	\$54
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	\$705
(e) Each Non-Aircraft Turbine Engine 50 MM BTU/HR up to but not including 250 MM BTU/HR input	T+RN	\$4530
(f) Each Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input	T+RN	\$2327
(g) Each Unit used solely for Peak Load Electric Generation	T+RN	\$726
(h) Each Standby Gas Turbine used for Emergency Power Generation	T+RN	\$100

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
(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
(b) Each Grinder, Cracker, or Roll Mill	T+RN	\$69
(c) Each Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill	T+RN	\$46
(d) Each Mixer System	T+RN	\$74
(e) Each Truck or Rail Loading System	T+RN	\$94
(f) CP Kelco: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #203A)*	T+RN	\$671
(g) ISP Alginates: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #7006A)*	T+RN	\$100

*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
(b) Each Storage Silo System	\$1089	\$118
(c) Each Loadout Station System	T+RN	\$34
(d) Each Belt Transfer Station	T+RN	\$24
(e) North American Terminal (ID #258A)*	T+RN	\$593

*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
(b) RESERVED		
(c) Each Dry Chemical Mixer with capacity over one-half cubic yard	T+RN	\$142

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
(b) Tank Rim Seal Replacement	T+RN	N/A
(c) Per Truck Loading Head	T+RN	\$145
(d) Per Vapor Processor	T+RN	\$1290
2. Bulk Plants not equipped with or not proposed to be equipped with a vapor processor:		
(e) Per Tank	T+RN	\$52
(f) Per Truck Loading Head	T+RN	\$41
(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 |
|------------------------------|------|------|
- 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 +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$51*
(b) RESERVED		
(c) Facilities where only Phase I controls are required (includes tank replacement)		
Fee Per Facility	\$914	\$106
(d) RESERVED		
(e) Non-retail facilities with 260-550 gallon tanks and no other non-bulk gasoline dispensing permits		
Fee Per Facility	\$490	\$78
(f) Phase II Bootless or Mini-Booted Nozzle Vacuum Assist System facility	\$2255 +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$98*

* 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	\$2267	\$345
(b) First Permit to Operate for Marine Coating application at facilities emitting > 10 tons/year of VOC from Marine Coating Operations	\$2921	\$1007
(c) Each additional Permit Unit for Marine Coating application at existing permitted facilities	T+RN	\$236
(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	\$176
(x) US Navy Shipyard Pt. Loma – (ID #2643D)*	T+RN	\$728
(z) NASSCO (ID #253A)*	T+RN	\$1590

*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	\$1357	\$258
(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	\$312
(f) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting ≤10 tons/year of VOC from fiberglass, plastic or foam products operations	\$2034	\$285
(g) Each Fiberglass, Plastic or Foam Product Process Line at facilities emitting > 10 tons/year of VOC from fiberglass, plastic or foam products operations	\$2479	\$177
(h) RESERVED		
(i) Each Surface Coating Application Station requiring Control Equipment	T+RN	\$1674
(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	\$2211	\$317
(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	\$195

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	\$407
(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	\$248
(n) Each Press or Operation at a Printing or Graphic Arts facility subject to Rule 67.16	\$1068	\$163
(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	\$231
(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	\$282
(y) Walker Wood (ID #865B)*	T+RN	\$2030

*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	\$476
(s) Each facility applying > 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1646	\$431

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	\$230
(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	\$311
(w) Each Adhesive Materials Application Station w/o control equipment where adhesive materials usage is < 55 gallons/year	\$1182	\$230

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
(b) Each Cold Solvent Degreaser with liquid surface area > 5 square feet	\$1074	\$66
(c) Each Corrosion Control Cart	T+RN	\$272
(d) Each Paint Stripping Tank	\$1542	\$195
(e) RESERVED		
(f) Remote Reservoir Cleaners	\$384	\$74
(g) RESERVED		
(h) Vapor Degreaser with an Air-Vapor Interfacial area ≤ 5 square feet	\$ 546	\$118
(i) Cold Solvent Degreaser with a liquid surface area ≤ 5 square feet	\$423	\$70
(j) Metal Inspection Tanks	\$870	\$92
(k) Contract Service Remote Reservoir Cleaners with > 100 units	T+RN	\$23
(l) Contract Service Cold Degreasers with a liquid surface area of ≤ 5 square feet	T+RN	\$9
(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	\$144

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

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	\$414
(b) Each Facility using Petroleum Based Solvents	T+RN	\$314
(c) Each Facility using Solvents not required to install Control Equipment	T+RN	\$175
(d) RESERVED		

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

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

*Pursuant to Subsection (c)(4)

SCHEDULE 33: Can and Coil Manufacturing and Coating Operations

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

SCHEDULE 34: Piston Type Internal Combustion Engines

Fee Unit	(1)	(2)
	Initial Evaluation Fee	Emission Unit Renewal Fee
(a) Each Cogeneration Engine with in-stack Emission Controls	T+RN	\$287
(b) Each Cogeneration Engine with Engine Design Emission Controls	T+RN	\$408
(c) Each Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1754	\$102
(d) Each Engine for Non-Emergency and Non-Cogeneration Operation	\$1674	\$279
(e) Each Grouping of Engines for Dredging or Crane Operation with total engine horsepower > 200 HP	T+RN	\$172
(f) Each Diesel Pile-Driving Hammer	T+RN	\$105
(g) Each Engine for Non-Emergency and Non-Cogeneration Operation < 200 horsepower	\$1655	\$121
(h) Each California Certified Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1469	\$92
(i) Each Internal Combustion Engine Test Cell and Test Stand	T+RN	\$248
(j) SDG&E (ID # 96062A)*	T+RN	\$1959
(w) Each Specified Eligible Engine, Registered Under Rule 12	\$353	\$78
(x) Each Specified Eligible Portable Engine, Registered Under Rule 12.1	\$384	\$109
(z) Each Specified Eligible Engine, Registered Under Rule 12, Conversion from Valid Permit	\$262	N/A

