

RULE 309. ASBESTOS REMOVAL AND DEMOLITION FEES

Adopted & Effective: 01/16/09

A. PURPOSE

The purpose of this rule is to recover the District's costs for the review and management of asbestos removal and demolition projects as required by the National Emissions Standards for Hazardous Air Pollutants, which were adopted by reference as District Rule 1002.

B. APPLICABILITY

The National Emission Standards for Hazardous Air Pollutants and these fees are applicable to:

1. All demolitions whether or not asbestos is present; and
2. Renovations in which 260 linear feet, 160 square feet, or 35 cubic feet or more of regulated asbestos containing materials are disturbed.

C. EXEMPTIONS

Asbestos-related renovation or demolition fees will not be charged for the renovation or demolition of residences comprised of four or fewer dwelling units, unless such renovation or demolition is subject to the current National Emission Standards for Hazardous Air Pollutants established by the federal government.

D. FEES

Any person filing a notification for an asbestos removal or demolition project that is subject to the requirements of the National Emission Standards for Hazardous Air Pollutants (Rule 1002) shall pay the applicable fee at the time the notification is submitted to the Air Pollution Control Officer. The total fee for any project shall be the sum of the applicable fee components below, but in no case shall the fee exceed the maximum fee listed in the following fee schedule.

ASBESTOS PLAN FEE SCHEDULE—RENOVATION AND DEMOLITION PROJECTS

Units of Regulated Asbestos Containing Material to be Removed/Disturbed			
Linear Feet	Square Feet	Cubic Feet	Fee**
0-259*	0-159*	0-34*	\$435*
260-499	160-499	35-109	\$435
500-999	500-999	110-218	\$635
1,000-2,499	1,000-2,499	219-547	\$935
2,500-4,999	2,500-4,999	548-1,094	\$1,335
5,000-9,999	5,000-9,999	1,095-2,188	\$1,835
10,000 or more	10,000 or more	2,189 or more	\$2,335

* This category applies to demolition projects only, whether or not asbestos is present.

** If materials are in more than one category, the higher fee will apply.

E. FEE ADJUSTMENTS

Beginning on July 1, 2010, all asbestos notification fees shall be adjusted annually in accordance with California Health and Safety Code Section 42311 to account for changes in the annual California Consumer Price Index. The actual fees charged shall be rounded to the nearest five dollar (\$5) increment.

F. LATE FEES

If payments of any charges levied under this rule are not received by the APCO within 30 days of the date the Air Pollution Control Officer is required to be notified of the asbestos removal or demolition project, the charges shall be increased by one half the amount.