

**MONTEREY BAY AIR RESOURCES DISTRICT  
REGULATION III  
FEES**

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**RULE 301. FEE SCHEDULES**

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*(Adopted 9-1-74; Revised 9-16-76, 5-31-78, 5-20-81, 8-18-82, 6-13-83, 7-19-84, 12-13-84, 7-17-85, 6-11-86, 12-17-86, 6-10-87, 9-16-87, 6-20-88, 12-14-88, 6-14-89, 6-13-90, 6-26-91, 5-17-95, 6-21-95 ; 6-18-97; 6-17-98; 6-16-99; 6-21-00; 6-20-01; 6-19-02; 6-18-03; 6-16-04; 6-15-05; 6-21-06; 6-20-07; 6-18-08; 6-17-09; 6-30-10; 6-15-11; 6-18-14; 6-17-15; 6-15-16; and 6-21-17.)*

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Table 1. Fee Schedule

**Effective Dates**

This Rule, as most recently revised, is effective on July 1, 2017.

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Table 1 District Fee Schedule included at the end of this rule identifies the current fees for this rule, Rule 300, Rule 302, Rule 303, Rule 305, Rule 306, Rule 307, Rule 308, Rule 309, and Rule 310.

Schedule 1  
General Permit Fees

Any article, machine, equipment or other contrivance for which a permit is required and which is not Equipment Which Has Lost Permit Exemption (Schedule 2) or Gasoline Dispensing Equipment (Schedule 3) shall be assessed a permit fee as set forth in Table 1 Schedule 1. However, if the Air Pollution Control Officer determines that the revenue provided by this Rule does not fairly represent the District's costs in processing the subject permit application, the Air Pollution Control Officer shall assess a permit fee based on the actual costs incurred by the District in processing the application in accordance with the District hourly staff rate, which shall be rounded to the nearest whole hour.

Schedule 2  
Administrative Amendment

Any permit that requires an administrative amendment shall be assessed a permit fee as set forth in Table 1 Fee Schedule. However, if the Air Pollution Control Officer determines that the revenue provided by this Rule does not fairly represent the District's costs in processing the subject permit application, the Air Pollution Control Officer shall assess a permit fee based on the actual costs incurred by the District in processing the application in accordance with the District hourly staff rate, which shall be rounded to the nearest whole hour.

Schedule 3  
Equipment Which Has Lost Permit Exemption

Any article, machine, equipment or other contrivance for which a permit exemption has been lost due to revision to District Rule 201 (Sources not Requiring Permits) shall be assessed a permit fee as set forth in Table 1 Schedule 3. However, if the Air Pollution Control Officer determines that the revenue provided by this Rule does not fairly represent the District's costs in processing the subject permit application, the Air Pollution Control Officer shall assess a permit fee based on the actual costs incurred by the District in processing the application in accordance with the District hourly staff rate, which shall be rounded to the nearest whole hour.

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Schedule 4  
Gasoline Dispensing Facilities

The fee shall be determined as follows:

Phase I

Any new gasoline dispensing facility which is installing Phase I vapor recovery equipment or any gasoline dispensing facility which is proposing modifications to the Phase I vapor recovery equipment shall be assessed a permit fee as set forth in Table 1 Schedule 4.

Phase II

Any gasoline dispensing facility which is proposing the disconnection without modification of Phase II vapor recovery equipment shall be assessed a permit fee as set forth in Table 1 Schedule 4.

Any new gasoline dispensing facility which is installing Phase II vapor recovery equipment or any gasoline dispensing facility which is proposing the modification or addition of Phase II vapor recovery equipment shall be assessed a permit fee plus a fee for each nozzle as set forth in Table 1 Schedule 4.

Phase I and Phase II

Any new gasoline dispensing facility which is installing Phase I and Phase II vapor recovery equipment or any gasoline dispensing facility which is proposing modifications to the Phase I vapor recovery equipment and disconnection or addition of Phase II vapor recovery equipment shall be assessed a permit fee plus a fee for each nozzle as set forth in Table 1 Schedule 4.

