

APCB RESOLUTION NO. 2025-XX

**A RESOLUTION OF THE AIR POLLUTION CONTROL BOARD OF THE
SHASTA COUNTY AIR QUALITY MANAGEMENT DISTRICT
AMENDING DISTRICT RULE 2:11; FEES FOR
CALENDAR YEAR 2025 THROUGH CALENDAR YEAR 2027**

WHEREAS, the Air Pollution Control Board (APCB) of the Shasta County Air Quality Management District (District) has promulgated certain rules for the District; and

WHEREAS, it is the intent of the APCB to review and revise these rules to ensure their appropriateness in accordance with authority granted under California Health and Safety Code (HSC) Sections 40000, 40001, 40701, and 40702; and

WHEREAS, the provisions of Sections 40725 through 40728 of the HSC regarding noticing, provision of submission of comments, findings, written analysis, and contents of rule-making records have been complied with; and

WHEREAS, the APCB acknowledges HSC Section 41512.7(b) limits districts with an annual budget of one million dollars or more from increasing any existing fees for authority-to-construct operating permits or permits to operate by more than 15 percent in any calendar year; and

WHEREAS, the APCB conducted a duly noticed public hearing on June 9, 2025, to receive and consider public comments on the proposed adoption of revised District Rule 2:11 concerning District fees; and

WHEREAS, the APCB has considered public comments and a report from District Staff.

NOW, THEREFORE, BE IT RESOLVED, that the Air Pollution Control Board of the Shasta County Air Quality Management District:

1. Finds that the statements and facts set forth in the Recitals herein are true and correct.
2. Finds the rule amendment is not subject to the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15273(a)(1) when the establishment, modification, structuring, restricting or approval of rates, tolls, fares, and other charges by public agencies are for the purpose of meeting operating expenses, including employee wage rates and fringe benefits.
3. Makes the following findings pursuant to written analysis in the staff report and in accordance with HSC Section 40727.2, that the amendments to District Rule 2:11 meet the statutory requirements of Section 40727 of the HSC with respect to necessity, authority, clarity, consistency, non-duplication, and reference:

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June 9, 2025

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- A. It is necessary to amend District Rule 2:11 as allowed per HSC Section 42311, in order for the District to cover the cost of District programs related to stationary sources of air pollution that are not otherwise funded; and
 - B. The District is authorized to adopt and amend Rule 2:11 by HSC; Sections 40001, 40702, 42311; and
 - C. The proposed District Rule 2:11 is written in a manner that can be easily understood by persons affected by the Rule; and
 - D. The proposed District Rule 2:11 is consistent with, and not in conflict with, or contrary to existing statutes, court decisions, or state or federal regulations; and
 - E. The proposed amendments are unique to District Rule 2:11, and do not duplicate any state or federal permitting processes or authorities;
 - F. The proposed amendments to District Rule 2:11 meet the referencing requirements of HSC; Sections 40001, 40702.
4. Adopts the amended District Rule 2:11 attached hereto as Exhibit A, Exhibit B, and Exhibit C and incorporated herein.

DULY PASSED AND ADOPTED this 9th day of June, 2025, by the Air Pollution Control Board of the Shasta County Air Pollution Control District by the following vote:

AYES: X
NOES: X
ABSENT: X
ABSTAIN: X
RECUSE: X

KEVIN W. CRYE, CHAIR
Air Pollution Control Board
Shasta County Air Quality Management District
State of California

ATTEST:

DAVID J. RICKERT
Clerk of the Board of Supervisors

By: _____

APPROVED AS TO FORM:

JOSEPH LARMOUR
County Counsel

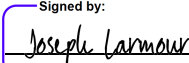
By:  _____
Signed by:
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Exhibit A

Rule 2:11 Fees:

(Amended 7-22-86, 7-28-87, 4-10-90, 1-5-93, 4-12-94, 7-17-01, 8-24-04, 7-1-25)

a. Device or Facility

1. General Permit Information

Pursuant to Rules 2:1 and 2:1A, every application for or modification to an Authority to Construct or Permit to Operate shall be accompanied by a non-refundable filing fee of \$86.25.

In the event that a source is constructed or modified without first obtaining an Authority to Construct as stated in Rule 2:1A, the filing fee shall be \$172.50. All applicants for an Authority to Construct shall pay to the Air Quality Management District (AQMD) an amount equal to that specified in Rule 2:11.a.(3)(e) for each hour of staff time expended in excess of two (2) hours to cover the costs of all aspects of the preparation and issuance of the Authority to Construct.

Any applicant who has an Authority to Construct application pending before the Air Pollution Control Officer (APCO) on the date of this Rule adoption shall pay the aforementioned fee beginning as of the date of rule adoption.

Every application submitted pursuant to Rule 2:21 shall pay a non-refundable transfer fee of \$17.25.
(Amended 4-10-90, 7-1-25)

2. Specific Permit Fees

Before a Permit to Operate is issued or renewed as stated in Rule 2:1A.b., a non-refundable permit fee shall be paid to the Shasta County AQMD according to the following permit fee schedule:

<u>Device/Category</u>	<u>Fee</u>
a) Air Conveyance Control Device	
1) Cyclone	
(i) $\leq 30,000$ scfm	\$ 172.50
(ii) $> 30,000$ scfm	257.60
2) Baghouse	432.40
3) Electrostatic Precipitator	432.40

4)	Wet Scrubber	432.40
5)	Dry Scrubber	432.40
6)	Packed Tower	432.40
7)	Afterburner	432.40
8)	Absorption Device	345.00
9)	Multiclone/Fly Ash Reinject	432.40
10)	Thermal De NOx System	432.40
b)	Asphalt Batch Plant (Maximum Design Rating)	
1)	≤100 tons/hour	\$ 949.90
2)	>100 - ≤250 tons/hour	1,122.40
3)	>250 - ≤500 tons/hour	1,294.90
4)	>500 tons/hour	1,467.40
c)	Asphalt Storage Facility	257.60
d)	Fuel Combustion Devices (Boilers, etc.; 10% BTU/hour, Maximum Design Rating)	
1)	15 or less	\$ 172.50
2)	>15 - ≤30	257.60
3)	>30 - ≤45	575.00
4)	>45 - ≤60	862.50
5)	>60 - ≤75	1,150.00
6)	>75 - ≤100	1,294.90
7)	>100 - ≤250	1,467.40
8)	>250 - ≤500	1,639.90
9)	More than 500	1,812.40
e)	Cement Batch Plant	\$ 432.40
f)	Kilns (10% BTU/hour, Maximum Design Rating)	
1)	100 or less	\$ 777.40
2)	>100 - ≤200	949.90
3)	>200 - ≤500	1,294.90
4)	More than 500	1,467.40
g)	Charcoal/Carbon Manufacturing Furnace	\$ 719.90
h)	Dryers	

- | | | |
|----|----------------|--------|
| 1) | Plywood Veneer | 287.50 |
| 2) | All Others | 172.50 |
- i) Gasoline Marketing (Retail/Wholesale; gallons per year)
- | | | |
|----|--------------------------------|----------|
| 1) | 50,000 gal/yr or fewer | \$ 31.05 |
| 2) | >50,000 - ≤100,000 gal/yr | 62.10 |
| 3) | >100,000 - ≤500,000 gal/yr | 116.15 |
| 4) | >500,000 - ≤1,000,000 gal/yr | 135.70 |
| 5) | >1,000,000 - ≤1,500,000 gal/yr | 155.25 |
| 6) | >1,500,000 - ≤5,000,000 gal/yr | 174.80 |
| 7) | >5,000,000 - ≤10,000,000gal/yr | 194.35 |
| 8) | More than 10,000,000 gal/yr | 213.90 |
- 9) Gasoline marketing facilities required to install Phase II Vapor Recovery controls at the dispenser shall be assessed an annual permit fee based upon the number of gasoline dispensing nozzles (per nozzle): \$20.70
- j) Incinerators/Remelt Furnaces, Pathological, Cremation Retorts, Burnout Ovens, etc. Maximum Horizontal Cross Sectional Area Ft² of Primary Combustion Chamber
- | | | |
|----|---------------|-----------|
| 1) | 50 or less | \$ 172.50 |
| 2) | >50 - ≤100 | 257.60 |
| 3) | More than 100 | 345.00 |
- k) Industrial/Commercial Surface Coating Operations (gallons/year)
- | | | |
|----|------------------------|-----------|
| 1) | 1,000 gal/yr or fewer | \$ 172.50 |
| 2) | More than 1,000 gal/yr | 257.60 |
- l) Air Exhausts/Vents \$ 257.60
- m) Volatile Organic Compound Substance Use (gallons/year)
- | | | |
|----|------------------------|-----------|
| 1) | 1,500 gal/yr or fewer | \$ 345.00 |
| 2) | More than 1,500 gal/yr | 517.50 |
- n) Fiberglass Resin Usage (tons/year)
- | | | |
|----|------------------------|-----------|
| 1) | 50 tons/year or fewer | \$ 345.00 |
| 2) | More than 50 tons/year | 517.50 |

o) Mineral Processing – Rock Crushing/Screening (Maximum Design Rating)