*Pursuant to Subsection (c)(4)

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

SCHEDULE 36: Grinding Booths and Rooms

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Booth or Room	\$1803	\$135

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
(b) GKN Aerospace Chemtronics (ID #72A)*	T+RN	\$528
(c) Flame Spray (ID #507A)*	T+RN	\$596

*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
(b) Each Can Filling Line	T+RN	\$217
(c) Each Process Line for Solder Paste or Dielectric Paste Manufacturing	T+RN	\$141
(d) Each Paint, Adhesive, Stain or Ink Manufacturing facility producing <10,000 gallons per year	T+RN	\$316
(e) Frazee Paint (ID #935A)*	T+RN	\$281
(f) Ferro Electronic Material Systems (ID #8407A)*	T+RN	\$628

*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

SCHEDULE 40: Asphalt Pavement Heaters/Recyclers

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

SCHEDULE 41: Perlite Processing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$394
(b) Aztec Perlite (ID #2700A)*	T+RN	\$1277

*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	\$286
(b) Each Screen Printing Operation	T+RN	\$307
(c) Each Coating/Maskant Application Operation, excluding Conformal Operation	T+RN	\$540
(d) Each Conformal Coating Operation	T+RN	\$136
(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

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
(b) Solvent Recovery Stills with a rated capacity equal to or greater than 7.5 gallons	\$1488	\$85

SCHEDULE 45: Rubber Mixers

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

SCHEDULE 46: Filtration Membrane Manufacturing

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

*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
(b) Each Stand Alone Organic Gas Aerator requiring control	T+RN	T+M
(c) Each Organic Gas Sterilizer not requiring control	T+RN	\$180
(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
(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
(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	\$32
(b) Activating Non-Operational Status Equipment	\$143	N/A

SCHEDULE 50: Coffee Roasters

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Coffee Roaster	\$2102	\$229

SCHEDULE 51: Industrial Waste Water Treatment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each On-site Processing Line	\$1848	\$184
(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
(b) Soil Remediation Equipment - On-site (In situ Only)	\$3373	\$210
(c) Soil Remediation Equipment - Offsite & On-site (ex situ)	T+RN	\$441
(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
(b) Each Lens Coating Line	T+RN	\$24

SCHEDULE 54: Pharmaceutical Manufacturing

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

*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
(b) Each Decorative Plating Tank without Add-on Emission Controls	T+RN	\$1094
(c) Each Hard Chrome Plating or Anodizing Tank without Add-on Emission Controls	T+RN	\$2117

SCHEDULE 56: Sewage Treatment Facilities

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

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	\$148
(c) Portable Asbestos Mastic Removal Application Station	\$1420	\$148

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.

Fee Unit	Fee
(a) Each Particulate Matter Source Test	\$4084
(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
(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)	\$798
(e) Each Ethylene Oxide Source Test	T+M
(f) Each Carbon Monoxide and Oxides of Nitrogen Source Test	\$1596
(g) Each Oxides of Nitrogen Source Test	\$1226
(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
(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
(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

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

Employee Classification (Fee Unit)	Hourly Rate
Air Pollution Control Aide (94u)	\$79
Air Quality Inspector I (94o)	\$90
Air Quality Inspector II (94e)	\$96
Air Quality Inspector III (94f)	\$115
Assistant Air Resources Specialist (94s)	\$111
Assistant Chemist (94i)	\$72
Assistant Engineer (94b)	\$127
Assistant Meteorologist (94g)	\$76
Associate Air Resources Specialist (94q)	\$118
Associate Chemist (94j)	\$79
Associate Engineer (94c)	\$135
Associate Meteorologist (94r)	\$79
Engineering Technician (94p)	\$112
Instrument Technician I (94l)	\$64
Instrument Technician II (94n)	\$68
Junior Engineer (94a)	\$110
Senior Chemist (94k)	\$94
Senior Engineer (94d)	\$168
Senior Meteorologist (94h)	\$95
Source Test Technician (94m)	\$64
Student Worker II (94v)	\$31
Student Worker III (94w)	\$37
Student Worker V (94x)	\$48
Supervising Instrument Technician (94t)	\$78

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, 2004.

APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL

BY *Dutton*
SENIOR DEPUTY

The foregoing Resolution was passed and adopted by the Air Pollution Control Board, County of San Diego, State of California, on this 23rd day of June, 2004, by the following vote:

AYES: Cox, Jacob, Slater-Price, Roberts, Horn

STATE OF CALIFORNIA)
County of San Diego)^{SS}

I hereby certify that the foregoing is a full, true and correct copy of the Original Resolution entered in the Minutes of the Board of Supervisors.

