

R1 Take the following actions: (1) Conduct a public hearing; and (2) adopt a resolution, effective July 1, 2025, which: (a) amends District Rule 2:11, Fees, implementing fee increases effective July 1, 2025, January 1, 2026, and January 1, 2027; (b) finds that the proposed resolution is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15273; and (c) find that based on District's written analysis prepared in accordance with California Health & Safety Code (HSC) Section 40727.2, 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.

STAFF REPORT

BOARD MEETING DATE: June 9, 2025

CATEGORY: Regular Calendar 1

SUBJECT: Take the following actions: (1) Conduct a public hearing; and (2) adopt a resolution, effective July 1, 2025, which: (a) amends District Rule 2:11, Fees, implementing fee increases effective July 1, 2025, January 1, 2026, and January 1, 2027; (b) finds that the proposed resolution is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15273; and (c) find that based on District's written analysis prepared in accordance with California Health & Safety Code (HSC) Section 40727.2, 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.

DEPARTMENT: Air Quality Management District

SUPERVISORIAL DISTRICT #: All

DEPARTMENT CONTACT: Rob Stahl, Air Quality District Manager (530) 225-5674

STAFF REPORT APPROVED BY: Sean Ewing, Director of Resource Management

<u>Vote Required?</u>	<u>General Fund Impact?</u>
Simple Majority Vote	General Fund Impact

RECOMMENDATION

Take the following actions: (1) Open a public hearing; (2) close the public hearing; and (3) adopt a resolution, effective July 1, 2025, which: (a) amends District Rule 2:11, Fees implementing fee increases effective July 1, 2025, January 1, 2026, and January 1, 2027; (b) finds that the proposed resolution is exempt from the California Environmental Quality Act (CEQA) pursuant to State CEQA Guidelines Section 15273; and (c) find that based on District's written analysis prepared in accordance with California Health & Safety Code (HSC) Section 40727.2, 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.

DISCUSSION

The Shasta County Air Quality Management District (District) is the local government agency responsible for regulation of the air resources within Shasta County. The California Health & Safety Code (HSC) establishes the District's authority to adopt rules that limit discharges of pollution, the authority to issue conditional permits for the construction and operation of equipment, and the authority to collect fees for associated services. Fees cannot exceed full cost recovery of the District for issuing permits, performing inspections and audits, and the administrative enforcement, and adjudication thereof. District Rule 2:11 Fees (Fees) outlines how permit fees are to be determined and amounts to be collected. It should be noted that the District, prior to Fiscal Year 2024-25, had not receive funding from the Shasta County General Fund. A review of District fees has identified the following fee categories in which the collected fees do not meet the minimum amount required to perform the associated services.

The following specific District fees have been identified for review:

Rule 2:11 a.1. Device or Facility Authority to Construct Fee
Rule 2:11 a.2. Specific Permit Fees
Rule 2:11 a.2.q. Insignificant Source/Emission Inventory Tracking
Rule 2:11 a.3.e. Hourly Staff Rate
Rule 2:11 a.3.f. Emission Testing Schedule and Data Analysis
Rule 2:11 b.1. Air Quality Management District Burning Permits

District Fee increases are limited by HSC Section 41512.7 (b), “No district with an annual budget of one million dollars or more shall increase any existing fees for authority-to-construct operating permits or permits to operate by more than 15 percent in any calendar year.” The proposed fee and estimated cost recovery fee based on a recent time survey are discussed in each section to demonstrate the proposed fee increase in the current and future calendar year will not exceed full cost recovery.

Device or Facility: Authority to Construct Fee (2:11 a.1.)

The Device or Facility Authority to Construct fee section lists applicable fees for processing a standard application for an Authority to Construct (ATC) by District staff. This section was last amended in 1990 and indicates the fee is based on two hours of District staff time to process a standard application. At the time this rule was adopted, state and federal permitting requirements were significantly less stringent than current requirements. In 1990, the District hourly billing rate was established at \$37.50/hr. Based on an hourly billing rate of \$37.50 at two hours of staff time, the current \$75 permit filing fee was established.

A recent review of staff time required to process a standard ATC application indicates that there have been several evaluation requirements that have been mandated since the current fees were adopted in 1990. These requirements include: performing a screening health risk assessment for toxic air contaminants pursuant to District Rule 2:3, Toxics New Source Review for Complying with Federal Clean Air Act Section 112(g), cancer risk emission dispersion modeling using modeling software, and California Environmental Quality Act (CEQA) evaluation pursuant to District policy.