1)	100,000 tons/year or fewer	\$ 432.40
2)	>100,000 - ≤500,000 tons/year	604.90
3)	More than 500,000 tons/year	777.40

p) Miscellaneous

1)	Minimum Charge (5 tons/year or fewer emitted)	\$ 172.50
2)	Other (E = tons/year emitted)	34.5(E)

q) Insignificant Source/Emission Inventory Tracking Fee \$ 23.00

(Amended 4-10-90, 7-1-25)

3. General Rules Applicable to Permit Fee Schedules

- a) The permit fee of a multi-component system shall be the sum of those fee schedules for each individual device in the multi-component system.
- b) If more than one fee schedule is applicable to an individual device, the schedule with the higher fee shall be used exclusively.
- c) If the Air Pollution Control Officer (APCO) ascertains that tests will be required that are not routinely performed, then the APCO is authorized to charge additional fees not to exceed the estimated cost of making such test, provided that:
 - The applicant shall be advised of such additional permit fee prior to the making of such test; and
 - The applicant shall be given the option to have such test made by an independent laboratory approved by the APCO at the applicant's cost.

All fees estimated and collected by the APCO for special tests that are later found to exceed the actual test costs will be refunded.

- d) For devices that the APCO ascertains are inherently seasonally operational due to location or nature of raw materials processed (as defined in Rule 2:1, Section 223), the permit fee shall be seventy-five percent (75%) of the regular fee. (Amended 7-22-86)

- e) Any person who requests 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 \$15.00 per hour with a minimum charge of one hour.
 - 1) Ambient monitoring
 - 2) Source specific modeling
 - 3) Ambient modeling
 - 4) Air quality impact analysis
 - 5) Technical evaluations and/or pre-permit
 - 6) Any other activity not routinely performed by the Air Quality Management District.

(Amended 7-1-25)

- f) Any new, existing, or modified stationary facility that, after construction or modification, emits any pollutant shall be required to test such facility of emissions according to the following schedule:

<u>Emissions (tons/year</u>	<u>Test Schedule</u>
Less than 25 tons/yr	Voluntary, or at request of District for enforcement purposes
25 or more, but less than 50	Once every 3 years
50 or more, but less than 100	Once every 2 years
100 or more	Once every year

Any affected facility shall have an approved testing firm submit own test data, to fulfill this requirement.

Any equipment subject to emission test under either District Rule 3:26, Industrial, Institutional, and Commercial Boilers, Steam Generators, and Process Heaters Oxides of Nitrogen Control Measure, or subject to emission testing under District Rule 3:28, Stationary Internal Combustion Engines, shall consider this emissions testing schedule a minimum frequency.
(Amended 8-24-04)

The District will assess a fee of \$287.50 to cover the costs of District observation and compliance analysis of such tests.

Any facility that chooses to submit emission data from continuous monitors in lieu of testing shall pay a fee of \$575.00 to the District to cover the costs of compliance analysis.
(Amended 7-1-25)

b. Air Quality Management District Burning Permits

1. To insure compliance with all applicable Air Quality Management District (AQMD) burning regulations, the holder of, or applicant for, any open burning permit shall pay the required Basin Control Council Fee, as well as any applicable Burn Permit and/or Acreage Fee as outlined below.

The following schedule outlines the current charges for District open burning permits:

- a) Agricultural Burning (for the growing of crops or raising of fowls or animals):
 - 1) Basin Control Council Fee (H&SC 41866) \$ 5
 - 2) Agricultural Burn Permit \$ 34.50
 - 3) Acreage Fee (Field Crop) \$0.50/acre
 - 4) Acreage Fee (Ag Waste/Other) \$0.50/acre
- b) Prescribed Burning (for Forest Management, Rangeland Improvement, and Wildland Vegetation Management Burning)
 - 1) Basin Control Council Fee (H&SC 41866) \$ 5
 - 2) Agricultural Burn Permit \$ 34.50
 - 3) Acreage Fee (Forest Management) \$0.50/acre
 - 4) Acreage Fee (Rangeland Improvement) \$0.50/acre
 - 5) Acreage Fee (Wildland Vegetation Management) \$0.50/acre

c) Land Clearing Burning (for commercial or residential development)

- | | | |
|----|---------------------------|----------|
| 1) | Basin Control Council Fee | \$ 5 |
| 2) | Land Clearing Burn Permit | \$ 34.50 |

d) Fire Hazard Reduction Burning (for brush clearance)

- | | | |
|----|--|----------|
| 1) | Basin Control Council Fee (H&SC 41866) | \$ 5 |
| 2) | Fire Hazard Burn Permit (10 acres or less) | \$ 11.50 |
| 3) | Fire Hazard Burn Permit (More than 10 acres) | \$ 34.50 |

e) Mechanized Burner Use (Mechanized Burners shall obtain permits as stated in Rules 2:1A, 2:6, and 2:11)

- | | | |
|----|---|----------|
| 1) | Basin Control Council Fee (H&SC 41866) | \$ 5 |
| 2) | Mechanized Burner Burn Permit
(Amended 4-10-90, 7-17-01, 7-1-25) | \$ 34.50 |

f) Burn Pile Inspection

For burn piles that require an inspection, staff time shall be charged at the hourly rate specified in section a.3.e)
(Added 7-1-25)

g) Residential Burning

No fee is required for residential burning that is conducted in accordance with District Rules 2:6 and 2:7, provided that the burning project is not associated with property being developed for commercial or residential purposes for fire hazard reduction.
(Added 7-17-01)

c. A fee shall be paid for services rendered by the AQMD for photocopies and transcription of tapes to reimburse the District for actual costs incurred.
(Amended 7-28-87)

d. All fees collected pursuant to Rules 2:11 and 4:4 will be deposited in the AQMD fund and shall be used solely to defray the expenses in administering the services required in the operation of the AQMD. (Amended 7-28-87)

- e. If payment of any required fee as stated in Rules 2:1 or 4:4 is not received within thirty (30) days of notice of assessment by the Air Pollution Control Officer (APCO), the fee shall be increased by one-half the amount due. The owner or operator shall thereupon be notified by mail of the increased fee.
- f. Reserved
- g. Fees for California Air Resources Board Implementation of the California Clean Air Act

1. Purpose

The purpose of this fee regulation is to implement the California Clean Air Act of 1988 (Health and Safety Code, Section 39612).

This Act authorized the California Air Resources Board (CARB) to require local air pollution control districts to impose additional permit fees on major non-vehicular sources that emit 500 tons per year or more of nonattainment pollutants, or their precursors, to partially fund the Board's California Clean Air Act Program.

The fees collected shall be in addition to permit and other fees already authorized to be collected from such sources.

2. Transfer of Fees Collected

The Air Pollution Control Officer (APCO) shall transfer the fees required by the Rule, less an amount equal to the District's administrative costs of establishing the program and collecting and transmitting the fees, to the CARB for deposit into the Air Pollution Control Fund no later than 180 days after the effective date of the fee schedule adopted by the CARB in each fiscal year of the program.