THOMAS J. PASTUSZKA
Clerk of the Air Pollution Control Board

By: Claire Tosh
Claire L. Tosh, Deputy

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



THOMAS J. PASTUSZKA
CLERK OF THE BOARD, SAN DIEGO COUNTY, CALIFORNIA

By Deputy: Claire Tosh Date: 07.08.04



No. 04-124

06-23-2004 (APCB 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 (date of adoption): Eff. July 1, 2004)*
~~*(Effective: August 13, 2003, unless otherwise specified—see Section (e) and Fee Schedules)*~~

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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 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% 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
Initial Evaluation Fee ¹	
Air Contaminant Emissions Fee ²	
Additional Engineering Evaluation Fees ³	
<u>Source Test Fee</u> 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 \$92101 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	\$10 <u>11</u> *
26(f)	VOC dispensing facility - Phase II bootless or mini-booted nozzle vacuum assist system	\$10 <u>11</u> *
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	\$460 <u>505</u>
27(k)	Metal parts and aerospace coating applications	\$460 <u>505</u>
27(m)	Wood product coating applications	\$460 <u>505</u>
27(s)	Automotive painting operations	\$138 <u>152</u>
27(v)	Adhesive application operations	\$460 <u>505</u>
Various	All other stationary sources	\$92 <u>101</u>

* 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
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. 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)(ii): An application for a permit change which proposes an emission unit description change to reflect an eligible replacement emission unit replaced pursuant to Rule 11(d)(5)(ii), shall pay a fee of \$90 337. ~~if only the make or model of the emission unit is changed, or a fee of \$308 for all other eligible replacements.~~

(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.

(e) **ANNUAL OPERATING FEES**

Effective: July 1, 2003

(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
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 \$34 per stationary source.

(ii) Permit Processing Fee: A permit processing fee of \$23 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 \$92~~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	\$10 <u>11</u> *
26(f)	VOC dispensing facility - Phase II bootless or mini-booted nozzle vacuum assist system	\$10 <u>11</u> *
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	\$460 <u>505</u>
27(k)	Metal parts and aerospace coating applications	\$460 <u>505</u>
27(m)	Wood product coating applications	\$460 <u>505</u>
27(s)	Automotive painting operations	\$138 <u>152</u>
27(v)	Adhesive application operations	\$460 <u>505</u>
Various	All other stationary sources	\$92 <u>101</u>

* 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 ~~an annual~~ 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 Operation Plan

For each asbestos demolition or renovation 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. 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.

TYPE OF OPERATION

Fee

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.	\$234 <u>242</u>
501 to 2,000 sq. or ln. ft.	\$312 <u>323</u>
2,001 to 5,000 sq. or ln. ft.	\$468 <u>484</u>
5,001 to 10,000 sq. or ln. ft.	\$780 <u>807</u>
>10,000 sq. or ln. ft.	\$936 <u>968</u>

Planned Renovation Operations	
Plan Fee (add to appropriate operation fee listed above)	\$225 <u>233</u>
Emergency Renovation Operations (add to appropriate renovation operation fee listed above)	\$327 <u>338</u>
Multiple Building Projects at the Same Facility (>100,000 sq. or ln. ft)	
Plan Fee (add to the operation fee and unit fee listed below.)	\$225 <u>233</u>
Operation Fee	\$1000 <u>1034</u>
Per Unit Fee	\$45 <u>47</u>
Demolition Operation	
Regulated Asbestos Containing Material (RACM) sites or Non-RACM sites or sites with no asbestos present	\$309 <u>320</u>
Emergency Demolition Operations (add to demolition fee listed above)	\$327 <u>338</u>
Revised 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%.)	\$45 <u>47</u>

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 fees specified below to recover~~ 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.

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

(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 \$90 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 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 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 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 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 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 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
Hydro Squeegees.....	Schedule 29
Industrial Coating Applications	Schedule 27
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
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
Graphic Arts Operations.....	Schedule 27
Industrial Coating Applications.....	Schedule 27
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FEE SCHEDULES

Effective: ~~Column 1 fees, T+RN and T+M fees—August 13, 2003;~~
~~Column 2 fees and fixed source test fees—July 1, 2003~~

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	\$441 <u>497</u>	\$53 <u>71</u>
(b) Each Pot 100 pounds capacity or larger loaded Pneumatically or from Storage Hoppers	\$815 <u>895</u>	\$54 <u>61</u>
(c) Each Bulk Abrasive Blasting Material Storage System	\$1116 <u>1259</u>	\$55 <u>94</u>
(d) Each Spent Abrasive Handling System	\$ 988 <u>1076</u>	\$64
(x) Each Portable Abrasive Blasting Unit, Registered Under Rule 12.1	\$385 <u>405</u>	\$146 <u>143</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	\$1812 <u>2004</u>	\$96 <u>126</u>
(b) Each Cabinet, Room, or Booth with an Abrasive Transfer or Recycle System	\$1635 <u>1784</u>	\$98 <u>101</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	\$704 <u>775</u>	\$53 <u>60</u>
(b) Each Kettle or Tanker with capacity greater than 85 gallons and requiring emission control equipment	T+RN	\$226 <u>203</u>
(w) Each Kettle or Tanker, Registered Under Rule 12	\$240 <u>265</u>	\$45 <u>52</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	\$ 1120 <u>1672</u>