Installation of In Station Diagnosis System

Any gasoline dispensing facility which is installing an In Station Diagnosis (ISD) system or is replacing an ISD system with a system certified under a different executive order shall be assessed a permit fee as set forth in Table 1 Schedule 4.

Throughput Fees

In addition to the fees above, new gasoline dispensing facilities shall pay a throughput fee when submitting a permit application based on the number of nozzles as set forth in Table 1 Schedule 4.

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Schedule 5  
Emission Fees

In addition to other fees required, any article, machine, equipment or other contrivance which does not hold a valid District Authority to Construct or Permit to Operate shall be assessed an emissions fee as set forth in Table 1 Schedule 5.

Schedule 6  
Toxic Air Contaminants

In addition to other fees required, each permit application for any equipment/operation which may emit or has the potential to emit any toxic air contaminant(s) (TACs), as defined in Rule 1000, shall be assessed an emission fee as set forth in Table 1 Schedule 6.

Schedule 7  
Public Notification

In addition to other fees required, projects for which permits are issued following public notice published in newspapers shall pay a public notification fee as set forth in Table 1 Schedule 7 for the project.

Schedule 8  
Public Record Requests

Requests for paper photocopies of District records will be assessed a photocopy fee as set forth in Table 1 Schedule 8.

The transfer of gathered electronic records onto CD, USB drive, or other similar type media will be assessed an electronic media fee as set forth in Table 1 Schedule 8.

Fees for programming and computer services will be based on the actual cost of the staff time needed to perform the work based on the District hourly staff rate as set forth in Table 1 Hourly Staff Rate. The level of staff needed to fulfill the request for electronic information could vary depending on the intricacies and complexity of the request. For significant efforts, the requestor may be required to pay a portion or all of the costs in advance of commencing the work. The requestor may submit a request for a waiver or a reduction of fees incurred, which will be considered by the District.

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Requestors who wish to receive records via mail (regular mail, express, etc.) must pay mailing charges in accordance with the current postage rates.

Schedule 9  
Mutual Settlement Program

The gravity based penalty calculation shall be multiplied by the base rate minimum penalty value as set forth in Table 1 Schedule 9.

## Table 1. Fee Schedule

### Rule 300 (Part 3, Permit Fees)

| Permit Fees   | Rule 300<br>(FY 2017-2018) |
|---|----------------------------|
| Section 3.1 Filing Fee                              | \$ 198                     |
| Section 3.4.1 Synthetic Minor Permit Filing Fee     | \$ 290                     |
| Section 3.4.2 Synthetic Minor Permit Evaluation Fee | \$ 1,160                   |

### Rule 300 (Annual Renewal Fees for Source Specific Categories, Section 4.3)

| Source Category  | Rule 300<br>(FY 2017-2018) |
|--|----------------------------|
| Dry Cleaner  | \$310                      |
| Emergency Diesel Fueled Internal Combustion Engine<br>(current fee code 502) | \$310                      |
| Emergency Diesel Fueled Internal Combustion Engine<br>(current fee code 501) | \$210                      |
| Emergency Non-Diesel Fueled Internal Combustion Engine                       | \$210                      |
| Fume Hood  | \$210                      |
| Fossil Fueled Power Plant Gas Turbine Maximum Rated Heat Input               | \$50 per MMBtu/hr          |
| Fossil Fueled Power Plant Boiler   | \$25 per MMBtu/hr          |
| Lime Processing Facility<br>(3-year average kiln annual production rates):   |                            |
| -Kiln production rate < 100,000 short tons per year                          | \$0.50 per short ton       |
| -Kiln production rate > 100,000 short tons per year                          | \$0.70 per short ton       |
| Cannabis Cultivation/Manufacturing/Processing Operations                     | \$450                      |
| Cannabis Cultivation/Manufacturing/Processing Odors                          | \$100                      |
| Synthetic Minor Permit   | \$40 per ton               |