3. Administrative Costs

The administrative costs of collecting the fees required by this Rule shall be determined by the total number of staff-hours expended in establishing and implementing the fee regulation in each fiscal year, calculated directly in accordance with District Rule 2:11.a.3(e).

4. Definitions: For the purpose of this Rule:

Major non-vehicular source: Any plant, building, structure, stationary facility or group of facilities under the same ownership, which in the base calendar year, emitted to the atmosphere any non-attainment pollutant or precursors in an amount equal to or exceeding 500 tons.

Base year emissions (BYE): The calendar year accumulative emissions of nonattainment pollutants or their precursors that have been listed in an emission inventory used by the Air Resources Board to calculate fees for a particular year.

CARB assessment: The assessed value for the Shasta County AQMD in Section 90800 of the *California Administrative Code*, or any subsequent Section applicable in future fiscal years.

Non-attainment pollutant: Any substance for which an area is designated in Sections 60200-60209 as not having attained a State ambient air quality standard listed in Section 70200, Title 17, *California Code of Regulations*.

Non-attainment precursor: Any substance that reacts in the atmosphere to contribute to the production of a nonattainment pollutant or pollutants in an area designated in Sections 60200-60209 as not having attained a State ambient air quality standard listed in Section 70200, Title 17, *California Code of Regulations*.

Non-attainment pollutants and precursors shall be defined as follows for the purposes of this Rule:

Substance (As listed in Section 70200, Title 17, CCR)	Non-attainment Pollutant/Precursor
Ozone	Reactive Organic Gases Oxides of Nitrogen
Sulfur Dioxide	Oxides of Sulfur
Sulfates	Oxides of Sulfur
Nitrogen Dioxide	Oxides of Nitrogen
Carbon Monoxide	Carbon Monoxide
Suspended Particulate Matter (PM ₁₀)	Suspended Particulate Matter (PM ₁₀) Oxides of Nitrogen

	Oxides of Sulfur
Visibility Reducing Particles	Suspended Particulate Matter (PM ₁₀) Oxides of Nitrogen Oxides of Sulfur
Hydrogen Sulfide	Hydrogen Sulfide
Lead	Lead

5. Fee Schedule

The owner or operator of each major non-vehicular source is hereby assessed a California Clean Air Act fee, payable to the Shasta County Air Quality Management District and due within thirty (30) days of notice of assessment by the Air Pollution Control Officer (APCO). This fee rate and major source fee shall be calculated by the following formulae:

$$\text{Fee Rate} = \frac{\text{CARB Assessment}}{\text{Total Major Source Emissions of Non-attainment Pollutants or their Precursors (tons/year)}}$$

$$\text{Major Source Fee} = (\text{Fee Rate}) \times (\text{BYE}) + \text{Admin. Costs}$$

- h. Fees for California Air Resources Board and District Implementation of the Air Toxics “Hot Spots” Act (AB 2588).

1. Purpose

The purpose of this fee regulation is to implement the Air Toxics “Hot Spots” Act of 1987 (*California Health and Safety Code* Sections 44300-44394).

This Act requires that the state’s and air district’s costs of implementing the Act be recovered from fees paid by facilities subject to the Act.

The fees collected shall be in addition to permit and other fees already authorized to be collected from such facilities.

2. Transfer of Fees Collected

On or before April 1 of each year the Air Pollution Control Officer (APCO) shall transfer to the California Air Resources Board (CARB) the amount the District is required to collect for recovery of state costs as set forth each fiscal year in the Air Toxics “Hot Spots” Fee Regulation adopted by the State Board. The State Board shall forward the revenues to the State Controller for deposit in the Air Toxics Inventory and Assessment Account.

3. Definitions

Air Pollution Control District or **District** has the same meaning as defined in Section 39025 of the Health and Safety Code.

Facility has the same meaning as defined in Section 44304 of the Health and Safety Code.

Industrywide Facility means a facility included in an industrywide emission inventory prepared by an air pollution control district pursuant to Health and Safety Code Section 44323, or an individual facility which emits less than 10 tons per year of each criteria pollutant, falls within a class composed of primarily small businesses, as defined below, and whose emissions inventory report was prepared by the air pollution control district.

Office means the Office of Environmental Health Hazard Assessment.

Small Business means a facility which is independently owned and operated and has met the following criteria in the preceding year: 1) the facility has 10 or fewer employees; and 2) the facility’s total annual gross receipts are less than \$1,000,000; and 3) the total annual gross receipts, for the California operations of the business that the facility is part of, are less than \$5,000,000.

State Assessed Cost means the reasonable anticipated cost which will be incurred by the State Board and the Office to implement and administer the Act.

Supplemental Fee means the fee charged to cover the costs of the District to review a health risk assessment containing supplemental information which was prepared in accordance with the provisions of Section 44360(B)(3) of the Health and Safety Code.

Survey Facility means a facility which emits less than ten tons per year of criteria pollutants, and which falls in any class listed in Appendix E-II to Section 93300 et seq. of Title 17 of the *California Code of Regulations*.

4. Applicability

- a) Except for facilities exempted by Health and Safety Code Section 44324, this regulation applies to any facility which:
 - 1) Manufactures, formulates, uses, or releases any of the substances listed by the State Board pursuant to Health and Safety Code Section 44321 and contained in Appendix A to Sections 93300 et seq. of the Title 17 of the *California Code of Regulations*, which is incorporated by reference, or any other substance which reacts to form a substance so listed, and releases 10 tons per year or greater of any criteria pollutant, or
 - 2) Is listed in any current toxics use or toxics air emission survey, inventory, or report released or compiled by an air pollution control district, or
 - 3) Manufactures, formulates, uses, or releases any listed substance or any other substance which reacts to form any listed substance, and which releases less than 10 tons per year of each criteria pollutant and falls in any class listed in Appendix E to Sections 93300 to 93300.5 of Title 17 of the *California Code of Regulations*.

5. Fee Schedule

- a) The operator of each stationary source facility which meets the applicability criteria of subsection h.4. shall pay to the District an annual Air Toxics “Hot Spots” fee within 60 days of notice of assessment by the APCO. The fee shall be determined by the following formula:

**Air Toxics “Hot Spot” Fee =
CARB Assessment + District Assessment**

where,

CARB Assessment = State assessed cost for the specific facility classification (C) calculated in accordance with Section 90704 of

the *California Administrative Code*, or any subsequent Section applicable in future fiscal years. The total CARB Assessment (T) for all facilities shall be the sum of individual facility state cost assessments (C).

$$\text{District Assessment} = \frac{C \times P}{T}$$

where,

P = District estimate of Hot Spots program costs including fee regulation implementation costs for the current fiscal year as provided to CARB, less any anticipated revenues from collection of flat fees specified in subsections 5.b. and 5.c. of this Rule, and less any excess revenue obtained by the District in prior fiscal years.

Note: This estimate may be revised as needed by the District prior to actual fee assessment to reflect actual projected program costs.

- b) A Survey Facility shall be assessed a flat fee of \$100.
- c) An Industrywide Facility shall be assessed a flat fee of \$100.
- d) If a facility was previously assessed, and had paid, a fee pursuant to subsection 5.b. or 5.c. of this Rule, subsequent fees in future fiscal years shall be waived by the District if the District determines that there are insignificant costs with respect to said facility under the Act.
- e) Pursuant to the provisions of Section 44380.5 of the *California Health and Safety Code*, the supplemental fee which may be assessed upon the operator of a facility to cover the direct costs to the District to review supplemental information supplied with a health risk assessment shall be \$2,000.
- f) The maximum fee which a small business, as defined in this Rule, shall pay will be \$700.

6. Annual Adoption of Fees

- a) Unless it amends this Rule, the District Board automatically readopts this fee regulation annually by operation of law, in

compliance with Title 17, *California Code of Regulations*, Section 90703.