SCHEDULE 5: Rock Drills

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Drill with water controls	\$ 836 <u>904</u>	\$ 64 <u>56</u>
(b) Each Drill with controls other than water	T+RN	\$ 43 <u>40</u>
(w) Each Drill, Registered Under Rule 12	\$ 285 <u>332</u>	\$ 20 <u>42</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	\$ 1535 <u>1699</u>	\$ 123 <u>150</u>
(x) Each Portable Sand and Gravel Screen Set, Registered Under Rule 12.1	\$ 307 <u>350</u>	\$ 104 <u>126</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	\$ 231 <u>259</u>
(b) Each Screening System (involves all screens serving a given primary or secondary crusher system)	T+RN	\$ 27 <u>53</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	\$ 32 <u>30</u>
(d) RESERVED		
(x) Each Portable Rock Crushing System, Registered Under Rule 12.1	\$ 537 <u>541</u>	\$ 174 <u>143</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
(b) Each Mixer over one cubic yard capacity	T+RN	\$80 <u>156</u>
(c) Each Cement or Fly Ash Silo System not part of another system requiring a Permit	T+RN	\$111 <u>138</u>
(x) Each Portable Concrete Batch Plant, Registered Under Rule 12.1	\$352 <u>366</u>	\$161 <u>157</u>
(d) <u>Expo Builders Supply (ID #1084A)*</u>	<u>T+RN</u>	<u>\$420</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	\$209 <u>174</u>

SCHEDULE 10: RESERVED

SCHEDULE 11: Tire Buffers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Buffer	T+RN	\$161 <u>180</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	\$166 <u>170</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	\$1709 1880	\$193 218
(b) Each 50 MM BTU/HR up to but not including 250 MM BTU/HR	T+RN	\$333 313
(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	\$3718 2341
(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	\$1495 1665	\$55 88
(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	\$269 308
(b) Waste burning capacity greater than 100 lbs/hr	T+RN	\$399 585
(c) Burning capacity up to and including 50 lbs/hr used exclusively for the incineration or cremation of animals	T+RN	\$279 190
(d) Emission Controls or Modification for ATCM	T+RN	N/A
(e) Zoological Society of San Diego (ID #8521A)*	T+RN	\$871

*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	\$105 128
(b) RESERVED		
(c) Each IC Engine Parts Refurbishing Unit	T+RN	\$122 153
(d) USN SIMA (ID #4845C)*	T+RN	\$364 430

*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	\$489 <u>603</u>
(d) Each Pot Furnace	\$1965 <u>2178</u>	\$164 <u>206</u>
(e) Each Induction Furnace	T+RN	\$107 <u>61</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	\$100 <u>98</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, Turboshaft, Turbojet or Turbofan Engine Test Cell or Stand	T+RN	\$205 <u>186</u>
(b) Each Aircraft Propulsion Test Cell or Stand at a facility where more than one such unit is located	T+RN	\$133 <u>77</u>
(c) Each Non-Aircraft Turbine Test Cell or Stand	T+RN	\$44 <u>54</u>
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	\$445 <u>705</u>
(e) Each Non-Aircraft Turbine Engine 50 MM BTU/HR up to but not including 250 MM BTU/HR input	T+RN	\$3555 <u>4530</u>
(f) Each Non-Aircraft Turbine Engine 250 MM BTU/HR or greater input	T+RN	\$2059 <u>2327</u>
(g) Each Unit used solely for Peak Load Electric Generation	T+RN	\$277 <u>726</u>
(h) Each Standby Gas Turbine used for Emergency Power Generation	T+RN	\$33 <u>100</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	\$205 <u>237</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	\$481 <u>427</u>
(b) Each Grinder, Cracker, or Roll Mill	T+RN	\$85 <u>69</u>
(c) Each Shaker Stack, Screen Set, Pelletizer System, Grain Cleaner, or Hammermill	T+RN	\$47 <u>46</u>
(d) Each Mixer System	T+RN	\$85 <u>74</u>
(e) Each Truck or Rail Loading System	T+RN	\$85 <u>94</u>
(f) CP Kelco: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #203A)*	T+RN	\$479 <u>671</u>
(g) <u>ISP Alginates: Shaker, Screen, Pelletizer, Cleaner, Hammermill (ID #7006A)*</u>	T+RN	\$100

*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	\$158 <u>177</u>
(b) Each Storage Silo System	\$992 <u>1089</u>	\$107 <u>118</u>
(c) Each Loadout Station System	T+RN	\$55 <u>34</u>
(d) Each Belt Transfer Station	T+RN	\$10 <u>24</u>
(e) North American Terminal (ID #258A)*	T+RN	\$676 <u>593</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	\$139 <u>171</u>
(b) RESERVED		
(c) Each Dry Chemical Mixer with capacity over one-half cubic yard	T+RN	\$193 <u>142</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	\$534 <u>752</u>
(b) Tank Rim Seal Replacement	T+RN	N/A
(c) Per Truck Loading Head	T+RN	\$91 <u>145</u>
(d) Per Vapor Processor	T+RN	\$1308 <u>1290</u>
2. Bulk Plants not equipped with or not proposed to be equipped with a vapor processor:		
(e) Per Tank	T+RN	\$35 <u>52</u>
(f) Per Truck Loading Head	T+RN	\$26 <u>41</u>
(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 | \$60 <u>90</u> |
|------------------------------|------|----------------|
- 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	\$1637 <u>1791</u> +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$52 <u>51*</u>
(b) RESERVED		
(c) Facilities where only Phase I controls are required (includes tank replacement)		
Fee Per Facility	\$840 <u>914</u>	\$104 <u>106</u>
(d) RESERVED		
(e) Non-retail facilities with 260-550 gallon tanks and no other non-bulk gasoline dispensing permits		
Fee Per Facility	\$457 <u>490</u>	\$78
(f) Phase II Bootless or Mini-Booted Nozzle Vacuum Assist System facility	\$2064 <u>2255</u> +RN	
Renewal Fee: Fee x nozzles x product grades per nozzle		\$99 <u>98*</u>

