

Rule 2:11 Permit Fees

Adopt 9/19/1985, Amend 4/25/1989, Amend/Adopt 9/18/1990, Repeal/Adopt 6/27/1995, Repeal/Adopt, 4/28/1998, Repeal/Adopt 4/4/2008, Repeal/Adopt 9/25/2007, Repeal/Adopt 10/1/1996, Repeal/Adopt 7/13/1993, Repeal/Adopt 6/16/1992, Amended 7/01/08, Repeal/Adopt 7/22/08

- 1 Filing Fee: Every application for Authority To Construct and/or Permit to Operate, Title V Federal Operating Permit or modification pursuant to Rule 2:3A shall be accompanied by a nonrefundable filing fee of \$133.00 except for Phase II vapor recovery systems which shall be \$154.50. All applicants for an Authority to Construct and/or Permit to Operate or Title V Federal Operating Permit shall pay to the Air Pollution Control District an amount equal to the District's cost of any staff time, materials, mileage, etc. that was not covered by the application fee. In the event that a source is constructed or modified without first obtaining an Authority To Construct pursuant to Rule 2:2 (a) the filing fee shall be \$200.00. A prorated fee for equipment added to an already existing source will be charged to coincide with the expiration of the current permit.
- 2 Permit to Operate: All fees prescribed in this Rule pertaining to a Permit to Operate are non-refundable and shall be paid in advance of issuance to the Tehama County Air Pollution Control District. The District will issue a billing statement for new permits. Nonpayment of the fee within 30 days of the billing date shall cause the automatic cancellation of the application.
  - 2.1 The District will issue a billing statement for permit renewals a minimum of thirty (30) days prior to the expiration date. Nonpayment of the renewal fee until after the Permit to Operate expiration date shall result in the automatic cancellation of the permit. Renewing a Permit to Operate after the expiration date shall cause an additional 50% late fee.
    - 2.1.1 Any further costs incurred by the District after issuance of the Authority to Construct but prior to issuance of the Permit to Operate shall be paid within 30 days of the subsequent billing by the District for the new Permit to Operate pursuant to Section 9.
- 3 Transfer of Location: Where an application is filed for a revised Permit to Operate by reason of transfer of the location of already permitted equipment, where there is no modification of the transferred equipment, the applicant shall pay only the filing fee required pursuant Section 1. above.
  - 3.1 Any such filing fee shall be tendered along with the application for which it is due. Any application for transfer of location is not complete until the filing fee is paid.

- 4 Identical Replacement: Where an application is filed for a revised Permit to Operate by reason of an identical replacement of an entire permitted unit or a component thereof, where a revision to the equipment description of the existing permit is necessary, the applicant shall pay only the amount of the filing fee required by Section 1 above.
  - 4.1 Any such filing fee shall be tendered along with the application for which it is due. Any application for an identical replacement is not complete until the filing fee is paid.
- 5 Permit Granted by Hearing Board: In the event an Authority to Construct or Permit to Operate is granted by the Hearing Board after denial by the Air Pollution Control Officer, the permit fee provisions prescribed by Section 1. or 2. above shall be payable within 30 days of the date of billing by the District pursuant to Section 9.
- 6 Revising Permit Terms or Conditions: Where an application is filed requesting revisions to the terms or conditions of an existing Permit to Operate, or when the Air Pollution Control Officer issues a revised Permit to Operate, the applicant shall pay the actual cost incurred by the District in processing the application. Such fee shall be paid within 30 days of the date of billing by the District and shall be based on a rate of \$68.00per hour of District staff time expended in processing the application.
  - 6.1 Any application requesting revisions to the terms or conditions of an existing Permit to Operate shall be accompanied by a filing fee of \$102.00, and the application shall not be complete until the filing fee is paid.
- 7 Amendment to Authority to Construct: An applicant may request written authorization to alter the proposed design and/or operational characteristics of a specified permit unit after the application for Authority to Construct has been deemed complete by the District and before work has begun on the Permit to Operate evaluation. The applicant shall pay the actual cost incurred by the District to evaluate the impact of the alteration(s) at the rate of \$68.00 per hour of District staff time expended. Such fee shall be paid within 30 days of the date of billing by the District pursuant to Section 9.
- 8 Withdrawal or Denial: When an application for any of the above permit actions is submitted to the District it initiates action by the District which commits staff resources in reliance upon the request of the applicant. In the event an applicant withdraws or cancels its application, or the District denies the requested Permit to Operate or Authority to Construct, the resources expended by the District in processing the application becomes an obligation owing to the District as follows:
  - 8.1 The actual time spent by the District in processing any application for a Permit to Operate, an Authority to Construct, revision to permit terms or conditions, or to revise an Authority to Construct application, the applicant shall pay the actual costs incurred by the District which were beyond the application fee at a rate of

\$68.00 per hour upon withdrawal or denial of the application. Such fee shall be payable within 30 days of the date of billing, and constitutes a legal obligation owing to the District for work done in reliance upon an applicant's request.