Based on a review of the staff time required to process an ATC, on average it takes 12.1 hours to process an ATC from initial intake to issuance of the Permit to Operate (PTO). Based on the proposed hourly rate of \$155.00, the Authority to Construct fee should be \$310, plus the actual hourly rate after the initial two hours. To assure the appropriate fees are collected, time accounting will be used to assess and collect additional time spent on ATC evaluations.

Rule 2:11 a.1 also lists the fee that is charged when permit holders apply to transfer permit ownership or complete a name change pursuant to Rule 2:21. The current fee is a non-refundable \$15. During the recent survey of time conducted by the District, this process takes typically on average 1.1 hours of staff time. Based on the proposed hourly rate, the transfer of ownership/name change fee should be increased to \$170.50.

Due to fee increase limitations contained in HSC Section 41512.7(b), the proposed Authority to Construct fee for calendar year 2025, would increase 15% from \$75 to \$86.25. The fee for constructing a source without first obtaining an ATC would increase 15% from \$150 to \$172.50. The proposed transfer fee would increase 15% from \$15 to \$17.25.

Specific Permit Fees (Rule 2:11 a.2.)

Before a Permit to Operate is issued or renewed as stated in Rule 2:1A.b., a non-refundable permit fee is required to be paid to the District. There are two District programs that have fees specified in this section of Rule 2:11, stationary sources and gasoline vapor recovery programs. A stationary source of air pollution is a fixed location that emits air pollutants into the atmosphere. These sources are required to obtain a District issued ATC and PTO, in order to comply with all applicable emission standards.

The gasoline vapor recovery program is a regulatory program by which vehicle fueling operations are regulated to reduce the escape of gasoline vapors into the atmosphere. Prior to 2015, the Environmental Health Division within the Department of Resource Management was responsible for this state mandated program. In 2015, Resource Management shifted the program to the Air Quality Management District.

Since taking over responsibility for the gasoline vapor recovery program, the District has invested considerable time and effort into developing a program that ensures fueling stations are compliant with state regulations. A recent review of fees charged for operation of this program revealed that the fee schedule has not been updated or reviewed since January 1993. District staff evaluated the current fee schedule under Rule 2:11 to assess the current fee and to determine what the current fee for service provided should be for this program.

An evaluation of the time and cost was completed by District staff for both the stationary source and vapor recovery programs. The total revenue for these programs primarily consists of annual permit fees paid by the permit holders for the various source categories. The total fees to be collected for Fiscal Year 2024-25, for both permitted source permits and the vapor recovery permits is expected to be \$205,000, which includes the fees that have already been collected and the invoices yet to be paid, but excludes the United

States Environmental Protection Agency Title V supplemental fee. Based on the review of the staff time required for the various tasks associated with the permitted sources, the total program cost would be \$319,000.

Due to fee increase limitations contained in HSC Section 41512.7(b), the proposed amendments to District Rule 2:11 a.2 for calendar year 2025, the source fees categories increase is proposed at 15%. Along with this proposed modification, District staff is recommending simplifying the vapor recovery throughput fees. Currently, there are different fees for aboveground and underground storage tanks for the annual throughput and the phase II nozzle fees. A majority of the storage tanks are underground, and the fees are less than the aboveground tanks. Increasing the underground tanks the maximum allowable amount of 15% would not cause a conflict with HSC Section 41512.7(b) for the aboveground tanks. District staff is also recommending adding several new throughput categories for larger gasoline dispensing facilities. As a result, the proposed amendments to District Rule 2:11 a.2.i reflecting a 15% increase and other modifications previously discussed are as follows:

- 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.

Insignificant Source/Emission Inventory Tracking (Rule 2:11 a.2.q.)

District rule 2:11 a.2.q, Insignificant Source/Emission Inventory Tracking is designated as a category where sources of emissions are considered insignificant and are issued an Authorization to Operate. However, emissions are required to be reported to the District for submission to California Air Resources Board (CARB).

A recent review of the annual staff time required to process the emission tracking fee for an Authorization to Operate is similar to a standard PTO. With the exception that the Authorization to Operate facilities are inspected once every four years.

With recent changes to the reporting requirements to CARB, the average time to process the emission inventory tracking is 2.9 hours. Based on this evaluation it is determined that the appropriate fee for the emission tracking would be \$449.50.