* 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	\$2058 <u>2267</u>	\$306 <u>345</u>
(b) First Permit to Operate for Marine Coating application at facilities emitting > 10 tons/year of VOC from Marine Coating Operations	\$2921	\$926 <u>1007</u>
(c) Each additional Permit Unit for Marine Coating application at existing permitted facilities	T+RN	\$186 <u>236</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	\$880 <u>934</u>	\$187 <u>176</u>
(x) US Navy Shipyard Pt. Loma – (ID #2643D)*	T+RN	\$600 <u>728</u>
(z) NASSCO (ID #253A)*	T+RN	\$1512 <u>1590</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	\$1254 <u>1357</u>	\$251 <u>258</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	\$384 <u>312</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	\$1870 <u>2034</u>	\$274 <u>285</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	\$2309 <u>2479</u>	\$211 <u>177</u>
(h) RESERVED		
(i) Each Surface Coating Application Station requiring Control Equipment	T+RN	\$1643 <u>1674</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	\$2019 <u>2211</u>	\$290 <u>317</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	\$222 <u>195</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	\$1391 <u>1518</u>	\$377 <u>407</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	\$1417 <u>1591</u>	\$192 <u>248</u>
(n) Each Press or Operation at a Printing or Graphic Arts facility subject to Rule 67.16	\$950 <u>1068</u>	\$123 <u>163</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	\$1195 <u>1266</u>	\$249 <u>231</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	\$1141 <u>1239</u>	\$266 <u>282</u>
(y) RESERVED Walker Wood (ID #865B)*	<u>T+RN</u>	<u>\$2030</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)	\$1811 <u>1997</u>	\$424 <u>476</u>
(s) Each facility applying > 5 gallons/day of Coating Materials subject to Rule 67.20 (as applied or sprayed)	\$1481 <u>1646</u>	\$373 <u>431</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	\$1198 <u>1326</u>	\$198 <u>230</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	\$1435 <u>1570</u>	\$288 <u>311</u>
(w) Each Adhesive Materials Application Station w/o control equipment where adhesive materials usage is < 55 gallons/year	\$1068 <u>1182</u>	\$198 <u>230</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	\$206 <u>218</u>
(b) Each Cold Solvent Degreaser with liquid surface area > 5 square feet	\$963 <u>1074</u>	\$45 <u>66</u>
(c) Each Corrosion Control Cart	T+RN	\$290 <u>272</u>
(d) Each Paint Stripping Tank	\$1397 <u>1542</u>	\$170 <u>195</u>
(e) RESERVED		
(f) Remote Reservoir Cleaners	\$341 <u>384</u>	\$58 <u>74</u>
(g) RESERVED		
(h) Vapor Degreaser with an Air-Vapor Interfacial area ≤ 5 square feet	\$489 <u>546</u>	\$98 <u>118</u>
(i) Cold Solvent Degreaser with a liquid surface area ≤ 5 square feet	\$388 <u>423</u>	\$65 <u>70</u>
(j) Metal Inspection Tanks	\$781 <u>870</u>	\$70 <u>92</u>
(k) Contract Service Remote Reservoir Cleaners with > 100 units	T+RN	\$10 <u>23</u>
(l) Contract Service Cold Degreasers with a liquid surface area of ≤ 5 square feet	T+RN	\$12 <u>9</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	\$1877 <u>2053</u>	\$134 <u>144</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	\$1505 <u>1186</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	\$1205 <u>1328</u>	\$370 <u>414</u>
(b) Each Facility using Petroleum Based Solvents	T+RN	\$271 <u>314</u>
(c) Each Facility using Solvents not required to install Control Equipment	T+RN	\$107 <u>175</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	\$309 <u>296</u>
(b) Each Acid Chemical Milling Tank	T+RN	\$160 <u>175</u>
(c) Each Hot Dip Galvanizing Tank	T+RN	\$85 <u>142</u>
(d) Rohr (ID #301A)*	T+RN	\$1687 <u>1549</u>

*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	\$238 <u>173</u>

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	\$276 <u>287</u>
(b) Each Cogeneration Engine with Engine Design Emission Controls	T+RN	\$324 <u>408</u>
(c) Each Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1607 <u>1754</u>	\$100 <u>102</u>
(d) Each Engine for Non-Emergency and Non-Cogeneration Operation	\$1510 <u>1674</u>	\$237 <u>279</u>
(e) Each Grouping of Engines for Dredging or Crane Operation with total engine horsepower > 200 HP	T+RN	\$133 <u>172</u>
(f) Each Diesel Pile-Driving Hammer	T+RN	\$105
(g) Each Engine for Non-Emergency and Non-Cogeneration Operation < 200 horsepower	\$1483 <u>1655</u>	\$83 <u>121</u>
(h) Each California Certified Emergency Standby Engine (for electrical or fuel interruptions beyond control of Permittee)	\$1353 <u>1469</u>	\$97 <u>92</u>
(i) Each Internal Combustion Engine Test Cell and Test Stand	T+RN	\$220 <u>248</u>
(j) SDG&E (ID # 96062A)*	T+RN	\$2896 <u>1959</u>
(w) Each Specified Eligible Engine, Registered Under Rule 12	\$313 <u>353</u>	\$62 <u>78</u>
(x) Each Specified Eligible Portable Engine, Registered Under Rule 12.1	\$352 <u>384</u>	\$101 <u>109</u>
(z) Each Specified Eligible Engine, Registered Under Rule 12, Conversion from Valid Permit	\$239 <u>262</u>	N/A