- 9 Payment of Fees: No Authority to Construct or Permit to Operate shall be issued or renewed to any applicant until the applicable fee pursuant to this Rule, and any other fee obligations arising under this Rule or any other District Rule, is paid in full.
- 10 All fees prescribed in this Rule must be paid in full within the time periods specified. Partial payments are not accepted and will not constitute satisfaction of the obligation established by this Rule, nor will they suspend the running of the period of time during which payments must be made. In the event fees are not paid within (30) days of the billing date an additional 50% late fee will be charged.
- 11 If any person who failed to pay any fee prescribed in this Rule within the time period specified establishes to the satisfaction of the Air Pollution Control Officer that such failure was due to reasonable cause and not due to willful neglect, and the person has subsequently paid such fee in full, the Air Pollution Control Officer may waive the 50% late fee prescribed in this Rule. As used herein, "reasonable cause" shall not include the failure of the person to receive any mailed billing statement or renewal notice.

12 Fee Schedule Fee

12.1 Air Conveyance Control Devices

12.1.1 Cyclone	
≤30,000 scfm	217.00
>30,000 scfm	348.00
12.1.2 Baghouse	434.50
12.1.3 Electrostatic Precipitator	434.50
12.1.4 Wet Scrubber	434.50
12.1.5 Dry Scrubber	434.50
12.1.6 Packed Tower	434.50
12.1.7 Afterburner	434.50
12.1.8 Absorption Device	434.50
12.1.9 Multiclone/Fly Ash Reinject	434.50
12.1.10 NOx Reduction System	434.50

12.2 Asphalt Batch Plant (Maximum Design Rating)

12.2.1 ≤100 tons/hour	679.00
12.2.2 >100 - ≤250 tons/hour	809.50
12.2.3 >250 - ≤500 tons/hour	939.50
12.2.4 >500 - tons/hour	1,071.50

12.3	Asphalt Storage Facility	217.00
12.4	Fuel Combustion Devices (Boilers, etc. $10^6$ BTU/hour, Maximum Design Rating)	
12.4.1	$\leq 15$	219.00
12.4.2	$>15 - \leq 30$	385.00
12.4.3	$>30 - \leq 45$	676.00
12.4.4	$>45 - \leq 60$	1,335.00
12.4.5	$>60 - \leq 75$	1,506.00
12.4.6	$>75 - \leq 100$	1,706.00
12.4.7	$>100 - \leq 250$	2,089.00
12.4.8	$<250 - \leq 500$	2,370.00
12.4.9	$>500$	2,698.00
12.5	Cement Batch Plant	217.00
12.6	Kilns ( $10^6$ BTU/hour, Maximum design Rating)	
12.6.1	$\leq 100$	522.00
12.6.2	$>100 - \leq 200$	653.00
12.6.3	$>200 - \leq 500$	783.00
12.6.4	$>500$	913.50
12.7	Charcoal/Carbon Manufacturing Furnace	522.00
12.8	Dryers	
12.8.1	Plywood Veneer	260.50
12.8.2	All Others	174.00
12.9	Vapor Recovery Systems	
12.9.1	Minimum charge	117.00
12.9.2	Dispensing nozzles (per nozzle) whichever is greater	29.00
12.10	Incinerators/Remelt Furnaces (Pathological, Cremation Retorts, Burnout ovens, etc.) - Maximum Horizontal Cross Sectional Area, Ft <sup>2</sup> of Primary Combustion Chamber.	
12.10.1	$\leq 50$	217.00
12.10.2	$>50 - \leq 100$	348.00
12.10.3	$>100$	479.00