Due to fee increase limitations contained in HSC Section 41512.7(b), the Insignificant Source/Emission Inventory Tracking fee is proposed to increase 15% from \$20 to \$23.

Hourly Staff Rate (Rule 2:11 a.3.e.)

Based on the time survey conducted, hourly staff rates were calculated at \$155.00. Since this is not a permit fee pursuant to HSC Section 41512.7(b), this is not subject to the 15% maximum allowable annual permit fee increase. As such the proposed hourly staff rate is proposed to be increased from \$37.50/hour to \$155.00/hour. Each year during this time period, the district will perform evaluations to determine if hourly rate amendments are needed due to employer costs and adjustments to overhead calculations to meet District costs.

Emission Testing Schedule and Data Analysis (Rule 2:11 a.3.f.)

District Rule 2:11a.3.f contains a list of requests any person could make of District staff to perform. This section of the rule also contains a provision offering the option for a source to contract with the District for testing services. Due to significant changes in testing requirements, the District no longer has the capability to conduct emission testing and is proposing the removal of language.

Due to fee increase limitations contained in HSC Section 41512.7(b), the source testing observations and continuous monitoring compliance review fee are proposed to increase 15% from \$250 to \$287.50 and \$500 to \$575, respectively.

Air Quality Management District Burning Permits (Rule 2:11 b.1.)

The purpose of District Rule 2:11 b.1. Air Quality Management District Burning Permits is to ensure compliance with all applicable District burning regulations. With recent changes to the processing of the Fire Hazard Reduction burn permits, the time to process an average Fire Hazard Reduction burn permit has been streamlined. The estimated average time to process the burn permit is 0.17 hours. It is District policy that if a burn pile has been constructed utilizing heavy equipment, a burn pile inspection is required. The burn pile inspection could increase the time required for the burn permit by 1 or more hours. The district is proposing to increase the cost of all burn permits by \$5 and utilize the new hourly staff rate of \$155.00 for burn pile inspections.

Due to fee increase limitations contained in HSC Section 41512.7(b), the proposed fee increase to Fire Hazard Reduction burn permits of 10 acres or less by \$1.50 and all other burn permits by \$4.50.

Comparison of Sacramento Valley Air Basin Districts Fee Rules

A review of the stationary source fees within other air districts in the Sacramento Valley Air Basin, indicate significant variability in structure for stationary source fees. Tehama County Air Pollution Control District (APCD) is one air district within the air basin that has a similar fee structure to the District. In comparing the current fee structure, the APCD’s fees are approximately double that of the District’s fees.

Looking at the annual Consumer Price Index (CPI), published by the US Bureau of Labor Statistics from the time period when the District’s fees were last updated in 1990 through 2024, the annual CPI ranged from 0.10% to 8.00%, with one year being -0.10%. If the District had increased the stationary source fees located in Rule 2:11 annually by the CPI, the fees would have increased by 139.8%.

Increasing the stationary source fees the maximum allowable by HSC §41512.7(b), the fees would be increased to a level similar to APCD’s current fees by 2029, which is still lower than if the District had been increasing the fees annually with the CPI.

Administrative Modifications

The following administrative modifications were made to Rule 2:11

- Section f. Fees For California Air Resources Board (CARB) Atmospheric Acidity Protection Program was removed from Rule 2:11. This section was based on HSC Sections 39900-39911, and these sections were repealed from HSC effective January 1, 2013.
- Corrected citation in section g.4. Definitions for the definition of Nonattainment pollutant. Changed the citation from Health & Safety Code to California Code of Regulations.
- To clarify the definition in section H.3., deleted by subsection (e).
- Corrected citation in section h.4.a.3) to remove reference to sections 93301 through 93354 that have been repealed from HSC.
- Grammatical correction in section h.6.a) changed Sections to Section.

AFFECTED SOURCES

The entities affected by the proposed rule revisions are currently permitted stationary sources and retail gasoline facilities within Shasta County as well as individuals or companies submitting applications for Authority to Construct permits.