### Table 1. Fee Schedule

#### Rule 300 (Annual Renewal Fees, Section 4.4)

| Billable Emission per Permit; Tons per Year | Rule 300<br>(FY 2017-2018) |
|---|----------------------------|
| 0 - < 0.1                                   | \$ 197                     |
| 0.1 - < 1                                   | \$ 295                     |
| 1 - < 2                                     | \$ 369                     |
| 2 - < 5                                     | \$ 526                     |
| 5 - < 8                                     | \$ 723                     |
| 8 - < 10                                    | \$ 1,384                   |
| 10 - < 20                                   | \$ 2,043                   |
| 20 - < 30                                   | \$ 3,544                   |
| 30 - < 45                                   | \$ 5,043                   |
| 45 - < 60                                   | \$ 6,166                   |
| 60 - < 80                                   | \$ 7,290                   |
| 80 - < 100                                  | \$ 8,028                   |
| 100 - < 150                                 | \$ 8,752                   |
| 150 - < 200                                 | \$ 10,599                  |
| 200 - < 250                                 | \$ 12,446                  |
| 250 - < 300                                 | \$ 15,459                  |

#### Rule 300 (Annual Renewal Fee Determination, Section 4.5)

| Fees          | Rule 300<br>(FY 2017-2018) |
|---------------|----------------------------|
| Section 4.5.1 | \$ 959                     |
| Section 4.5.2 | \$ 480                     |
| Section 4.5.3 | \$ 480                     |

#### Rule 300 (Gasoline Throughput Fees, Section 4.6)

| Gasoline Throughput; Gallons per Year | Rule 300<br>(FY 2017-2018)                          |
|---------------------------------------|---|
| Section 4.6 Per Nozzle Fee            | \$ 50   |
| Throughput "b" 0 - < 100,000          | \$ 246  |
| 100,000 - < 400,000                   | \$ 393  |
| 400,000 - < 800,000                   | \$ 581  |
| 800,000 - < 1,200,000                 | \$ 773  |
| 1,200,000 - < 1,600,000               | \$ 963  |
| 1,600,000 - < 2,000,000               | \$ 1,245  |
| 2,000,000 - < 3,000,000               | \$ 1,889  |
| 3,000,000 and greater                 | \$1,889 + \$628 for each additional million gallons |

### Table 1. Fee Schedule

#### Rule 300 ( Wastewater Treatment Facilities Fees, Section 4.7)

| Average Flow; Gallons per Day | Rule 300<br>(FY 2017-2018)                                |
|-------------------------------|---|
| 0 - < 500,000                 | \$ 176  |
| 500,000 - < 1,000,000         | \$ 294  |
| 1,000,000 - < 2,000,000       | \$ 522  |
| 2,000,000 - < 3,000,000       | \$ 749  |
| 3,000,000 - < 4,000,000       | \$ 1,160  |
| 4,000,000 - < 5,000,000       | \$ 1,489  |
| 5,000,000 - < 6,000,000       | \$ 1,820  |
| 6,000,000 - < 7,000,000       | \$ 2,151  |
| 7,000,000 - < 8,000,000       | \$ 2,483  |
| 8,000,000 and greater         | \$2,483 + \$332 for<br>each additional<br>million gallons |

#### Rule 300 (Other Annual Renewal Fee Determination)

|               | Fees                                  | Rule 300<br>(FY 2017-2018) |
|---------------|---------------------------------------|----------------------------|
| Section 4.8   | Annual Renewal Fee for NESHAP Sources | \$ 15,459                  |
| Section 4.9   | Methyl Bromide Fumigation Chambers    | \$ 176                     |
| Section 4.10  | Authorities to Construct              | \$ 176                     |
| Section 4.11  | Toxic Program Sources                 | \$ 92                      |
| Section 6.1   | ERC Registry Fee                      | \$ 583                     |
| Section 6.1.2 | Annual Registry Fee                   | \$ 195                     |

#### Rule 300 (Delinquency Penalties)

|                 | Fees                  | Rule 300<br>(FY 2017-2018) |
|-----------------|-----------------------|----------------------------|
| Section 5.1.7.2 | Revocation Initiation | \$ 497                     |
| Section 5.1.7.3 | Reinstatement         | \$ 750                     |



