

Fee Rules

Rules 301, 302 & 303

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Rule 301

Permit Fees

Background

- Adopted – 04/18/1972
- Last amended – 03/13/2008

Purpose & Applicability

- Outlines filing fees for:
 - Authority to Construct
 - Permit to Operate
 - Exemption Issuance Fees
 - PTO and Exemption Renewal Fees
 - Alteration of Equipment Fees

Modifications

- \$120 filing fee will be nonrefundable and filling will not be applied to engineering analysis processing time.

Reasons for Amendment

- Significant pre-processing time is utilized prior to engineer receiving application.
- Not applying filling fee to engineering analysis processing fee corrects for actual pre-processing activities' cost.

Administrative Requirements

- Rule requires that every applicant of an Authority to Construct, a Permit to Operate or a Request for Exemption shall pay a filing fee of \$120.
- If an application is filed for a Permit to Operate by reason of transfer of ownership from one person to another, or a change in the company's name to a Permit to Operate that had previously been granted, and no alteration, addition, or transfer of location has been made, the applicant shall pay a \$65 filing fee.

Economic Impact

- The economic impact on the applicants from the updates to Rule 301 are expected to be minimal.
- Filing fee is approximately 1 ½ times the hourly rate for processing time.
- This change is necessary to appropriately cover administrative processing costs.

Rule 302

Permit Fee Schedules

Background

- Adopted – 04/18/1972
- Last amended – 11/13/2008

Purpose & Applicability

- Outlines fee schedule for all equipment that requires a permit.
- Schedule of fees are based on size and type of equipment.

Modifications

- Modifications of Rule 302 will apply to only two sources: Schedule 10, power generation – including solar power generation facilities; and Schedule 12, stationary agricultural facilities.

SCHEDULE 10

POWER GENERATION, COGENERATION AND RESOURCE RECOVERY SCHEDULE

<u>MEGAWATTS (Gross Rating)</u>	<u>FEE</u>
Up to 1	\$3,220
Greater than 1 including 3	\$8,041
Greater than 3 but less than 10	\$10,131
10 or greater but less than 20	\$12,222
20 or greater but less than 30	\$14,311
30 or greater but less than 40	\$16,402
40 or greater but less than 50	\$18,745
50 or greater but less than 100	\$20,836
100 or greater but less than 250	\$25,300
250 or greater but less than 500	\$32,200
500 or greater but less than 1000	\$41,400
1000 or Greater	\$52,900

SCHEDULE 12

AGRICULTURAL ENGINE REGISTRATION SCHEDULE

<u>BRAKE HORSEPOWER</u>	<u>FEE</u>
Greater than 50 but less than 100	\$100
100 or greater but less than 300	\$141
300 or greater but less than 600	\$241
600 or greater but less than 700	\$382
700 or greater but less than 800	\$503
800 or greater but less than 900	\$744
900 or greater but less than 1,000	\$1,005
1,000 or greater but less than 5,000	\$1,266
5,000 or greater but less than 10,000	\$1,527
10,000 or greater	\$1,789

Reasons for Amendment (Ag)

- Fee schedule more consistent with fees for other engines.
- Proportional to the size of the engine.
- More representative of the time spent for processing, engineering analysis and health risk assessment for each unit.
- Previous registration fees did not accurately depict the amount of time it takes to process applications, travel to sites and inspect these units.

Reasons for Amendment(Solar)

- Solar facilities were initially believed to be an insignificant source of emissions. Real-life circumstances have proven this not to be the case. Section III.B. of Rule 202 states that the Control Officer makes a determination. Determination for this case is Rule 401.
- Increase in time spent on investigating complaints and inspecting solar farm sites.
- Will offset those costs, along with the addition of more defined terms in permits and monitoring requirements.

Administrative Requirements

- Rule requires a first year fee according to the equipment type and size to be paid before issuance of Authority to Construct.
- These fees will also be billed every year for renewal of Permit to Operate once construction is completed.
- Cost of issuing permits and inspections is more than the applicable fees.
- In determining fees to be charged, applicable equipment within each process requiring a permit shall be totaled for each schedule.

Economic Impact (Ag)

- May see an increase in yearly registration renewal fees depending on size of the unit.
- Will be an increase in application processing fees, but more accurately depicts cost spent on applications.

Economic Impact (Solar)

- Since Solar facilities were not subject to permit fees in prior years, there will be an increase in permit and analysis fees.
- New source of emissions.

Rule 303

Miscellaneous Fees

Background

- Adopted – 04/18/1972
- Last amended – 03/13/2008

Purpose & Applicability

- Outlines fees for
 - emissions testing
 - application processing
 - CEQA document preparation
 - portable equipment inspection
 - preliminary consultation
 - priority processing
 - stationary agricultural engine registration.

Modifications

- Modification of Section II (Application Processing) of Rule 303 will apply the engineering processing time utilized for the 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.
- Per hour engineering analysis fee increase from \$88 to \$100 per hour.

Reasons for Amendment

- Must account for inflation.
- The increase in engineering time and operating costs of the District.

Administrative Requirements

- Rule requires an application processing fee for engineering analysis based on the number of hours spent completing the project.
- Emissions testing, CEQA document preparation, portable equipment inspections and preliminary consultation may require additional fees which will be determined by the Control Officer.
- Priority processing is also available and has a separate overtime hourly processing rate.

Economic Impact

- There is a proposed increase of \$12 in hourly rate of engineering analysis, which is less than a 14% increase.
- Each year the District only receives approximately \$36,000 from engineering analysis fees, which only covers 1% of the department's annual expenses.
- Change in cost expected to be minimal for applicants.