REQUIRED FINDINGS - CALIFORNIA HEALTH AND SAFETY CODE SECTION 40727

FINDING REQUIREMENT FINDING DETERMINATION

<u>Necessity:</u> The District must find that a need exists for the regulation, or for its amendment or repeal.	It is necessary for the District to amend Rule 2:11 in order to recover the costs for operating mandated programs [HSC Section 40727 (b)(1)]

Authority: The District must find that a provision of law or a state or federal regulation permits or requires the District to adopt, amend, or repeal the rule.	The District is authorized to adopt and amend Rule 2:11 by California Health and Safety Code; Sections 40001, 40702. [HSC Section 40727 (b)(2)]
Clarity: The Rule is written or displayed so that its meaning can be easily understood by the persons directly affected by it.	To date, there is no indication that the Rule is difficult to understand by persons directly affected by it. [HSC Section 40727 (b)(3)]
Consistency: The Rule is in harmony with, and not in conflict with or contradictory to, existing statutes, court decisions, or state or federal regulations.	The District has found the proposed amended Rule is consistent with, and not in conflict with, or contrary to existing statutes, court decisions, or state or federal regulations. [HSC Section 40727 (b)(4)]
Non-duplication: The rule does not impose the same requirements as an existing state or federal regulation.	The District finds that these proposed regulation amendments are unique to District Rules and do not duplicate any state or federal permitting processes or authorities. [HSC Section 40727 (b)(5)]
Reference: Any statute, court decision, or other provision of law that the District implements, interprets, or makes specific by adopting, amending, or repealing the rule.	California Health and Safety Code; Sections 40001, 40702. [HSC Section 40727 (b)(6)]

This the proposed fee increases would be effective on July 1, 2025, and subsequent increases would go into effect on January 1, 2026, and January 1, 2027. During this time period, the District will perform annual evaluations to determine if future fee amendments are required to achieve full cost recovery.

ALTERNATIVES

The Board could choose to direct further modifications to Rule 2:11: Fees, which shall be considered no sooner than its next regular meeting pursuant to HSC 40726, 2) or decline to amend Rule 2:11: Fees, continue to operate the programs at a loss. This alternative would lead to the inability of the District to operate due to lack of funds unless jurisdictions with membership on the APCB are assessed on a per capita basis to subsidize these programs that are operating at a loss.

OTHER AGENCY INVOLVEMENT

This recommendation has been reviewed Auditor Controller however, no audits of the actual fees have been performed. Although the District asserts that fees are far lower than anticipated cost due to a 15% cap on increases, current calculations of the actual cost do not appear to be available. The Auditor Controller recommends that the District recalculate cost every one to two years, and anytime a fee is presented to the APCB for approval. These cost studies substantiate to the public and the APCB that the County is not charging more than actual cost. County Counsel has approved the resolution as to form. The recommendation has been reviewed by the County Administrative Office.

FISCAL IMPACT

The District is responsible for operating these State mandated programs and is allowed to recover the cost for operating the program. Since the District invoices monthly, for the first half of FY 2025-26 it is estimated that the increase in fees will raise permitting revenue by 15%, and 30% for the second half of FY 2025-26.

ATTACHMENTS:

- 1: Draft Resolution
- 2: July 2025 Redline Draft Rule with Fee Increase
- 3: Jan 2026 Redline Draft Rule with Fee Increase
- 4: Jan 2027 Redline Draft Rule with Fee Increase

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:

APCB Resolution No. 2025-XX

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

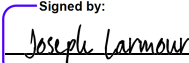
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Exhibit A

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) ≤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) ≤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.

Rule 2:11 Fees:
(Amended 7-22-86, 7-28-87, 4-10-90, 1-5-93, 4-12-94, 7-17-01, ~~and~~ 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 \$~~75~~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 \$~~150~~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 \$~~15~~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) ≤30,000 scfm	\$ 150 172.50
(ii) >30,000 scfm	224 257.60
2) Baghouse	376 432.40
3) Electrostatic Precipitator	376 432.40

4)	Wet Scrubber		376 432.40
5)	Dry Scrubber		376 432.40
6)	Packed Tower		376 432.40
7)	Afterburner		376 432.40
8)	Absorption Device		300 345.00
9)	Multiclone/Fly Ash Reinject		376 432.40
10)	Thermal De NOx System		376 432.40
b)	Asphalt Batch Plant (Maximum Design Rating)		
1)	≤100 tons/hour	\$	826 949.90
2)	>100 - ≤250 tons/hour		976 1,122.40
3)	>250 - ≤500 tons/hour		1,126 1,294.90
4)	>500 tons/hour		1,276 1,467.40
c)	Asphalt Storage Facility		224 257.60
d)	Fuel Combustion Devices (Boilers, etc.; 10% BTU/hour, Maximum Design Rating)		
1)	15 or less	\$	150 172.50
2)	>15 - ≤30		224 257.60
3)	>30 - ≤45		500 575.00
4)	>45 - ≤60		750 862.50
5)	>60 - ≤75		1,000 1,150.00
6)	>75 - ≤100		1,126 1,294.90
7)	>100 - ≤250		1,276 1,467.40
8)	>250 - ≤500		1,426 1,639.90
9)	More than 500		1,576 1,812.40
e)	Cement Batch Plant	\$	376 432.40
f)	Kilns (10% BTU/hour, Maximum Design Rating)		
1)	100 or less	\$	676 777.40
2)	>100 - ≤200		826 949.90
3)	>200 - ≤500		1,126 1,294.90
4)	More than 500		1,276 1,467.40
g)	Charcoal/Carbon Manufacturing Furnace	\$	626 719.90
h)	Dryers		

