

KERN COUNTY AIR POLLUTION CONTROL DISTRICT

**RULE 303 -- MISCELLANEOUS FEES**

*Adopted 04/18/72; Amended 01/09/79; 06/01/93; 01/08/98; 03/13/08.*

**I. Emissions Testing**

If the Air Pollution Control Officer finds an analysis of emissions from any source is necessary to determine the extent and amount of pollutants being discharged into the atmosphere because it cannot be determined by visual observation, he may order collection and analysis of samples by qualified personnel of the Air Pollution Control District. Time required for collecting and analyzing samples, preparing necessary reports, but excluding time required in going to and from the source, may be charged to the owner or operator of said source in a reasonable sum to be determined by the Air Pollution Control Officer. Such sum shall not exceed the actual cost of such work.

**II. Application Processing**

For issuance of an Authority to Construct required by Rule 201, Title V Permit to Operate pursuant to Rule 201.1, or a Banking Certificate pursuant to Rule 210.3, the applicant shall pay, in addition to any fees required by Rules 301, or 301.1, a per hour Engineering Analysis Fee as specified in following table for the time required to process the application and the cost of all notices required by Rules 210.1, 201.1 and 210.3, less the filing fee proscribed in Rule 301 already submitted.

Per Hour Engineering Analysis Fee for applications received as of April 1 <sup>st</sup> each year	<u>2008</u>	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>
	\$40	\$46	\$52	\$59	\$67	\$77	\$88

**III. CEQA Documents Preparation**

If the Control District prepares environmental impact reports or negative declarations or parts there of as a lead or responsible agency under the California Environmental Quality Act (CEQA) for which a permit is required by the Rules and Regulations of the Control District, the applicant shall be assessed a fee to offset District costs pursuant to Section 15045 of the California Office of Planning and Research's guidelines for implementation of the 1970 CEQA.

**IV. Portable Equipment Inspections**

If the Control District finds it necessary to inspect a portable engine (and/or associated equipment) registered with the California Air Resources Board pursuant to Section 41753 of the California Health & Safety Code, it may charge an inspection fee as prescribed in Title 13 of the California Code of Regulations, Section 2461.

**V. Preliminary Consultation**

For a preliminary consultation regarding an issuance of an Authority to Construct required by Rule 201, Title V Permit to Operate pursuant to Rule 201.1, Request for

Exemption pursuant to Rule 202 Section I.K.5-7, or a Banking Certificate pursuant to Rule 210.3, the applicant shall pay, in addition to any fees required by Rules 301, or 301.1, a per hour Engineering Analysis Fee as specified in Table I for the time required to perform a preliminary consultation.

**VI. Priority Processing**

The applicant may request priority processing for an Authority to Construct or other permit activity. The applicant shall pay a per hour Priority Processing Fee to process an application, in addition to the normal application and processing fees required by Rules 301, 301.1 or 303(subsection II) for each hour that the application is processed on a paid overtime basis. The Priority Processing Fee shall be 1.5 times an Air Quality Engineer II, step 5 hourly salary multiplied by the total actual overtime hours worked. The hourly rate for priority processing of an application will be posted on the District’s website each April 1<sup>st</sup> and the applicant must note on their application that they agree to the Priority Processing Fee and for how many hours of overtime processing they are willing to pay for in order to process the application.

**VII. Stationary Agricultural Engine Registration**

Owners or operators of stationary diesel-fueled compression ignition (CI) agricultural engines, as defined in Section 93115, Title 17 of the California Code of Regulations, are required to register on an annual basis all stationary engines greater than 50-brake horsepower (bhp). For each farm with stationary diesel-fueled compression engines the following fee schedule shall apply:

- A. Initial Filing Fee (first year) .....\$120
- B. Health Screen Analysis Processing Fee shall be required, in addition to the initial filing fee in this section, based on the number of engines to be registered at each stationary source (as defined in Rule 201.1 Section II, subsection EE, 2 and 3):
  - First Engine .....\$125
  - 2 or more but less than 5, fee per engine .....\$75
  - 5 or more, no additional fee .....

<b>Example</b>		
<b><u>Engines</u></b>	<b><u>Processing Fee</u></b>	<b><u>Total</u></b>
<u>1</u>	Fee \$125	\$125
<u>2</u>	Fee \$75	\$200
<u>3</u>	Fee \$75	\$275
<u>4</u>	Fee \$75	\$350
<u>5</u>	No additional fee	\$350

- C. Annual registration renewal fee .....\$80

**VIII. Plan Review**

Reports, fugitive dust plans, technical documents and other plans requiring District official review or response shall be assessed a Plan Review Fee to offset District costs.

The Plan Review Fee shall be charged on an hourly basis and will be based the same as the Application Processing Fee in Section II of this rule, but in no case shall the total fee be less than \$120. If the plan requires annual or biennial review, the review fee will be a minimum of one hour of the Application Processing Fee in effect at the time of submittal. CEQA documents requiring an official review or response are not subject to this section.