

BUTTE COUNTY AIR QUALITY MANAGEMENT DISTRICT

RULE 500 - STATIONARY SOURCE PERMIT FEES

(Adopted January 4, 1972; Amended August 8, 1982; Amended and Recodified August 6, 1985; Amended December 16, 1986, December 13, 1988; Amended and Recodified June 24, 1999; Amended May 24, 2001; Recodified August 22, 2002; Amended July 27, 2006)

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RULE 500

1 PERMIT TO OPERATE: Each applicant for a permit required by Regulation IV of these Rules and Regulations shall pay the Permit to Operate annual permit fee of \$75.00 and pay an additional renewal fee and toxic fee, as specified in Table I of this Rule, on an annual basis due by the permit anniversary date for each permit issued by permit category. These fees are based on the estimated cost of issuance, services rendered, surveillance, evaluation and inspections pertaining to such permits. All fees collected shall be deposited in the Butte County Air Quality Management District's (DISTRICT) Account.

1.1 Limitation to Permit to Operate Fees

- 1.1.1** Notwithstanding the above, fees assessed herein shall not result in an increase, on an annual basis, more than allowed by the California Health and Safety Code.
- 1.1.2** If the permit holder certifies in writing that the permitted equipment was not operated during the previous calendar year, the toxic fee shall not be assessed, and the renewal fee shall be assessed at 50% of the amount determined from Table I.
- 1.1.3** If the permit holder certifies in writing that the permitted equipment does not result in the release of a toxic air contaminant, as determined by the California Air Resources Board (CARB), or a hazardous air pollutant, as determined by the United States Environmental Protection Agency (EPA), the toxic fee from Table I shall not be assessed.

2 AUTHORITY TO CONSTRUCT: Each applicant for an Authority to Construct permit shall pay an application filing fee of \$75.00 due at the time the application is filed. In addition, an authority to construct fee and toxic fee shall be due and payable at the time of permit issuance as determined from Table I. All fees collected shall be deposited in the DISTRICT's Account.

2.1 Limitation to Authority to Construct Fees

- 2.1.1** Notwithstanding the fees specified in Table I, if the actual costs of processing an Authority to Construct permit application substantially differ from the fees assessed pursuant to this Section, the applicant may be assessed the actual costs, as determined by the Air Pollution Control Officer.
- 2.1.2** Notwithstanding the fees specified in Table I, modifications to less than 50% of the existing facility capacity shall be assessed an authority to construct and toxic fee at 50% of the values listed.
- 2.1.3** If the permit holder certifies in writing that the permitted equipment does not result in the release of a toxic air contaminant, as

determined by CARB, or a hazardous air pollutant, as determined by EPA, the toxic fee from Table I shall not be assessed.

- 3 **TRANSFER OF OWNERSHIP:** Each applicant for a permit Transfer of Ownership shall pay a fee of \$60.00 to cover the administrative costs of transferring the permit to the new owner.

- 4 **PERMIT ISSUED BY HEARING BOARD:** A Permit to Operate or Authority to Construct permit issued by the DISTRICT Hearing Board shall be subject to the fees pursuant to this Rule.

- 5 **INDEMNIFICATION:** Each applicant for, and recipient of, an Authority to Construct Permit or Permit to Operate 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 connected 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 attorneys fees, expert witness fees and all other litigation expenses.

PERMIT CATEGORY	Renewal Fee (Fee/Unit)	Toxic Fee (Fee/Unit)	A/C Fee
Adhesives and Sealants, Graphic Arts, and Printing:			
a. 50 gallons per year or less	3x	1x	6x
b. Greater than 50 but less than or equal to 200 gallons per year	4x	1x	8x
c. Greater than 200 gallons per year	5x	2x	10x
Asphalt Concrete Plant			
a. 100,000 tons per year or less	3x	1x	6x
b. Greater than 100,000 but less than or equal to 250,000 tons per year	4x	2x	8x
c. Greater than 250,000 tons per year	5x	2x	10x
Cement Handling Equipment	3x	0	6x
Chemical Manufacturing Process Unit	4x	0	8x
Concrete Batch Plants			
a. 10,000 yd ³ per year or less	3x	0	6x
b. Greater than 10,000 but less than or equal to 25,000 yd ³ per year	4x	0	8x
c. Greater than 25,000 yd ³ per year	5x	0	10x