- | | | |
|----|----------------|------------------------|
| 1) | Plywood Veneer | 250 -287.50 |
| 2) | All Others | 150 -172.50 |

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

		Aboveground	Underground
1)	50,000 gal/yr or fewer	\$ 30	\$ 27 -31.05
2)	>50,000 - ≤100,000 gal/yr	60	54 -62.10
3)	>100,000 - ≤500,000 gal/yr	112	101 -116.15
4)	>500,000 - ≤1,000,000 gal/yr	131	118 -135.70
5)	>1,000,000 - ≤1,500,000 gal/yr	150	135 -155.25
6)	More than 1,500,000 gal/yr	169	152
6)	>1,500,000 - ≤5,000,000 gal/yr		174.80
7)	>5,000,000 - ≤10,000,000 gal/yr		194.35
8)	More than 10,000,000 gal/yr		213.90

- ~~79)~~ 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~~
~~Aboveground: \$20~~ ~~Underground: \$18~~

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

- | | | |
|----|---------------|---------------------------|
| 1) | 50 or less | \$ 150 -172.50 |
| 2) | >50 - ≤100 | 224 -257.60 |
| 3) | More than 100 | 300 -345.00 |

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

- | | | |
|----|------------------------|---------------------------|
| 1) | 1,000 gal/yr or fewer | \$ 150 -172.50 |
| 2) | More than 1,000 gal/yr | 224 -257.60 |

l) Air Exhausts/Vents \$ ~~224~~-257.60

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

- | | | |
|----|------------------------|---------------------------|
| 1) | 1,500 gal/yr or fewer | \$ 300 -345.00 |
| 2) | More than 1,500 gal/yr | 450 -517.50 |

n) Fiberglass Resin Usage (tons/year)

- | | | | |
|----|------------------------|----|-----------------------|
| 1) | 50 tons/year or fewer | \$ | 300 345.00 |
| 2) | More than 50 tons/year | | 450 517.50 |
- o) Mineral Processing – Rock Crushing/Screening (Maximum Design Rating)
- | | | | |
|----|-------------------------------|----|-----------------------|
| 1) | 100,000 tons/year or fewer | \$ | 376 432.40 |
| 2) | >100,000 - ≤500,000 tons/year | | 526 604.90 |
| 3) | More than 500,000 tons/year | | 676 777.40 |
- p) Miscellaneous
- | | | | |
|----|---|----|--------------------------|
| 1) | Minimum Charge (5 tons/year or fewer emitted) | \$ | 150
172.50 |
| 2) | Other (E = tons/year emitted) | | 30
34.5(E) |
- q) Insignificant Source/Emission Inventory Tracking Fee \$ ~~20~~
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 ~~\$37.50~~ 155.00 per hour with a minimum charge of one hour.

~~1) Source testing~~

- 2) Ambient monitoring
- 3) Source specific modeling
- 4) Ambient modeling
- 5) Air quality impact analysis
- 6) Technical evaluations and/or pre-permit
- 7) 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 ~~the option of contracting with the District~~ an approved testing firm, ~~or submitting 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)

~~Should the facility choose to contract with an approved firm or submit its own test data, t~~The District will assess a fee of ~~\$250~~ 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 ~~\$500-575.00~~ to the District to cover the costs of compliance analysis.
(Amended 7-1-25)

~~The following schedule outlines the current charges for District testing activities:~~

1) High Volume Particulate Test (non-combustion	
sources)	\$ 350
2) Low Volume Particulate Test	2,000
(combustion/non-combustion sources)	
3) Low Volume SO₂ Test	1,000
4) Combustion Source Orsat Test	75
5) Combustion Source TRS Test	1,000
6) Particle/Sizing Analysis	1,000
7) NO_x or CO Test	200