Exhibit B

Rule 2:11 Fees:
(Amended 7-22-86, 7-28-87, 4-10-90, 1-5-93, 4-12-94, 7-17-01, 8-24-04, 7-1-25, 1-1-26)

a. Device or Facility

1. General Permit Information

Pursuant to Rules 2:1 and 2:1A, every application for or modification to an Authority to Construct or Permit to Operate shall be accompanied by a non-refundable filing fee of \$99.18.

In the event that a source is constructed or modified without first obtaining an Authority to Construct as stated in Rule 2:1A, the filing fee shall be \$198.37. All applicants for an Authority to Construct shall pay to the Air Quality Management District (AQMD) an amount equal to that specified in Rule 2:11.a.(3)(e) for each hour of staff time expended in excess of two (2) hours to cover the costs of all aspects of the preparation and issuance of the Authority to Construct.

Any applicant who has an Authority to Construct application pending before the Air Pollution Control Officer (APCO) on the date of this Rule adoption shall pay the aforementioned fee beginning as of the date of rule adoption.

Every application submitted pursuant to Rule 2:21 shall pay a non-refundable transfer fee of \$19.83.
(Amended 4-10-90, 7-1-25, 1-1-26)

2. Specific Permit Fees

Before a Permit to Operate is issued or renewed as stated in Rule 2:1A.b., a non-refundable permit fee shall be paid to the Shasta County AQMD according to the following permit fee schedule:

<u>Device/Category</u>	<u>Fee</u>
a) Air Conveyance Control Device	
1) Cyclone	
(i) ≤30,000 scfm	\$ 198.37
(ii) >30,000 scfm	296.24
2) Baghouse	497.26
3) Electrostatic Precipitator	497.26

4)	Wet Scrubber	497.26
5)	Dry Scrubber	497.26
6)	Packed Tower	497.26
7)	Afterburner	497.26
8)	Absorption Device	396.75
9)	Multiclone/Fly Ash Reinject	497.26
10)	Thermal De NOx System	497.26
b)	Asphalt Batch Plant (Maximum Design Rating)	
1)	≤100 tons/hour	\$ 1,092.38
2)	>100 - ≤250 tons/hour	1,290.76
3)	>250 - ≤500 tons/hour	1,489.13
4)	>500 tons/hour	1,687.51
c)	Asphalt Storage Facility	296.24
d)	Fuel Combustion Devices (Boilers, etc.; 10% BTU/hour, Maximum Design Rating)	
1)	15 or less	\$ 198.37
2)	>15 - ≤30	296.24
3)	>30 - ≤45	661.25
4)	>45 - ≤60	991.87
5)	>60 - ≤75	1,322.50
6)	>75 - ≤100	1,489.13
7)	>100 - ≤250	1,687.51
8)	>250 - ≤500	1,885.88
9)	More than 500	2,084.26
e)	Cement Batch Plant	\$ 497.26
f)	Kilns (10% BTU/hour, Maximum Design Rating)	
1)	100 or less	\$ 894.01
2)	>100 - ≤200	1,092.38
3)	>200 - ≤500	1,489.13
4)	More than 500	1,687.51
g)	Charcoal/Carbon Manufacturing Furnace	\$ 827.88
h)	Dryers	

1)	Plywood Veneer	330.62
2)	All Others	198.37

i) Gasoline Marketing (Retail/Wholesale; gallons per year)

1)	50,000 gal/yr or fewer	\$ 35.70
2)	>50,000 - ≤100,000 gal/yr	71.41
3)	>100,000 - ≤500,000 gal/yr	133.57
4)	>500,000 - ≤1,000,000 gal/yr	156.05
5)	>1,000,000 - ≤1,500,000 gal/yr	178.53
6)	>1,500,000 - ≤5,000,000 gal/yr	201.02
7)	>5,000,000 - ≤10,000,000gal/yr	223.50
8)	More than 10,000,000 gal/yr	245.98

9) Gasoline marketing facilities required to install Phase II Vapor Recovery controls at the dispenser shall be assessed an annual permit fee based upon the number of gasoline dispensing nozzles (per nozzle): \$23.80

j) Incinerators/Remelt Furnaces, Pathological, Cremation Retorts, Burnout Ovens, etc. Maximum Horizontal Cross Sectional Area Ft² of Primary Combustion Chamber

1)	50 or less	\$ 198.37
2)	>50 - ≤100	296.24
3)	More than 100	396.75

k) Industrial/Commercial Surface Coating Operations (gallons/year)

1)	1,000 gal/yr or fewer	\$ 198.37
2)	More than 1,000 gal/yr	296.24

l) Air Exhausts/Vents \$ 296.24

m) Volatile Organic Compound Substance Use (gallons/year)

1)	1,500 gal/yr or fewer	\$ 396.75
2)	More than 1,500 gal/yr	595.12

n) Fiberglass Resin Usage (tons/year)

1)	50 tons/year or fewer	\$ 396.75
2)	More than 50 tons/year	595.12

o) Mineral Processing – Rock Crushing/Screening (Maximum Design Rating)

1)	100,000 tons/year or fewer	\$ 497.26
2)	>100,000 - ≤500,000 tons/year	695.63
3)	More than 500,000 tons/year	894.01

p) Miscellaneous

1)	Minimum Charge (5 tons/year or fewer emitted)	\$ 198.37
2)	Other (E = tons/year emitted)	39.67(E)

q) Insignificant Source/Emission Inventory Tracking Fee \$ 26.45

(Amended 4-10-90, 7-1-25, 1-1-26)

3. General Rules Applicable to Permit Fee Schedules

- a) The permit fee of a multi-component system shall be the sum of those fee schedules for each individual device in the multi-component system.
- b) If more than one fee schedule is applicable to an individual device, the schedule with the higher fee shall be used exclusively.
- c) If the Air Pollution Control Officer (APCO) ascertains that tests will be required that are not routinely performed, then the APCO is authorized to charge additional fees not to exceed the estimated cost of making such test, provided that:
 - The applicant shall be advised of such additional permit fee prior to the making of such test; and
 - The applicant shall be given the option to have such test made by an independent laboratory approved by the APCO at the applicant's cost.

All fees estimated and collected by the APCO for special tests that are later found to exceed the actual test costs will be refunded.

- d) For devices that the APCO ascertains are inherently seasonally operational due to location or nature of raw materials processed (as defined in Rule 2:1, Section 223), the permit fee shall be seventy-five percent (75%) of the regular fee. (Amended 7-22-86)
- e) Any person who requests 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 \$155.00 per hour with a minimum charge of one hour.
 - 1) Ambient monitoring
 - 2) Source specific modeling
 - 3) Ambient modeling
 - 4) Air quality impact analysis
 - 5) Technical evaluations and/or pre-permit
 - 6) Any other activity not routinely performed by the Air Quality Management District.

The minimum charge for pre-permit evaluations shall be \$132.25.
(Amended 7-1-25, 1-1-26)

- f) Any new, existing, or modified stationary facility that, after construction or modification, emits any pollutant shall be required to test such facility of emissions according to the following schedule:

<u>Emissions (tons/year</u>	<u>Test Schedule</u>
Less than 25 tons/yr	Voluntary, or at request of District for enforcement purposes
25 or more, but less than 50	Once every 3 years
50 or more, but less than 100	Once every 2 years
100 or more	Once every year

Any affected facility shall have an approved testing firm submit its own test data, to fulfill this requirement.

Any equipment subject to emission test under either District Rule 3:26, Industrial, Institutional, and Commercial Boilers, Steam Generators, and Process Heaters Oxides of Nitrogen Control Measure, or subject to emission testing under District Rule 3:28, Stationary Internal Combustion Engines, shall consider this emissions testing schedule a minimum frequency.
(Amended 8-24-04)

The District will assess a fee of \$330.62 to cover the costs of District observation and compliance analysis of such tests.

Any facility that chooses to submit emission data from continuous monitors in lieu of testing shall pay a fee of \$661.25 to the District to cover the costs of compliance analysis.
(Amended 7-1-25, 1-1-26)

b. Air Quality Management District Burning Permits

1. To insure compliance with all applicable Air Quality Management District (AQMD) burning regulations, the holder of, or applicant for, any open burning permit shall pay the required Basin Control Council Fee, as well as any applicable Burn Permit and/or Acreage Fee as outlined below.