*Pursuant to Subsection (c)(4)

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	\$144 <u>175</u>

SCHEDULE 36: Grinding Booths and Rooms

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Booth or Room	\$1637 <u>1803</u>	\$115 <u>135</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	\$246 <u>260</u>
(b) GKN Aerospace Chemtronics (ID #72A)*	T+RN	\$619 <u>528</u>
(c) Flame Spray (ID #507A)*	T+RN	\$325 <u>596</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	\$222 <u>219</u>
(b) Each Can Filling Line	T+RN	\$187 <u>217</u>
(c) Each Process Line for Solder Paste or Dielectric Paste Manufacturing	T+RN	\$103 <u>141</u>
(d) Each Paint, Adhesive, Stain or Ink Manufacturing facility producing <10,000 gallons per year	T+RN	\$153 <u>316</u>
(e) Frazee Paint (ID #935A)*	T+RN	\$229 <u>281</u>
(f) Ferro Electronic Material Systems (ID #8407A)*	T+RN	\$628

*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	\$138 <u>115</u>

SCHEDULE 40: Asphalt Pavement Heaters/Recyclers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Processor	\$1260 <u>1349</u>	\$85 <u>63</u>
(x) Each Portable Unheated Pavement Crushing and Recycling System, Registration Under Rule 12.1	\$427 <u>456</u>	\$89 <u>85</u>

SCHEDULE 41: Perlite Processing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$562 <u>394</u>
(b) Aztec Perlite (ID #2700A)*	T+RN	\$1753 <u>1277</u>

*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	\$318 <u>286</u>
(b) Each Screen Printing Operation	T+RN	\$193 <u>307</u>
(c) Each Coating/Maskant Application Operation, excluding Conformal Operation	T+RN	\$502 <u>540</u>
(d) Each Conformal Coating Operation	T+RN	\$155 <u>136</u>
(e) RESERVED		
(f) RESERVED Applied Micro Circuits (ID # 6129A (Each operation)*)	T+RN	\$861
(g) RESERVED Hereo: Screen Printing Operation (ID # 89211A*)	T+RN	\$525

*Pursuant to Subsection (c)(4)

SCHEDULE 43: Ceramic Slip Casting

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$267 <u>239</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	\$238 <u>225</u>
(b) Solvent Recovery Stills with a rated capacity equal to or greater than 7.5 gallons	\$1334 <u>1488</u>	\$54 <u>85</u>

SCHEDULE 45: Rubber Mixers

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Rubber Mixer	T+RN	\$82 <u>123</u>

SCHEDULE 46: Filtration Membrane Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Process Line	T+RN	\$609 <u>575</u>
(b) RESERVED Osmonics/Desalination Systems (ID #5940B*)	T+RN	\$1008
(c) Osmonics/Desalination Systems (ID #85133A)*	T+RN	\$1423 <u>2134</u>
(d) RESERVED		
(e) Hydranautics (ID #6236A)*	T+RN	\$958 <u>1144</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	\$568 <u>693</u>
(b) Each Stand Alone Organic Gas Aerator requiring control	T+RN	T+M
(c) Each Organic Gas Sterilizer not requiring control	T+RN	\$172 <u>180</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	\$2036 <u>1797</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	\$936 <u>968</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	\$20 <u>32</u>
(b) Activating Non-Operational Status Equipment	\$130 <u>143</u>	N/A

SCHEDULE 50: Coffee Roasters

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Coffee Roaster	\$ 1971 <u>2102</u>	\$ 265 <u>229</u>

SCHEDULE 51: Industrial Waste Water Treatment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each On-site Processing Line	\$ 1697 <u>1848</u>	\$ 181 <u>184</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	\$ 163 <u>180</u>
(b) Soil Remediation Equipment - On-site (In situ Only)	\$ 3130 <u>3373</u>	\$ 242 <u>210</u>
(c) Soil Remediation Equipment - Offsite & On-site (ex situ)	T+RN	\$ 526 <u>441</u>
(d) Contaminated Soil Excavation	T+RN	T+M
(e) <u>RESERVED</u> Chevron USA (ID # 90352A*)	T+RN	\$391

*Pursuant to Subsection (c)(4)

SCHEDULE 53: Lens Casting Equipment

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Lens Casting Line	T+RN	\$ 341 <u>239</u>
(b) Each Lens Coating Line	T+RN	\$24

SCHEDULE 54: Pharmaceutical Manufacturing

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Pharmaceutical Manufacturing Process Line	T+RN	\$ 261 <u>301</u>
(b) <u>RESERVED</u>		
(c) J & D Laboratories (ID #97022)*	T+RN	\$ 1341 <u>1375</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	\$982 <u>1550</u>
(b) Each Decorative Plating Tank without Add-on Emission Controls	T+RN	\$921 <u>1094</u>
(c) Each Hard Chrome Plating or Anodizing Tank without Add-on Emission Controls	T+RN	\$1543 <u>2117</u>

SCHEDULE 56: Sewage Treatment Facilities

Fee Unit	(1) Initial Evaluation Fee	(2) Emission Unit Renewal Fee
(a) Each Sewage Treatment Facility	T+RN	\$2526 <u>2151</u>
(b) Each Wastewater Odor Treatment System that is not part of a Permitted Sewage Treatment Facility	T+RN	T+M \$840
(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	\$167 <u>290</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	\$1203 <u>1088</u>	\$263 <u>148</u>
(c) Portable Asbestos Mastic Removal Application Station	\$1423 <u>1420</u>	\$263 <u>148</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.