(Amended 4-10-90)

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 | \$ 30 |
| | | 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 | \$ 30 |
| | | 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 | \$ 30 |
| | | 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) | \$ 10 |
| | | 11.50 |
| 3) | Fire Hazard Burn Permit (More than 10 acres) | \$ 30 |
| | | 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 | \$ 30 |
| | 34.50 | |
| | (Amended 4-10-90, 7-17-01, 7-1-25) | |

~~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 with the minimum fee of one hour.
(Added 7-1-25)

~~fg)~~ 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 s 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 s 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.~~

~~f. Fees For California Air Resources Board (CARB) Atmospheric Acidity Protection Program~~

~~1. Purpose~~

~~This fee regulation is to implement the Atmospheric Acidity Protection Act of 1988 (Health and Safety Code Section 39900-39911). This Act authorized the CARB to require local air pollution control districts to impose additional variance and permit fees on major non-vehicular~~

~~sources which emit 500 tons per year or more of either sulfur or nitrogen oxides to partially fund the Atmospheric Acidity Protection Program.~~

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

~~2. Transfer of Fee Collected~~

~~The 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 Board 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 2.11a.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 that in the base calendar year emitted to the atmosphere oxides of nitrogen or oxides of sulfur, expressed as nitrogen dioxide and sulfur dioxide respectively, in an amount equal to or exceeding 500 tons.~~

~~**Base year emissions (BYE):** The calendar year accumulative emissions of oxides of nitrogen and oxides of sulfur 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 90621 of the *California Administrative Code*, or any subsequent Section applicable in future fiscal years.~~

~~5. Fee Schedule~~

~~The owner or operator of each major non-vehicular source is hereby assessed an Atmospheric Acidity Protection Program fee payable to the Shasta County AQMD and due within thirty (30) days of notice of~~

~~assessment by the APCO. This fee rate and major source fee shall be calculated by the following formulae:~~

$$\frac{\text{Fee Rate} = \text{CARB Assessment}}{\text{Total Major Source Emissions of NOx and SOx (Tons/Year)}}$$

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

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, ~~Health and Safety Code~~ 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	Suspended Particulate Matter (PM ₁₀)

(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 ~~by subsection (e)~~ 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 ~~93354~~ 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*, Sections 90703.

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 \$~~86.25~~ 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 \$~~172.50~~ 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 \$~~17.25~~ 19.84.
(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	\$ 172.50 198.37
(ii) >30,000 scfm	257.60 296.24
2) Baghouse	432.40 497.26
3) Electrostatic Precipitator	432.40 497.26

4)	Wet Scrubber		432.40 497.26
5)	Dry Scrubber		432.40 497.26
6)	Packed Tower		432.40 497.26
7)	Afterburner		432.40 497.26
8)	Absorption Device		345.00 396.75
9)	Multiclone/Fly Ash Reinject		432.40 497.26
10)	Thermal De NOx System		432.40 497.26
b) Asphalt Batch Plant (Maximum Design Rating)			
1)	≤100 tons/hour	\$	949.90 1,092.38
2)	>100 - ≤250 tons/hour		1,122.40 1,290.76
3)	>250 - ≤500 tons/hour		1,294.90 1,489.14
4)	>500 tons/hour		1,467.40 1,687.51
c) Asphalt Storage Facility			
			257.60 296.24
d) Fuel Combustion Devices (Boilers, etc.; 10% BTU/hour, Maximum Design Rating)			
1)	15 or less	\$	172.50 198.38
2)	>15 - ≤30		257.60 296.24
3)	>30 - ≤45		575.00 661.25
4)	>45 - ≤60		862.50 991.88
5)	>60 - ≤75		1,150.00 1,322.50
6)	>75 - ≤100		1,294.90 1,489.13
7)	>100 - ≤250		1,467.40 1,687.51
8)	>250 - ≤500		1,639.90 1,885.88
9)	More than 500		1,812.40 2,084.26
e) Cement Batch Plant			
		\$	432.40 497.26
f) Kilns (10% BTU/hour, Maximum Design Rating)			
1)	100 or less	\$	777.40 894.01
2)	>100 - ≤200		949.90 1,092.38
3)	>200 - ≤500		1,294.90 1,489.13
4)	More than 500		1,467.40 1,687.51
g) Charcoal/Carbon Manufacturing Furnace			
		\$	719.90 827.88
h) Dryers			

