

RULE 515 Prevention of Significant Deterioration (PSD) Permit Fees
(Adopted June 28, 2012)

- 1 APPLICATION FEE:** Each applicant for an initial application, or mandatory re-opening, non-administrative modification, or permit renewal for a Prevention of Significant Deterioration (PSD) permit shall pay an application filing fee of \$1,000.00 due at the time the application is filed.
- 2 EVALUATION FEE:** If the actual labor costs for administration, evaluation and issuance of a PSD permit by the Butte County Air Quality Management District (DISTRICT) staff exceeds the filing fee, additional actual hours shall be in accordance with the hourly labor rate as set forth in Rule 509 of this Regulation. The minimum additional fee assessed shall be for one (1) hour of staff time.
- 3 PASS THROUGH OF CHARGES:** The actual reasonable and customary charges may be assessed as a fee to the facility for:

 - 3.1** The actual costs for newspaper notices, postage for notice mailings and any costs to lease or rent facilities for public hearings; or,
 - 3.2** The services of source testing contractors, analytical laboratories, air monitoring or inspection contractors, and other evaluation contractors, including reimbursement of the State, for services rendered to determine the compliance and/or emissions of the facility.
- 4 INDEMNIFICATION:** Each applicant for, and recipient of, a PSD permit or permit modification agrees to indemnify, defend and hold the DISTRICT (including its Board Members, officers, directors, managers, employees and agents) harmless and free and clear from and against any liability, debt, obligation, claim, judgement, action, cause of action or cost or expense, of any amount or nature whatsoever incurred by or imposed upon the DISTRICT arising out of, as a result of, related to or in any way in connection with the denial, issuance, modification or renewal of a permit, including a permit by the Hearing Board. Such costs or expenses shall include, but not be limited to, reasonable attorney fees, expert witness fees and all other litigation expenses.