The following schedule outlines the current charges for District open burning permits:

- a) Agricultural Burning (for the growing of crops or raising of fowls or animals):
 - 1) Basin Control Council Fee (H&SC 41866) \$ 5
 - 2) Agricultural Burn Permit \$ 35.00
 - 3) Acreage Fee (Field Crop) \$0.50/acre
 - 4) Acreage Fee (Ag Waste/Other) \$0.50/acre
- b) Prescribed Burning (for Forest Management, Rangeland Improvement, and Wildland Vegetation Management Burning)
 - 1) Basin Control Council Fee (H&SC 41866) \$ 5
 - 2) Agricultural Burn Permit \$ 35.00
 - 3) Acreage Fee (Forest Management) \$0.50/acre
 - 4) Acreage Fee (Rangeland Improvement) \$0.50/acre

5) Acreage Fee (Wildland Vegetation Management) \$0.50/acre

c) Land Clearing Burning (for commercial or residential development)

1) Basin Control Council Fee \$ 5
2) Land Clearing Burn Permit \$ 35.00

d) Fire Hazard Reduction Burning (for brush clearance)

1) Basin Control Council Fee (H&SC 41866) \$ 5
2) Fire Hazard Burn Permit (10 acres or less) \$ 13.00
3) Fire Hazard Burn Permit (More than 10 acres) \$ 35.00

e) Mechanized Burner Use (Mechanized Burners shall obtain permits as stated in Rules 2:1A, 2:6, and 2:11)

1) Basin Control Council Fee (H&SC 41866) \$ 5
2) Mechanized Burner Burn Permit \$ 35.00
(Amended 4-10-90, 7-17-01, 7-1-25, 1-1-26)

f) Burn Pile Inspection

For burn piles that require an inspection, staff time shall be charged at the hourly rate specified in section a.3.e)
(Added 7-1-25)

g) Residential Burning

No fee is required for residential burning that is conducted in accordance with District Rules 2:6 and 2:7, provided that the burning project is not associated with property being developed for commercial or residential purposes for fire hazard reduction.
(Added 7-17-01)

c. A fee shall be paid for services rendered by the AQMD for photocopies and transcription of tapes to reimburse the District for actual costs incurred.
(Amended 7-28-87)

- d. All fees collected pursuant to Rules 2:11 and 4:4 will be deposited in the AQMD fund and shall be used solely to defray the expenses in administering the services required in the operation of the AQMD. (Amended 7-28-87)
- e. If payment of any required fee as stated in Rules 2:1 or 4:4 is not received within thirty (30) days of notice of assessment by the Air Pollution Control Officer (APCO), the fee shall be increased by one-half the amount due. The owner or operator shall thereupon be notified by mail of the increased fee.
- f. Reserved
- g. Fees for California Air Resources Board Implementation of the California Clean Air Act

1. Purpose

The purpose of this fee regulation is to implement the California Clean Air Act of 1988 (Health and Safety Code, Section 39612).

This Act authorized the California Air Resources Board (CARB) to require local air pollution control districts to impose additional permit fees on major non-vehicular sources that emit 500 tons per year or more of nonattainment pollutants, or their precursors, to partially fund the Board's California Clean Air Act Program.

The fees collected shall be in addition to permit and other fees already authorized to be collected from such sources.

2. Transfer of Fees Collected

The Air Pollution Control Officer (APCO) shall transfer the fees required by the Rule, less an amount equal to the District's administrative costs of establishing the program and collecting and transmitting the fees, to the CARB for deposit into the Air Pollution Control Fund no later than 180 days after the effective date of the fee schedule adopted by the CARB in each fiscal year of the program.

3. Administrative Costs

The administrative costs of collecting the fees required by this Rule shall be determined by the total number of staff-hours expended in establishing and implementing the fee regulation in each fiscal year, calculated directly in accordance with District Rule 2:11.a.3(e).

4. Definitions: For the purpose of this Rule:

Major non-vehicular source: Any plant, building, structure, stationary facility or group of facilities under the same ownership, which in the base calendar year, emitted to the atmosphere any non-attainment pollutant or precursors in an amount equal to or exceeding 500 tons.

Base year emissions (BYE): The calendar year accumulative emissions of nonattainment pollutants or their precursors that have been listed in an emission inventory used by the Air Resources Board to calculate fees for a particular year.

CARB assessment: The assessed value for the Shasta County AQMD in Section 90800 of the *California Administrative Code*, or any subsequent Section applicable in future fiscal years.

Non-attainment pollutant: Any substance for which an area is designated in Sections 60200-60209 as not having attained a State ambient air quality standard listed in Section 70200, Title 17, *California Code of Regulations*.

Non-attainment precursor: Any substance that reacts in the atmosphere to contribute to the production of a nonattainment pollutant or pollutants in an area designated in Sections 60200-60209 as not having attained a State ambient air quality standard listed in Section 70200, Title 17, *California Code of Regulations*.

Non-attainment pollutants and precursors shall be defined as follows for the purposes of this Rule:

Substance (As listed in Section 70200, Title 17, CCR)	Non-attainment Pollutant/Precursor
Ozone	Reactive Organic Gases Oxides of Nitrogen
Sulfur Dioxide	Oxides of Sulfur
Sulfates	Oxides of Sulfur
Nitrogen Dioxide	Oxides of Nitrogen
Carbon Monoxide	Carbon Monoxide

Suspended Particulate Matter (PM ₁₀)	Suspended Particulate Matter (PM ₁₀) Oxides of Nitrogen Oxides of Sulfur
Visibility Reducing Particles	Suspended Particulate Matter (PM ₁₀) Oxides of Nitrogen Oxides of Sulfur
Hydrogen Sulfide	Hydrogen Sulfide
Lead	Lead

5. Fee Schedule

The owner or operator of each major non-vehicular source is hereby assessed a California Clean Air Act fee, payable to the Shasta County Air Quality Management District and due within thirty (30) days of notice of assessment by the Air Pollution Control Officer (APCO). This fee rate and major source fee shall be calculated by the following formulae:

$$\text{Fee Rate} = \frac{\text{CARB Assessment}}{\text{Total Major Source Emissions of Non-attainment Pollutants or their Precursors (tons/year)}}$$

$$\text{Major Source Fee} = (\text{Fee Rate}) \times (\text{BYE}) + \text{Admin. Costs}$$

- h. Fees for California Air Resources Board and District Implementation of the Air Toxics “Hot Spots” Act (AB 2588).

1. Purpose

The purpose of this fee regulation is to implement the Air Toxics “Hot Spots” Act of 1987 (*California Health and Safety Code* Sections 44300-44394).

This Act requires that the state’s and air district’s costs of implementing the Act be recovered from fees paid by facilities subject to the Act.

The fees collected shall be in addition to permit and other fees already authorized to be collected from such facilities.

2. Transfer of Fees Collected

On or before April 1 of each year the Air Pollution Control Officer (APCO) shall transfer to the California Air Resources Board (CARB) the amount the District is required to collect for recovery of state costs as set forth each fiscal year in the Air Toxics “Hot Spots” Fee Regulation adopted by the State Board. The State Board shall forward the revenues to the State Controller for deposit in the Air Toxics Inventory and Assessment Account.

3. Definitions

Air Pollution Control District or **District** has the same meaning as defined in Section 39025 of the Health and Safety Code.

Facility has the same meaning as defined in Section 44304 of the Health and Safety Code.

Industrywide Facility means a facility included in an industrywide emission inventory prepared by an air pollution control district pursuant to Health and Safety Code Section 44323, or an individual facility which emits less than 10 tons per year of each criteria pollutant, falls within a class composed of primarily small businesses, as defined below, and whose emissions inventory report was prepared by the air pollution control district.

Office means the Office of Environmental Health Hazard Assessment.