- | | | | |
|----|----------------|--|--------------------------|
| 1) | Plywood Veneer | | 287.50 330.63 |
| 2) | All Others | | 172.50 198.37 |
- i) Gasoline Marketing (Retail/Wholesale; gallons per year)
- | | | | |
|----|--------------------------------|----|--------------------------|
| 1) | 50,000 gal/yr or fewer | \$ | 31.05 35.70 |
| 2) | >50,000 - ≤100,000 gal/yr | | 62.10 71.41 |
| 3) | >100,000 - ≤500,000 gal/yr | | 116.15 133.57 |
| 4) | >500,000 - ≤1,000,000 gal/yr | | 135.70 156.05 |
| 5) | >1,000,000 - ≤1,500,000 gal/yr | | 155.25 178.53 |
| 6) | >1,500,000 - ≤5,000,000 gal/yr | | 174.80 201.02 |
| 7) | >5,000,000 - ≤10,000,000gal/yr | | 194.35 223.50 |
| 8) | More than 10,000,000 gal/yr | | 213.90 245.98 |
- 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): ~~\$20.70~~ 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 | \$ | 172.50 198.38 |
| 2) | >50 - ≤100 | | 257.60 296.24 |
| 3) | More than 100 | | 345.00 396.75 |
- k) Industrial/Commercial Surface Coating Operations (gallons/year)
- | | | | |
|----|------------------------|----|--------------------------|
| 1) | 1,000 gal/yr or fewer | \$ | 172.50 198.38 |
| 2) | More than 1,000 gal/yr | | 257.60 296.24 |
- l) Air Exhausts/Vents
- | | | | |
|--|--|----|--------------------------|
| | | \$ | 257.60 296.24 |
|--|--|----|--------------------------|
- m) Volatile Organic Compound Substance Use (gallons/year)
- | | | | |
|----|------------------------|----|--------------------------|
| 1) | 1,500 gal/yr or fewer | \$ | 345.00 396.75 |
| 2) | More than 1,500 gal/yr | | 517.50 595.12 |
- n) Fiberglass Resin Usage (tons/year)
- | | | | |
|----|------------------------|----|--------------------------|
| 1) | 50 tons/year or fewer | \$ | 345.00 396.75 |
| 2) | More than 50 tons/year | | 517.50 595.12 |

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

- | | | | |
|----|-------------------------------|----|--------------------------|
| 1) | 100,000 tons/year or fewer | \$ | 432.40 497.26 |
| 2) | >100,000 - ≤500,000 tons/year | | 604.90 695.63 |
| 3) | More than 500,000 tons/year | | 777.40 894.01 |

p) Miscellaneous

- | | | | |
|----|---|----|-----------------------------|
| 1) | Minimum Charge (5 tons/year or fewer emitted) | \$ | 172.50
198.37 |
| 2) | Other (E = tons/year emitted) | | 34.5 39.68(E) |

q) Insignificant Source/Emission Inventory Tracking Fee \$ ~~23.00~~
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.
- 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~~ 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 ~~\$575.00~~ 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 \$ ~~32.50~~
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 \$ ~~32.50~~
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 | \$ 32.50
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) | \$ 11.50
13.00 |
| 3) | Fire Hazard Burn Permit (More than 10 acres) | \$ 32.50
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 | \$ 32.50
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.

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 \$~~99.18~~ 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 \$~~198.37~~ 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 \$~~19.83~~ 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) ≤30,000 scfm	\$ 198.37 228.12
(ii) >30,000 scfm	296.24 340.67
2) Baghouse	497.26 571.84
3) Electrostatic Precipitator	497.26 571.84