## Table 1. Fee Schedule

### Rule 301 ( Permit Fee Schedules)

|            | Fee Schedules                               | Rule 301<br>(FY 2017-2018)          |
|------------|---|-------------------------------------|
|            | Hourly Staff Rate                           | \$ 145                              |
| Schedule 1 | General Permit Fee                          | \$882 plus the<br>hourly staff rate |
| Schedule 2 | Administrative Amendment                    | \$286 plus the                      |
| Schedule 3 | Equipment that Lost Permit Exemption        | hourly staff rate                   |
| Schedule 4 | Gasoline Dispensing Facilities              |                                     |
|            | Phase I                                     | \$ 910                              |
|            | Phase II                                    | \$ 910                              |
|            | Phase II per nozzle fee                     | \$ 50                               |
|            | Phase I + Phase II                          | \$1213 + \$108 for<br>each nozzle   |
|            | Installation of In Station Diagnosis System | \$ 1,296                            |
|            | Throughput Fees (gallons per year)          |                                     |
|            | 1 Nozzle (0 - < 100,000)                    | \$ 246                              |
|            | 2 Nozzles (100,000 - < 400,000)             | \$ 393                              |
|            | 3 Nozzles (400,000 - < 800,000)             | \$ 581                              |
|            | 4 Nozzles (800,000 - < 1,200,000)           | \$ 773                              |
|            | 5 Nozzles (1,200,000-< 1,600,000)           | \$ 963                              |
|            | 6 Nozzles (1,600,000 -<2,000,000)           | \$ 1,245                            |
|            | More than 7 Nozzles (2,000,000 or greater)  | \$ 1,889                            |
| Schedule 5 | Emission Fees                               | \$ 197                              |
| Schedule 6 | Toxic Air Contaminants                      | \$ 198                              |
| Schedule 7 | Public Notification                         | \$ 599                              |
| Schedule 8 | Public Record Request                       |                                     |
|            | Electronic Media                            | \$ 5                                |
|            | Photocopies                                 | \$0.10 per page                     |
| Schedule 9 | Mutual Settlement Program Base Rate         | \$ 186                              |

**Table 1. Fee Schedule**

**Rule 302 ( Source Testing and Analyses)**

| <b>Type of Test</b> |   | <b>Rule 302<br/>(FY 2017-2018)</b>                                      |
|---------------------|---|---|
| Section 4.1.2       | Visible emission evaluation test or observation of source testing | \$145 + \$145 per hour for every staff hour in excess of 20 staff hours |

**Rule 305 ( Fees for Risk Assessments, Risk Notifications & Risk Reduction Plans and Reports)**

| <b>Fee Determination</b> |   | <b>Rule 305<br/>(FY 2017-2018)</b> |
|--------------------------|---|------------------------------------|
| Hourly Staff Rate for:   |   |                                    |
| Section 3.1.2-3.1.3      | Public Notification, Audit and Plan, Supplemental Risk Assessment | \$ 145                             |
| Section 3.3.5.1          | Revocation Initiation   | \$ 497                             |
| Section 3.3.5.2          | Reinstatement   | \$ 750                             |

**Table 1. Fee Schedule**

Rule 306 (Asbestos NESHAP Fees)

|                              | Fee   | Rule 306<br>(FY 2017-2018) |
|------------------------------|---|----------------------------|
| Section 4.2                  | Demolition (cost per structure)<br>Where No Asbestos Present  | \$ 402                     |
| Demolition or Renovation Fee |   |                            |
| Section 4.5.1                | Demolition of structures involving less than 160<br>sq. ft. RACM, or<br>less than 260 linear ft. RACM, or<br>less than 35 cubic ft. RACM<br>(including no asbestos present) | \$ 402                     |
| Section 4.5.2                | Demolition or Renovation involving; between 160<br>and 999 sq. ft. RACM, or<br>between 260 and 499 linear ft. RACM<br>35 cubic ft. or greater RACM                          | \$ 698                     |
| Section 4.5.3                | Demolition or Renovation involving; between<br>1000 and 1499 sq. ft. RACM, or<br>between 500 and 749 linear ft. RACM  | \$ 900                     |
| Section 4.5.4                | Demolition or Renovation involving; between<br>1500 and 1999 sq. ft. RACM, or<br>between 750 and 999 linear ft. RACM  | \$ 1,101                   |
| Section 4.5.5                | Demolition or Renovation involving; between<br>2000 and 3999 sq. ft. RACM, or<br>between 1000 and 1999 linear ft. RACM  | \$ 1,297                   |
| Section 4.5.6                | Demolition or Renovation involving; between<br>4000 and 9999 sq. ft. RACM, or<br>between 2000 and 2999 linear ft. RACM  | \$ 1,486                   |
| Section 4.5.7                | Demolition or Renovation involving; greater than<br>10000 sq. ft. RACM, or<br>greater than 3000 linear ft. RACM   | \$ 1,627                   |
| Section 4.5.8                | Cancellation Fee  | \$ 145                     |