Small Business means a facility which is independently owned and operated and has met the following criteria in the preceding year: 1) the facility has 10 or fewer employees; and 2) the facility’s total annual gross receipts are less than \$1,000,000; and 3) the total annual gross receipts, for the California operations of the business that the facility is part of, are less than \$5,000,000.

State Assessed Cost means the reasonable anticipated cost which will be incurred by the State Board and the Office to implement and administer the Act.

Supplemental Fee means the fee charged to cover the costs of the District to review a health risk assessment containing supplemental information which was prepared in accordance with the provisions of Section 44360(B)(3) of the Health and Safety Code.

Survey Facility means a facility which emits less than ten tons per year of criteria pollutants, and which falls in any class listed in Appendix E-II to Section 93300 et seq. of Title 17 of the *California Code of Regulations*.

4. Applicability

- a) Except for facilities exempted by Health and Safety Code Section 44324, this regulation applies to any facility which:
 - 1) Manufactures, formulates, uses, or releases any of the substances listed by the State Board pursuant to Health and Safety Code Section 44321 and contained in Appendix A to Sections 93300 et seq. of the Title 17 of the *California Code of Regulations*, which is incorporated by reference, or any other substance which reacts to form a substance so listed, and releases 10 tons per year or greater of any criteria pollutant, or
 - 2) Is listed in any current toxics use or toxics air emission survey, inventory, or report released or compiled by an air pollution control district, or
 - 3) Manufactures, formulates, uses, or releases any listed substance or any other substance which reacts to form any listed substance, and which releases less than 10 tons per year of each criteria pollutant and falls in any class listed in Appendix E to Sections 93300 to 93300.5 of Title 17 of the *California Code of Regulations*.

5. Fee Schedule

- a) The operator of each stationary source facility which meets the applicability criteria of subsection h.4. shall pay to the District an annual Air Toxics “Hot Spots” fee within 60 days of notice of assessment by the APCO. The fee shall be determined by the following formula:

**Air Toxics “Hot Spot” Fee =
CARB Assessment + District Assessment**

where,

CARB Assessment = State assessed cost for the specific facility classification (C) calculated in accordance with Section 90704 of the *California Administrative Code*, or any subsequent Section applicable in future fiscal years. The total CARB Assessment (T) for all facilities shall be the sum of individual facility state cost assessments (C).

$$\text{District Assessment} = \frac{C \times P}{T}$$

where,

P = District estimate of Hot Spots program costs including fee regulation implementation costs for the current fiscal year as provided to CARB, less any anticipated revenues from collection of flat fees specified in subsections 5.b. and 5.c. of this Rule, and less any excess revenue obtained by the District in prior fiscal years.

Note: This estimate may be revised as needed by the District prior to actual fee assessment to reflect actual projected program costs.

- b) A Survey Facility shall be assessed a flat fee of \$100.
- c) An Industrywide Facility shall be assessed a flat fee of \$100.
- d) If a facility was previously assessed, and had paid, a fee pursuant to subsection 5.b. or 5.c. of this Rule, subsequent fees in future fiscal years shall be waived by the District if the District determines that there are insignificant costs with respect to said facility under the Act.
- e) Pursuant to the provisions of Section 44380.5 of the *California Health and Safety Code*, the supplemental fee which may be assessed upon the operator of a facility to cover the direct costs to the District to review supplemental information supplied with a health risk assessment shall be \$2,000.
- f) The maximum fee which a small business, as defined in this Rule, shall pay will be \$700.

6. Annual Adoption of Fees

- a) Unless it amends this Rule, the District Board automatically readopts this fee regulation annually by operation of law, in compliance with Title 17, *California Code of Regulations*, Section 90703.

Exhibit C

Rule 2:11 Fees:
(Amended 7-22-86, 7-28-87, 4-10-90, 1-5-93, 4-12-94, 7-17-01, 8-24-04, 7-1-25, 1-1-26, 1-1-27)

a. Device or Facility

1. General Permit Information

Pursuant to Rules 2:1 and 2:1A, every application for or modification to an Authority to Construct or Permit to Operate shall be accompanied by a non-refundable filing fee of \$114.05.

In the event that a source is constructed or modified without first obtaining an Authority to Construct as stated in Rule 2:1A, the filing fee shall be \$228.12. All applicants for an Authority to Construct shall pay to the Air Quality Management District (AQMD) an amount equal to that specified in Rule 2:11.a.(3)(e) for each hour of staff time expended in excess of two (2) hours to cover the costs of all aspects of the preparation and issuance of the Authority to Construct.

Any applicant who has an Authority to Construct application pending before the Air Pollution Control Officer (APCO) on the date of this Rule adoption shall pay the aforementioned fee beginning as of the date of rule adoption.

Every application submitted pursuant to Rule 2:21 shall pay a non-refundable transfer fee of \$22.80.
(Amended 4-10-90, 7-1-25, 1-1-26, 1-1-27)

2. Specific Permit Fees

Before a Permit to Operate is issued or renewed as stated in Rule 2:1A.b., a non-refundable permit fee shall be paid to the Shasta County AQMD according to the following permit fee schedule:

<u>Device/Category</u>	<u>Fee</u>
a) Air Conveyance Control Device	
1) Cyclone	
(i) $\leq 30,000$ scfm	\$ 228.12
(ii) $> 30,000$ scfm	340.62
2) Baghouse	571.84
3) Electrostatic Precipitator	571.84

4)	Wet Scrubber	571.84
5)	Dry Scrubber	571.84
6)	Packed Tower	571.84
7)	Afterburner	571.84
8)	Absorption Device	456.26
9)	Multiclone/Fly Ash Reinject	571.84
10)	Thermal De NOx System	571.84
b)	Asphalt Batch Plant (Maximum Design Rating)	
1)	≤100 tons/hour	\$ 1,256.23
2)	>100 - ≤250 tons/hour	1,484.37
3)	>250 - ≤500 tons/hour	1,712.49
4)	>500 tons/hour	1,940.63
c)	Asphalt Storage Facility	340.67
d)	Fuel Combustion Devices (Boilers, etc.; 10% BTU/hour, Maximum Design Rating)	
1)	15 or less	\$ 228.12
2)	>15 - ≤30	340.67
3)	>30 - ≤45	760.43
4)	>45 - ≤60	1,140.65
5)	>60 - ≤75	1,520.87
6)	>75 - ≤100	1,712.49
7)	>100 - ≤250	1,940.63
8)	>250 - ≤500	2,168.76
9)	More than 500	2,396.89
e)	Cement Batch Plant	\$ 571.84
f)	Kilns (10% BTU/hour, Maximum Design Rating)	
1)	100 or less	\$ 1,028.11
2)	>100 - ≤200	1,256.23
3)	>200 - ≤500	1,712.49
4)	More than 500	1,940.63
g)	Charcoal/Carbon Manufacturing Furnace	\$ 952.06
h)	Dryers	

- | | | |
|----|----------------|--------|
| 1) | Plywood Veneer | 380.21 |
| 2) | All Others | 228.12 |
- i) Gasoline Marketing (Retail/Wholesale; gallons per year)
- | | | |
|----|--------------------------------|----------|
| 1) | 50,000 gal/yr or fewer | \$ 41.05 |
| 2) | >50,000 - ≤100,000 gal/yr | 82.12 |
| 3) | >100,000 - ≤500,000 gal/yr | 153.60 |
| 4) | >500,000 - ≤1,000,000 gal/yr | 179.45 |
| 5) | >1,000,000 - ≤1,500,000 gal/yr | 205.30 |
| 6) | >1,500,000 - ≤5,000,000 gal/yr | 231.17 |
| 7) | >5,000,000 - ≤10,000,000gal/yr | 257.02 |
| 8) | More than 10,000,000 gal/yr | 282.87 |
- 9) Gasoline marketing facilities required to install Phase II Vapor Recovery controls at the dispenser shall be assessed an annual permit fee based upon the number of gasoline dispensing nozzles (per nozzle): \$27.37
- j) Incinerators/Remelt Furnaces, Pathological, Cremation Retorts, Burnout Ovens, etc. Maximum Horizontal Cross Sectional Area Ft² of Primary Combustion Chamber
- | | | |
|----|---------------|-----------|
| 1) | 50 or less | \$ 228.12 |
| 2) | >50 - ≤100 | 340.67 |
| 3) | More than 100 | 456.26 |
- k) Industrial/Commercial Surface Coating Operations (gallons/year)
- | | | |
|----|------------------------|-----------|
| 1) | 1,000 gal/yr or fewer | \$ 228.12 |
| 2) | More than 1,000 gal/yr | 340.67 |
- l) Air Exhausts/Vents \$ 340.67
- m) Volatile Organic Compound Substance Use (gallons/year)
- | | | |
|----|------------------------|-----------|
| 1) | 1,500 gal/yr or fewer | \$ 456.26 |
| 2) | More than 1,500 gal/yr | 684.38 |
- n) Fiberglass Resin Usage (tons/year)
- | | | |
|----|------------------------|-----------|
| 1) | 50 tons/year or fewer | \$ 456.26 |
| 2) | More than 50 tons/year | 684.38 |

o) Mineral Processing – Rock Crushing/Screening (Maximum Design Rating)