Fee Unit	Fee
(a) Each Particulate Matter Source Test	\$3709 4084
(b) Annual Fee for each 5-Year Test Cycle for Incinerator Particulate Matter Source Test with Waste Burning Capacity of < 100 lbs Per Hour	\$916 1009
(c) Each Oxides of Sulfur Source Test	T+M
(d) Annual Fee for each Biennial Cycle Test for (NOx & CO) (1/2 the cost of one test)	\$660 798
(e) Each Ethylene Oxide Source Test Day (1/2 cost of one test)	T+M
(f) Each Carbon Monoxide and Oxides of Nitrogen Source Test	\$1319 1596
(g) Each Oxides of Nitrogen Source Test	\$953 1226
(h) Each Incinerator Particulate Matter Source Test with Waste Burning Capacity of > 100 lbs Per Hour	T+M
(i) Each Ammonia Slippage Source Test	\$636 700
(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)	\$742 817
(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	\$1568 1392

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

Employee Classification (Fee Unit)	Hourly Rate
Air Pollution Control Aide (94u)	\$72 79
Air Quality Inspector I (94o)	\$82 90
Air Quality Inspector II (94e)	\$88 96
Air Quality Inspector III (94f)	\$105 115
Assistant Air Resources Specialist (94s)	\$101 111
Assistant Chemist (94i)	\$66 72
Assistant Engineer (94b)	\$116 127
Assistant Meteorologist (94g)	\$69 76
Associate Air Resources Specialist (94q)	\$108 118
Associate Chemist (94j)	\$71 79
Associate Engineer (94c)	\$123 135
Associate Meteorologist (94r)	\$72 79
Engineering Technician (94p)	\$102 112
Instrument Technician I (94l)	\$58 64
Instrument Technician II (94n)	\$62 68
Junior Engineer (94a)	\$100 110
Senior Chemist (94k)	\$86 94
Senior Engineer (94d)	\$153 168
Senior Meteorologist (94h)	\$87 95
Source Test Technician (94m)	\$58 64
Student Worker II (94v)	\$28 31
Student Worker III (94w)	\$34 37
Student Worker V (94x)	\$44 48
Supervising Instrument Technician (94t)	\$71 78

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 ~~related to a Notice of Violation and/or Notice to Comply~~, 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.

**AIR POLLUTION CONTROL DISTRICT
COUNTY OF SAN DIEGO****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 6, 2004, and was attended by six people. Comments were received during the workshop. The workshop comments and the San Diego County Air Pollution Control District (District) responses are as follows:

1. WORKSHOP COMMENT

What constitutes expedited application processing? How are the expedited application processing fees initiated?

DISTRICT RESPONSE

Expedited application processing means that work on a permit application will be done primarily through overtime work and the evaluation will be expedited relative to when it would have been accomplished had the application been worked on during normal work hours and in the order received. Expedited processing will ensure more rapid action by the District. However, the rule cannot specify a universal processing period since that will depend upon the nature of the application, how complete the application information is, and what issues arise in the evaluation.

An applicant must specifically request expedited application processing. This request will have to be made in writing. Normally this request would be made when a permit application is submitted but could also be made at a later date if so desired by the applicant due to a change of circumstances. In either case, expedited permit processing fees would be charged if the majority of the work done on the application was performed on weekends, after hours, or on days off.

Expedited source testing means that either a source test protocol review, conducting a source test and/or witnessing a source test is requested by an applicant or permit holder on very short notice (e.g., 2 days rather than the normal 30 days for protocol review), that the service cannot be accommodated by the District within its existing schedule, and that accomplishment of the service requires either the majority of the work be done through voluntary overtime or by rescheduling source testing related activities already scheduled.

2. **WORKSHOP COMMENT**

Can an applicant request processing within a specified timeframe without triggering the expedited permitting program charges?

DISTRICT RESPONSE

Applicants may discuss expected application processing times with appropriate Senior District staff. This information can be used by an applicant to make decisions as to whether to request expedited processing. Where possible and where it does not adversely impact commitments to other applicants, the District will continue to try to accommodate the scheduling needs of applicants. However, when this is not possible due to other pending permit applications or source testing workloads, this provision gives the applicant an option to expedite the application (or source testing activity) if District resources are available.

3. **WORKSHOP COMMENT**

How would the expedited application processing program work for permit application fees that are charged on a Time and Materials (T&M) basis?

DISTRICT RESPONSE

If expedited processing is requested and District resources are available to provide expedited application processing, the District will contact the applicant and inform them that the application will be expedited. Work on the application would be conducted primarily on weekends, days off, or after hours. For T&M applications, an expedited permit application fee of one and one-half times the normal Rule 40 Fee Schedule 94 labor rates will be charged for all labor. The non-refundable processing fee and any applicable air contaminant emissions fees will be charged at the standard rate as specified in the rule.

As noted above in the response to Comment No.1, in the case of expedited source testing activities, the accomplishment of the service may require either the work be done through voluntary overtime or by rescheduling source testing related activities already scheduled.

