

Revisions to Rule 42 Permit Fees

**Air Pollution Control Board
April 9, 2019**



Agenda

- Background
- Legal Authority
- Covered Programs
- Cost Reductions Efforts
- Proposed Revisions
- Upcoming Dates



Background

- ❑ Rule 42 sets fee rates for the following categories:
 - ❑ Permit processing fees,
 - ❑ Filing fees, and
 - ❑ Annual permit renewal fees.
 - Permit renewal fees are charged annually to each source of air pollution large enough to be required to have an APCD Permit to Operate



State Law on Fees

H&S Code Section 42311(a)

“A district board may adopt, by regulation, a schedule of annual fees for the evaluation, issuance, and renewal of permits to cover the cost of district programs related to permitted stationary sources authorized or required under this division that are not otherwise funded.”



State Law on Fees (Continue)

State Bill Language on Service Charges :

“No reimbursement is required by this act pursuant to Section 6 of Article XIII B of the California Constitution because a local agency or school district has the authority to levy service charges, fees, or assessments sufficient to pay for the program or level of service mandated by this act, within the meaning of Section 17556 of the Government Code ”



Covered Programs



- ❑ Permitting and Source Testing
- ❑ Planning & Inventory
- ❑ Rule Development



- ❑ Inspections & Enforcement
- ❑ Overhead

Cost Reductions Efforts

- ❑ District staffing has been reduced, 64 FTE in 2002, currently 48 FTE
- ❑ Building purchase will reduce annual operating costs
- ❑ Costs for services and supplies have been scrutinized



Proposed Revisions

Renewal Fee Rate Increase:

- ❑ Increase permit renewal fee rates by 3.5% effective July 1, 2019 (CPI: 3.85%)
- ❑ Minimum annual renewal fee for most sources would increase by \$21, to \$623 per year
- ❑ Proposal would increase the District's annual revenue by approximately \$72,000



Upcoming Dates

- ❑ Advisory Council Meeting
 - Tuesday, February 26, 2019 at 7:30 p.m.

- ❑ Board Meeting
 - Tuesday April 9, 2019 at 1:30 p.m.