1)	100,000 tons/year or fewer	\$ 571.84
2)	>100,000 - ≤500,000 tons/year	799.97
3)	More than 500,000 tons/year	1,028.11

p) Miscellaneous

1)	Minimum Charge (5 tons/year or fewer emitted)	\$ 228.12
2)	Other (E = tons/year emitted)	45.62(E)

q) Insignificant Source/Emission Inventory Tracking Fee \$ 30.41

(Amended 4-10-90, 7-1-25, 1-1-26, 1-1-27)

3. General Rules Applicable to Permit Fee Schedules

- a) The permit fee of a multi-component system shall be the sum of those fee schedules for each individual device in the multi-component system.
- b) If more than one fee schedule is applicable to an individual device, the schedule with the higher fee shall be used exclusively.
- c) If the Air Pollution Control Officer (APCO) ascertains that tests will be required that are not routinely performed, then the APCO is authorized to charge additional fees not to exceed the estimated cost of making such test, provided that:
 - The applicant shall be advised of such additional permit fee prior to the making of such test; and
 - The applicant shall be given the option to have such test made by an independent laboratory approved by the APCO at the applicant's cost.

All fees estimated and collected by the APCO for special tests that are later found to exceed the actual test costs will be refunded.

- d) For devices that the APCO ascertains are inherently seasonally operational due to location or nature of raw materials processed (as defined in Rule 2:1, Section 223), the permit fee shall be seventy-five percent (75%) of the regular fee. (Amended 7-22-86)
- e) Any person who requests 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 \$155.00 per hour with a minimum charge of one hour.
 - 1) Ambient monitoring
 - 2) Source specific modeling
 - 3) Ambient modeling
 - 4) Air quality impact analysis
 - 5) Technical evaluations and/or pre-permit
 - 6) Any other activity not routinely performed by the Air Quality Management District.

(Amended 7-1-25)

- f) Any new, existing, or modified stationary facility that, after construction or modification, emits any pollutant shall be required to test such facility of emissions according to the following schedule:

<u>Emissions (tons/year</u>	<u>Test Schedule</u>
Less than 25 tons/yr	Voluntary, or at request of District for enforcement purposes
25 or more, but less than 50	Once every 3 years
50 or more, but less than 100	Once every 2 years
100 or more	Once every year

Any affected facility shall have an approved testing firm submit own test data, to fulfill this requirement.

Any equipment subject to emission test under either District Rule 3:26, Industrial, Institutional, and Commercial Boilers, Steam Generators, and Process Heaters Oxides of Nitrogen Control Measure, or subject to emission testing under District Rule 3:28, Stationary Internal Combustion Engines, shall consider this emissions testing schedule a minimum frequency.
(Amended 8-24-04)

The District will assess a fee of \$380.21 to cover the costs of District observation and compliance analysis of such tests.

Any facility that chooses to submit emission data from continuous monitors in lieu of testing shall pay a fee of \$760.43 to the District to cover the costs of compliance analysis.
(Amended 7-1-25, 1-1-26, 1-1-27)

b. Air Quality Management District Burning Permits

1. To insure compliance with all applicable Air Quality Management District (AQMD) burning regulations, the holder of, or applicant for, any open burning permit shall pay the required Basin Control Council Fee, as well as any applicable Burn Permit and/or Acreage Fee as outlined below.

The following schedule outlines the current charges for District open burning permits:

- a) Agricultural Burning (for the growing of crops or raising of fowls or animals):
 - 1) Basin Control Council Fee (H&SC 41866) \$ 5
 - 2) Agricultural Burn Permit \$ 35.00
 - 3) Acreage Fee (Field Crop) \$0.50/acre
 - 4) Acreage Fee (Ag Waste/Other) \$0.50/acre
- b) Prescribed Burning (for Forest Management, Rangeland Improvement, and Wildland Vegetation Management Burning)
 - 1) Basin Control Council Fee (H&SC 41866) \$ 5
 - 2) Agricultural Burn Permit \$ 35.00
 - 3) Acreage Fee (Forest Management) \$0.50/acre
 - 4) Acreage Fee (Rangeland Improvement) \$0.50/acre
 - 5) Acreage Fee (Wildland Vegetation Management) \$0.50/acre

c) Land Clearing Burning (for commercial or residential development)

- | | | |
|----|---------------------------|----------|
| 1) | Basin Control Council Fee | \$ 5 |
| 2) | Land Clearing Burn Permit | \$ 35.00 |

d) Fire Hazard Reduction Burning (for brush clearance)

- | | | |
|----|--|----------|
| 1) | Basin Control Council Fee (H&SC 41866) | \$ 5 |
| 2) | Fire Hazard Burn Permit (10 acres or less) | \$ 14.50 |
| 3) | Fire Hazard Burn Permit (More than 10 acres) | \$ 35.00 |

e) Mechanized Burner Use (Mechanized Burners shall obtain permits as stated in Rules 2:1A, 2:6, and 2:11)

- | | | |
|----|---|----------|
| 1) | Basin Control Council Fee (H&SC 41866) | \$ 5 |
| 2) | Mechanized Burner Burn Permit
(Amended 4-10-90, 7-17-01, 7-1-25, 1-1-26, 1-1-27) | \$ 35.00 |

f) Burn Pile Inspection

For burn piles that require an inspection, staff time shall be charged at the hourly rate specified in section a.3.e)
(Added 7-1-25)

g) Residential Burning

No fee is required for residential burning that is conducted in accordance with District Rules 2:6 and 2:7, provided that the burning project is not associated with property being developed for commercial or residential purposes for fire hazard reduction.
(Added 7-17-01)

c. A fee shall be paid for services rendered by the AQMD for photocopies and transcription of tapes to reimburse the District for actual costs incurred.
(Amended 7-28-87)

d. All fees collected pursuant to Rules 2:11 and 4:4 will be deposited in the AQMD fund and shall be used solely to defray the expenses in administering the services required in the operation of the AQMD. (Amended 7-28-87)

- e. If payment of any required fee as stated in Rules 2:1 or 4:4 is not received within thirty (30) days of notice of assessment by the Air Pollution Control Officer (APCO), the fee shall be increased by one-half the amount due. The owner or operator shall thereupon be notified by mail of the increased fee.
- f. Reserved
- g. Fees for California Air Resources Board Implementation of the California Clean Air Act

1. Purpose

The purpose of this fee regulation is to implement the California Clean Air Act of 1988 (Health and Safety Code, Section 39612).

This Act authorized the California Air Resources Board (CARB) to require local air pollution control districts to impose additional permit fees on major non-vehicular sources that emit 500 tons per year or more of nonattainment pollutants, or their precursors, to partially fund the Board's California Clean Air Act Program.

The fees collected shall be in addition to permit and other fees already authorized to be collected from such sources.