12.11	Industrial/Commercial Surface Coating Operations		
12.11.1	≤1,000 gallons/year		217.00
12.11.2	>1,000 gallons/year		305.00
12.12	Volatile Organic Compound Substance Use		
12.12.1	≤1,500 gallons/year		217.00
12.12.2	>1,500 gallons/year		305.00
12.13	Fiberglass Resin Usage		
12.13.1	≤50 tons/year		217.00
12.13.2	>50 tons/year		305.00
12.14	Mineral Processing-Rock Crushing/Screening		
12.14.1	≤25,000 tons/year		174.00
12.14.2	>25,00 - ≤50,000 tons/year		434.50
12.14.3	>50,00 - ≤100,000 tons/year		653.00
12.14.4	>100,000 - ≤500,000 tons/year		876.50
12.14.5	>500,000 tons/year		964.00
12.15	Miscellaneous		
12.15.1	Minimum Charge (≤5 tons/year emitted)		139.00
12.15.2	Other (E = tons/year emitted)		26.50
12.16	Insignificant Source/Emission Inventory Tracking Fee		34.00
12.17	Fugitive Dust Permit		
12.17.1	Fugitive Dust Permit to Operate, non large source	139.00	
12.17.2	Fugitive Dust Permit to Operate, large source, initial issuance 68.00 per hour (a deposit of \$250 shall be paid at the time of application. The balance of the Fee, if any, shall be paid prior to issuance of the permit.)		
12.17.3	Fugitive Dust Permit to Operate, large source, renewal per hour (a deposit of \$139.00 shall be paid at the time of application. The balance of the Fee, if any, shall be paid prior to issuance of the renewal.)	68.00	
12.17.4	Surcharge for Stationary Source Permits containing Fugitive Dust Conditions		17.00
12.18	Agricultural Burn Permit (per year)		

12.18.1 Each applicant shall pay a fee upon application or renewal for a permit based on the following schedule:

0 to 50 acres	25.50
51 to 100 acres	51.00
101 to 200 acres	102.00
Over 200 acres	153.00

12.19 The provisions of Part 4, Chapter 3, Article 3, Section 41866 of the California Health and Safety Code which are in effect as of June 16, 1992 are incorporated herein as a part of the Rules and Regulations of the Tehama County Air Pollution Control District.

12.20 Land Clearing 51.50  
(Burning conducted under Rule 4:6 A. h.)

12.21 Fire Hazard and/or Employee Instruction 51.50  
(Burn conducted under Rule 4:6 A. a. (1) and/or (2).)

12.22 Transfer of Ownership (Permit to Operate) 40.00

12.23 Stationary Source Greenhouse Gas Calculation and Tracking Fee (Whichever amount is greater)- This calculation and associated fee applies to all stationary source Permits to Operate and renewals of Permits to Operate that have a potential to emit greenhouse gases, to include carbon dioxide and carbon dioxide equivalent emissions.

12.23.1 Hourly Labor rate 68.00 per hour  
(A deposit of \$34.00 shall be paid at the time of paying the applicable fee under Subdivision B of this rule. The balance of the Stationary Source Greenhouse Gas Calculation and Tracking Fee, if any, shall be paid prior to issuance of the permit or renewal.)

13 General Rules Applicable to Permit Fee Schedules:

13.1 The permit fee of a multi-component system shall be the sum of those fee schedules for each individual device in the component system.

13.2 If more than one fee schedule is applicable to an individual device, the schedule with the higher fee shall be used exclusively.

13.3 If the Control Officer ascertains that tests will be required which the APCD staff does not routinely perform, then the APCD is authorized to charge additional fees

not to exceed the estimated cost of making such tests provided that the applicant shall be advised of such additional fees prior to the making of such tests and given the option to have such test made by an independent laboratory approved by the Control Officer at the applicant's cost. All fees estimated and collected by the Control Officer for special tests which are later found to exceed the actual test costs will be refunded.

- 13.4 For devices which the Control Officer ascertains are inherently seasonally operational due to location or nature of raw materials processed (i.e. devices operating less than three consecutive months), the permit fee shall be twenty-five (25) percent of the regular fee or \$200 dollars whichever is higher.
- 13.5 Any person requesting that the District undertake or perform any of the following activities shall pay for the full cost of such activity as incurred by the District. Such costs shall include staff time, materials, mileage, etc. Staff time shall be charged at a rate of \$68.00 per hour. Overtime shall be charged at one and one-half (1.5) times the staff time rate.
  - 13.5.1 Technical evaluations and/or pre-permit evaluation.
  - 13.5.2 Any other activity not routinely performed by the Air Pollution Control District.
- 13.6 Should the Control Officer find that an analysis of emissions or any special studies are necessary pursuant to these regulations, the cost shall be charged against the owner or operator of said source.
- 13.7 Any facility which has a source test performed which is required by the District shall pay for the full cost of such activity as incurred by the District at a rate of \$68.00 per hour. The cost shall include source test protocol review, source test observation and compliance analysis of such tests.
- 13.8 Any facility which chooses to submit emission data from continuous emission monitor(s) in lieu of source testing shall pay the District at a rate of \$68.00 per hour for compliance analysis.
- 13.9 Any fees prescribed in this Rule may be adjusted annually on July 1<sup>st</sup> by the Air Pollution Control Officer based on the change in the California Consumer Price Index for the preceding year, as determined pursuant to Section 2212 of the Revenue and Taxation Code. All other revisions of this Rule require approval of the District's Board of Directors.

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