**Table 1. Fee Schedule****Rule 308 ( Title V Fees)**

|                 | <b>Title V Fees</b>  |    | <b>Rule 308<br/>(FY 2017-2018)</b> |
|-----------------|--|----|------------------------------------|
|                 | Filing Fee for an initial Federal Operating Permit, renewal, or modification | \$ | 402                                |
|                 | Filing Fee for Change of Ownership   | \$ | 145                                |
| Section 3.3     | Evaluation Fee   | \$ | 145                                |
| Section 4.1.1   | Minimum Annual Federal Operating Permit Fee (AFOPF)                          | \$ | 959                                |
| Section 4.1.2.1 | AFPOF for landfill gas emissions per ton                                     | \$ | 2.92                               |

**Rule 309 (Hearing Board Fees)**

|                          | <b>Hearing Board Fees</b>   |    | <b>Rule 309<br/>(FY 2017-2018)</b> |
|--------------------------|---|----|------------------------------------|
| Section 3.1.1-3.1.10     | Fee for Each Additional Hearing   | \$ | 467                                |
| <b>Application Fees:</b> |   |    |                                    |
|                          | Length of variance exceeds 90 days  | \$ | 930                                |
| Section 3.1.1            |   |    |                                    |
|                          | Length of variance does not exceed 90 days                                      | \$ | 651                                |
| Section 3.1.2            |   |    |                                    |
| Section 3.1.3            | Modifying a variance  |    |                                    |
| Section 3.1.4            | Modify a Variance's Schedule of Increments of Progress or Final Compliance Date |    |                                    |
| Section 3.1.5            | Approval of Schedule of Increments of Progress                                  | \$ | 467                                |
| Section 3.1.6            | Emergency Variance  |    |                                    |
| Section 3.1.7            | Permit Denial   |    |                                    |
| Section 3.1.8            | Issuance of Permit  |    |                                    |
| Section 3.1.9            | Suspension of Permit  |    |                                    |
| Section 3.1.10           | Intervention in a Pending Variance  |    |                                    |
| Section 3.2              | Excess Emissions<br>(\$ per pound of excess emissions)                          | \$ | 0.63                               |
| Section 3.3.1            | Excess Visible Emission   | \$ | 1.79                               |
| Section 3.4              | Minimum Fees  | \$ | 467                                |

## Table 1. Fee Schedule

### Rule 310 ( Agricultural Diesel Engine Registration Fees)

| Ag Engine Fees                               | Rule 310<br>(FY 2017-2018)                     |
|--|--|
| Application Fees:                            |  |
| In-use diesel engine                         | \$397 + \$198 for<br>each additional<br>engine |
| Section 3.1.1.1                              |  |
| New Diesel Engine within 90 days of purchase | \$198 + \$99 for<br>each additional<br>engine  |
| Section 3.1.2.1                              |  |
| New Diesel Engine after 90 days of purchase  | \$397 + \$198 for<br>each additional<br>engine |
| Section 3.1.2.2                              |  |
| Operational Annual Registration Fees         | \$ 73  |
| Section 3.2                                  |  |
| Non-Operational Annual Registration Fees     | \$ 37  |
| Section 3.3                                  |  |
| Transfer of Owner/Change of Location         | \$ 198   |