2. Transfer of Fees Collected

The Air Pollution Control Officer (APCO) shall transfer the fees required by the Rule, less an amount equal to the District's administrative costs of establishing the program and collecting and transmitting the fees, to the CARB for deposit into the Air Pollution Control Fund no later than 180 days after the effective date of the fee schedule adopted by the CARB in each fiscal year of the program.

3. Administrative Costs

The administrative costs of collecting the fees required by this Rule shall be determined by the total number of staff-hours expended in establishing and implementing the fee regulation in each fiscal year, calculated directly in accordance with District Rule 2:11.a.3(e).

4. Definitions: For the purpose of this Rule:

Major non-vehicular source: Any plant, building, structure, stationary facility or group of facilities under the same ownership, which in the base calendar year, emitted to the atmosphere any non-attainment pollutant or precursors in an amount equal to or exceeding 500 tons.

Base year emissions (BYE): The calendar year accumulative emissions of nonattainment pollutants or their precursors that have been listed in an emission inventory used by the Air Resources Board to calculate fees for a particular year.

CARB assessment: The assessed value for the Shasta County AQMD in Section 90800 of the *California Administrative Code*, or any subsequent Section applicable in future fiscal years.

Non-attainment pollutant: Any substance for which an area is designated in Sections 60200-60209 as not having attained a State ambient air quality standard listed in Section 70200, Title 17, *California Code of Regulations*.

Non-attainment precursor: Any substance that reacts in the atmosphere to contribute to the production of a nonattainment pollutant or pollutants in an area designated in Sections 60200-60209 as not having attained a State ambient air quality standard listed in Section 70200, Title 17, *California Code of Regulations*.

Non-attainment pollutants and precursors shall be defined as follows for the purposes of this Rule:

Substance (As listed in Section 70200, Title 17, CCR)	Non-attainment Pollutant/Precursor
Ozone	Reactive Organic Gases Oxides of Nitrogen
Sulfur Dioxide	Oxides of Sulfur
Sulfates	Oxides of Sulfur
Nitrogen Dioxide	Oxides of Nitrogen
Carbon Monoxide	Carbon Monoxide
Suspended Particulate Matter (PM ₁₀)	Suspended Particulate Matter (PM ₁₀) Oxides of Nitrogen

	Oxides of Sulfur
Visibility Reducing Particles	Suspended Particulate Matter (PM ₁₀) Oxides of Nitrogen Oxides of Sulfur
Hydrogen Sulfide	Hydrogen Sulfide
Lead	Lead

5. Fee Schedule

The owner or operator of each major non-vehicular source is hereby assessed a California Clean Air Act fee, payable to the Shasta County Air Quality Management District and due within thirty (30) days of notice of assessment by the Air Pollution Control Officer (APCO). This fee rate and major source fee shall be calculated by the following formulae:

$$\text{Fee Rate} = \frac{\text{CARB Assessment}}{\text{Total Major Source Emissions of Non-attainment Pollutants or their Precursors (tons/year)}}$$

$$\text{Major Source Fee} = (\text{Fee Rate}) \times (\text{BYE}) + \text{Admin. Costs}$$

- h. Fees for California Air Resources Board and District Implementation of the Air Toxics “Hot Spots” Act (AB 2588).

1. Purpose

The purpose of this fee regulation is to implement the Air Toxics “Hot Spots” Act of 1987 (*California Health and Safety Code* Sections 44300-44394).

This Act requires that the state’s and air district’s costs of implementing the Act be recovered from fees paid by facilities subject to the Act.

The fees collected shall be in addition to permit and other fees already authorized to be collected from such facilities.

2. Transfer of Fees Collected

On or before April 1 of each year the Air Pollution Control Officer (APCO) shall transfer to the California Air Resources Board (CARB) the amount the District is required to collect for recovery of state costs as set forth each fiscal year in the Air Toxics “Hot Spots” Fee Regulation adopted by the State Board. The State Board shall forward the revenues to the State Controller for deposit in the Air Toxics Inventory and Assessment Account.

3. Definitions

Air Pollution Control District or **District** has the same meaning as defined in Section 39025 of the Health and Safety Code.

Facility has the same meaning as defined in Section 44304 of the Health and Safety Code.

Industrywide Facility means a facility included in an industrywide emission inventory prepared by an air pollution control district pursuant to Health and Safety Code Section 44323, or an individual facility which emits less than 10 tons per year of each criteria pollutant, falls within a class composed of primarily small businesses, as defined below, and whose emissions inventory report was prepared by the air pollution control district.

Office means the Office of Environmental Health Hazard Assessment.

Small Business means a facility which is independently owned and operated and has met the following criteria in the preceding year: 1) the facility has 10 or fewer employees; and 2) the facility’s total annual gross receipts are less than \$1,000,000; and 3) the total annual gross receipts, for the California operations of the business that the facility is part of, are less than \$5,000,000.

State Assessed Cost means the reasonable anticipated cost which will be incurred by the State Board and the Office to implement and administer the Act.

Supplemental Fee means the fee charged to cover the costs of the District to review a health risk assessment containing supplemental information which was prepared in accordance with the provisions of Section 44360(B)(3) of the Health and Safety Code.

Survey Facility means a facility which emits less than ten tons per year of criteria pollutants, and which falls in any class listed in Appendix E-II to Section 93300 et seq. of Title 17 of the *California Code of Regulations*.

4. Applicability

- a) Except for facilities exempted by Health and Safety Code Section 44324, this regulation applies to any facility which:
 - 1) Manufactures, formulates, uses, or releases any of the substances listed by the State Board pursuant to Health and Safety Code Section 44321 and contained in Appendix A to Sections 93300 et seq. of the Title 17 of the *California Code of Regulations*, which is incorporated by reference, or any other substance which reacts to form a substance so listed, and releases 10 tons per year or greater of any criteria pollutant, or
 - 2) Is listed in any current toxics use or toxics air emission survey, inventory, or report released or compiled by an air pollution control district, or
 - 3) Manufactures, formulates, uses, or releases any listed substance or any other substance which reacts to form any listed substance, and which releases less than 10 tons per year of each criteria pollutant and falls in any class listed in Appendix E to Sections 93300 to 93300.5 of Title 17 of the *California Code of Regulations*.

5. Fee Schedule

- a) The operator of each stationary source facility which meets the applicability criteria of subsection h.4. shall pay to the District an annual Air Toxics “Hot Spots” fee within 60 days of notice of assessment by the APCO. The fee shall be determined by the following formula:

**Air Toxics “Hot Spot” Fee =
CARB Assessment + District Assessment**

where,

CARB Assessment = State assessed cost for the specific facility classification (C) calculated in accordance with Section 90704 of

the *California Administrative Code*, or any subsequent Section applicable in future fiscal years. The total CARB Assessment (T) for all facilities shall be the sum of individual facility state cost assessments (C).

$$\text{District Assessment} = \frac{C \times P}{T}$$

where,

P = District estimate of Hot Spots program costs including fee regulation implementation costs for the current fiscal year as provided to CARB, less any anticipated revenues from collection of flat fees specified in subsections 5.b. and 5.c. of this Rule, and less any excess revenue obtained by the District in prior fiscal years.

Note: This estimate may be revised as needed by the District prior to actual fee assessment to reflect actual projected program costs.

- b) A Survey Facility shall be assessed a flat fee of \$100.
- c) An Industrywide Facility shall be assessed a flat fee of \$100.
- d) If a facility was previously assessed, and had paid, a fee pursuant to subsection 5.b. or 5.c. of this Rule, subsequent fees in future fiscal years shall be waived by the District if the District determines that there are insignificant costs with respect to said facility under the Act.
- e) Pursuant to the provisions of Section 44380.5 of the *California Health and Safety Code*, the supplemental fee which may be assessed upon the operator of a facility to cover the direct costs to the District to review supplemental information supplied with a health risk assessment shall be \$2,000.
- f) The maximum fee which a small business, as defined in this Rule, shall pay will be \$700.

6. Annual Adoption of Fees

- a) Unless it amends this Rule, the District Board automatically readopts this fee regulation annually by operation of law, in

compliance with Title 17, *California Code of Regulations*, Section 90703.