The District will develop procedures and guidance to staff describing how these processes are to work. The District will collaborate with its external customers through the Air Pollution Permit Streamlining Committee to ensure the process will accomplish the objectives and remain equitable to the majority of businesses who expect timely and efficient handling of their applications and source testing without the need for expedited processing. The District will also evaluate the expedited application processing and source testing programs periodically to assess their effectiveness. If for any reason the expedited processing is found to be detrimental to the efficient operation of the permitting or source test programs, the District may decide to discontinue offering the service.

4. **WORKSHOP COMMENT**

There is a significant difference in the proposed renewal fees for essentially the same type of equipment under fee schedules 22(f) and 22(g). Did the District prepare an analysis showing how these different fees were determined? My company would like a copy of that analysis.

DISTRICT RESPONSE

The District analyzed labor data from compliance-related activities over the last five years for the two businesses affected by the fees referred to in the comment. That analysis formed the basis for the proposed fees. At the commentor's request, that analysis is being provided directly to the two affected businesses.

5. **WORKSHOP COMMENT**

Our company has reviewed the proposed fees as they would apply to our equipment and is in agreement with the proposal, with the exception of needing clarification of the differences in the schedules 22(f) and 22(g) fees above (Comment No.4). We believe the District does a good job with permit application processing given the limited resources available. However, in light of the constraints on resources, we believe there are some areas where the District may be misapplying its resources: (1) adding conditions to permits that are not supported by rule requirements; (2) changing permit conditions without adequate notification to the permit holder; and, (3) using District resources to list facilities in various databases where the data may be incorrect or inappropriate for the type or status of the facility. Not only are District resources impacted, but businesses must use their resources to challenge the District on the matter or to appeal the issue to the Hearing Board, impacting Hearing Board resources as well.

DISTRICT RESPONSE

The issues raised have been discussed previously with the commentor. These issues are being considered by the District in collaboration with its external customers as part of streamlining and process improvement efforts of the Compliance Improvement Team and the Air Pollution Permit Streamlining Committee. As to the first issue, the District is unaware of any widespread cases where permit conditions have been imposed that are not supportable by District rules or state or federal regulations. The District has established procedures for review of new and modified permit conditions by internal staff and by affected businesses. These procedures are being reviewed for further improvements. As to the second issue, the District has existing procedures requiring that permit holders be notified of changes. However, past efforts to streamline these procedures may have resulted in less clear or inadequate notice to permit holders. The District is implementing improvements to its process for notifying permit holders of changes.

As to the third issue, the District is typically required by either the state Air Resources Board or federal Environmental Protection Agency to provide emissions, inspection, compliance, and violation information to these agencies in the form they specify and following criteria that they have established. These requirements apply as well to other air districts in California, or nationally. When the District determines that air quality, emissions, or compliance data being used or published by these agencies is incorrect, outdated, or misleading, the District brings this to the attention of the agencies. Sometimes that is successful, sometimes affected businesses must also pressure these agencies to change the information being published. This latter comment was precipitated by an EPA nationwide requirement for certain non-compliance information on EPA-designated high priority facilities. The commentor's business is one of those EPA-designated facilities. The District is making arrangements for an EPA representative to participate in a future meeting of the Compliance Improvement Team/Air Pollution Permit Streamlining Committee to explain the EPA requirements and receive comments from local affected businesses.

6. WORKSHOP COMMENT

Regarding the Title V fees, there are a number of categories. Are the actual fee amounts based on estimates or past labor costs? Do the fees reflect both Compliance Division and Engineering Division costs? Can facilities be advised of what their annual compliance/renewal fee is based on?

DISTRICT RESPONSE

Fees for application related tasks are estimated before submittal of the application, deposited with the application, and then reconciled during and after the application processing to ensure actual costs are recovered. The estimate includes costs expected to be incurred by Engineering, Compliance, and Monitoring and Technical Services division staff. At the time of Title V permit issuance, the District engineer confers with a Senior Inspector to estimate the expected Compliance staff costs (and any estimated costs for other Divisions) associated with annual compliance-related efforts for the Title V permit that are additional to the regular compliance-related costs for the facility's District permits. The annual Title V compliance fee is based on this estimate. It should be subsequently reviewed to determine if actual costs are lower or higher and adjusted accordingly for future year fees.

The District will provide all current Title V permit holders with a breakdown of the labor estimates on which their annual Title V compliance renewal fees are based, and will provide the initial estimate to future applicants in conjunction with the initial Title V permit issuance.

7. WORKSHOP COMMENT

Twice a year, our company receives a stack of permit renewals. They have to be checked for accuracy and changes, and then posted in replacement of the current permit. The District has

to print thousands of permit documents annually, mail them and manage them, even though many are not being changed except for their expiration date. The District should consider streamlining this process. For example, if the permit is being changed, then it should be printed out and sent. If it is not being changed, perhaps a sticker with the new expiration date could be sent for the facility to place on their existing permit. This will not only save costs for the District, but it will also make it much easier for facilities to know when there are changes to permit requirements that businesses must comply with.

DISTRICT RESPONSE

The District is currently exploring a replacement for its existing permitting data management system that is used to generate and print permit renewals and renewal fee invoices, print permit changes, and track the status of permits. This legacy system is becoming increasingly expensive and difficult to maintain and upgrade, and cannot provide some of the permit system improvements (such as web-based filing and payments) being asked for by our customers. The commentor's suggestion has merit and will be evaluated for feasibility and cost-savings. If the approach suggested will reduce costs and simplify permit management for businesses, the District will consider it for incorporation into any replacement system. The District will also evaluate whether there are any interim measures that could be implemented without requiring costly programming changes to the existing system.

MRL:ls
05/11/04