4)	Wet Scrubber		497.26 571.84
5)	Dry Scrubber		497.26 571.84
6)	Packed Tower		497.26 571.84
7)	Afterburner		497.26 571.84
8)	Absorption Device		396.75 456.26
9)	Multiclone/Fly Ash Reinject		497.26 571.84
10)	Thermal De NOx System		497.26 571.84
b) Asphalt Batch Plant (Maximum Design Rating)			
1)	≤100 tons/hour	\$	1,092.38 1,256.23
2)	>100 - ≤250 tons/hour		1,290.76 1,484.37
3)	>250 - ≤500 tons/hour		1,489.13 1,712.49
4)	>500 tons/hour		1,687.51 1,940.63
c) Asphalt Storage Facility			
			296.24 340.67
d) Fuel Combustion Devices (Boilers, etc.; 10% BTU/hour, Maximum Design Rating)			
1)	15 or less	\$	198.37 228.12
2)	>15 - ≤30		296.24 340.67
3)	>30 - ≤45		661.25 760.43
4)	>45 - ≤60		991.87 1,140.65
5)	>60 - ≤75		1,322.50 1,520.87
6)	>75 - ≤100		1,489.13 1,712.49
7)	>100 - ≤250		1,687.51 1,940.63
8)	>250 - ≤500		1,885.88 2,168.76
9)	More than 500		2,084.26 2,396.89
e) Cement Batch Plant			
		\$	497.26 571.84
f) Kilns (10% BTU/hour, Maximum Design Rating)			
1)	100 or less	\$	894.01 1,028.11
2)	>100 - ≤200		1,092.38 1,256.23
3)	>200 - ≤500		1,489.13 1,712.49
4)	More than 500		1,687.51 1,940.63
g) Charcoal/Carbon Manufacturing Furnace			
		\$	827.88 952.06
h) Dryers			

- | | | | |
|----|----------------|--|--------------------------|
| 1) | Plywood Veneer | | 330.62 380.21 |
| 2) | All Others | | 198.37 228.12 |
- i) Gasoline Marketing (Retail/Wholesale; gallons per year)
- | | | | |
|----|---------------------------------|----|--------------------------|
| 1) | 50,000 gal/yr or fewer | \$ | 35.70 41.05 |
| 2) | >50,000 - ≤100,000 gal/yr | | 71.41 82.12 |
| 3) | >100,000 - ≤500,000 gal/yr | | 133.57 153.60 |
| 4) | >500,000 - ≤1,000,000 gal/yr | | 156.05 179.45 |
| 5) | >1,000,000 - ≤1,500,000 gal/yr | | 178.53 205.30 |
| 6) | >1,500,000 - ≤5,000,000 gal/yr | | 201.02 231.17 |
| 7) | >5,000,000 - ≤10,000,000 gal/yr | | 223.50 257.02 |
| 8) | More than 10,000,000 gal/yr | | 245.98 282.87 |
- 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): ~~\$23.80~~ 27.38
- j) Incinerators/Remelt Furnaces, Pathological, Cremation Retorts, Burnout Ovens, etc. Maximum Horizontal Cross Sectional Area Ft² of Primary Combustion Chamber
- | | | | |
|----|---------------|----|--------------------------|
| 1) | 50 or less | \$ | 198.37 228.12 |
| 2) | >50 - ≤100 | | 296.24 340.67 |
| 3) | More than 100 | | 396.75 456.26 |
- k) Industrial/Commercial Surface Coating Operations (gallons/year)
- | | | | |
|----|------------------------|----|--------------------------|
| 1) | 1,000 gal/yr or fewer | \$ | 198.37 228.12 |
| 2) | More than 1,000 gal/yr | | 296.24 340.67 |
- l) Air Exhausts/Vents
- | | | | |
|--|--|----|--------------------------|
| | | \$ | 296.24 340.67 |
|--|--|----|--------------------------|
- m) Volatile Organic Compound Substance Use (gallons/year)
- | | | | |
|----|------------------------|----|--------------------------|
| 1) | 1,500 gal/yr or fewer | \$ | 396.75 456.26 |
| 2) | More than 1,500 gal/yr | | 595.12 684.37 |
- n) Fiberglass Resin Usage (tons/year)
- | | | | |
|----|------------------------|----|--------------------------|
| 1) | 50 tons/year or fewer | \$ | 396.75 456.26 |
| 2) | More than 50 tons/year | | 595.12 684.38 |

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

- | | | | |
|----|-------------------------------|----|----------------------------|
| 1) | 100,000 tons/year or fewer | \$ | 497.26 571.84 |
| 2) | >100,000 - ≤500,000 tons/year | | 695.63 799.97 |
| 3) | More than 500,000 tons/year | | 894.01 1,028.11 |

p) Miscellaneous

- | | | | |
|----|---|----|------------------------------|
| 1) | Minimum Charge (5 tons/year or fewer emitted) | \$ | 198.37
228.12 |
| 2) | Other (E = tons/year emitted) | | 39.67
45.62(E) |

q) Insignificant Source/Emission Inventory Tracking Fee \$ ~~26.45~~
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 ~~\$330.62~~ **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 ~~\$661.25~~ **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) \$ ~~13.00~~
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 \$ 35.00
(Amended 4-10-90, 7-17-01, 7-1-25, 1-1-26, 1-1-27)
- 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.