*Where x is the hourly labor rate set forth in Rule 509

A/C = Authority to Construct Permit

PERMIT CATEGORY	Renewal Fee (Fee/Unit)	Toxic Fee (Fee/Unit)	A/C Fee
Confined Animal Facilities	10x	2x	20x
Degreasers			
a. Vapor	3x	1x	6x
b. Solvent	2x	1x	5x
Drycleaning Operations			
a. Perchloroethylene	2x	2x	3x
b. Petroleum-Based Solvents	2x	0	3x
Dryer/Kiln	2x	0	4x
Electrolytic Plating Operations	5x	3x	10x
Ethylene Oxide Sterilizers	4x	3x	8x
External Combustion Devices, power:			
a. 5 million British thermal units per hour (mmBTU/hr) or less	3x	0	6x
b. Greater than 5 mmBTU/hr but less than or equal to 10 mmBTU/hr	4x	2x	8x
c. Greater than 10 mmBTU/hr	5x	3x	10x
Feed and Grain Facilities	4x	0	10x
Fiberglass and Polyester Resin Products Manufacturing	4x	2x	8x
Fiberboard Manufacturing	20x	5x	40x
Fluid Evaporator	2x	0	4x
Gasoline Dispensing Facility and associated vapor recovery system (Non-Retail)	1x	0	2x
Gasoline Dispensing Facility, loading rack and associated vapor recovery system(s) - Bulk Plant	4x	2x	8x
Gasoline Storage, loading rack and associated vapor recovery system(s) - Bulk Terminal	10x	5x	20x
Gasoline Storage Facility and associated vapor recovery system - (Retail and Consumer Account)	1x	2x	3x
Gasoline Dispensing Phase II Vapor Recovery Nozzle	0.4x	0	0.4x
Incinerators:			
a. Pathological Waste	4x	2x	8x
b. Crematory	4x	0	8x
c. Other	4x	2x	8x

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PERMIT CATEGORY	Renewal Fee (Fee/Unit)	Toxic Fee (Fee/Unit)	A/C Fee
Internal Combustion Engine – Diesel-Fueled			
a. First Prime Emissions Unit	4x	2x	8x
b. Each Additional Prime Emissions Unit	3x	2x	6x
c. Emergency Backup Generator	1x	1x	2x
Internal Combustion Engine – Natural Gas or LPG-Fired			
a. First Prime Emissions Unit	4x	0	8x
b. Each Additional Prime Emissions Unit	3x	0	6x
c. Emergency Backup Generator	1x	0	2x
Malt Beverage Production	5x	0	10x
Metal Melting Crucibles	3x	0	6x
Miscellaneous	5x	0	10x
Miscellaneous Agricultural Commodities Processing	5x	0	10x
Miscellaneous Material Processing	5x	0	10x
Motor Vehicle and Mobile Equipment Coating			
a. First Spray Paint Booth	3x	2x	4x
b. Each Additional Spray Paint Booth	2x	2x	4x
c. Prep Station	2x	2x	4x
d. Natural Gas or LPG-Fired Booth Heater	0.5x	0	1x
Municipal Waste Landfill	5x	2x	10x
Non-Metallic Mineral Processing Operations (in terms of the annual production rate)			
a. 10,000 tons per year or less	5x	0	9x
b. Greater than 10,000 but less than or equal to 100,000 tons per year	7x	0	13x
c. Greater than 100,000 tons per year	9x	0	17x
Nut Processing Operations			
a. Cleaning, Hulling/Shelling and Drying	4x	0	6x
b. Sorting and Packaging	3x	0	5x
Oily Water Treatment Systems	3x	0	6x
Paint Formulation Facility	4x	0	8x
Paint Bake Oven	3x	0	6x
Public and Private Waste Water Treatment Works	5x	2x	10x
Reclaiming Furnace	3x	2x	6x
Rendering Plant	3x	0	6x

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CATEGORY	Renewal Fee (Fee/Unit)	Toxic Fee (Fee/Unit)	A/C Fee
Rice Drying and Milling Operations	6x	0	6x
Rice Storage Operations	2x	0	4x
Sandblasting Equipment	4x	0	8x
Soil Remediation - Aeration	N/A	1x	3x
Soil and Groundwater Remediation Process Unit	4x	2x	8x
Storage Tank – Petroleum – Fixed or Internal Floating Roof	3x	1x	6x
Storage Tank – Petroleum – External Floating Roof	4x	1x	8x
Storage Tank – Organic Liquid	3x	0	6x
Surface Coating Operations			
a. First Spray Paint Booth	3x	0	4x
b. Each Additional Spray Paint Booth	2x	0	4x
c. Prep Station	2x	0	4x
d. Natural Gas or LPG-fired Booth Heater	1x	0	1x
Underground Petroleum Storage Tank Purge and Excavation	N/A	0	4x
Underground Petroleum Storage Tank Purge and Relining	N/A	0	4x
Wood Products Manufacturing	3x	1x	6x
Wood Sawing and Milling Operations	5x	0	10x
Wood Treatment Dip Tank	3x	0	6x
Wood Pressure Treatment Operations	10x	4x	20x

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