

**MONTEREY BAY AIR RESOURCES DISTRICT  
REGULATION III  
FEES**

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**RULE 301. FEE SCHEDULES**

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*(Adopted 9-1-74; Revised 9-16-76, 5-31-78, 5-20-81, 8-18-82, 6-13-83, 7-19-84, 12-13-84, 7-17-85, 6-11-86, 12-17-86, 6-10-87, 9-16-87, 6-20-88, 12-14-88, 6-14-89, 6-13-90, 6-26-91, 5-17-95, 6-21-95 ; 6-18-97; 6-17-98; 6-16-99; 6-21-00; 6-20-01; 6-19-02; 6-18-03; 6-16-04; 6-15-05; 6-21-06; 6-20-07; 6-18-08; 6-17-09; 6-30-10; 6-15-11; 6-18-14; 6-17-15; 6-15-16; 6-21-17; 6-25-18; and 6-24-19.)*

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Table 1. Fee Schedule

**Effective Dates**

This Rule, as most recently revised, is effective on July 1, 2019.

Table 1 District Fee Schedule included at the end of this rule identifies the current fees for this rule, Rule 300, Rule 302, Rule 303, Rule 305, Rule 306, Rule 307, Rule 308, Rule 309, and Rule 310.

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Schedule 1  
General Permit Fees

Any article, machine, equipment or other contrivance for which a permit is required and which is not Equipment Which Has Lost Permit Exemption (Schedule 2) or Gasoline Dispensing Equipment (Schedule 3) shall be assessed a permit fee as set forth in Table 1 Schedule 1. However, if the Air Pollution Control Officer determines that the revenue provided by this Rule does not fairly represent the District's costs in processing the subject permit application, the Air Pollution Control Officer shall assess a permit fee based on the actual costs incurred by the District in processing the application in accordance with the District hourly staff rate, which shall be rounded to the nearest whole hour.

Schedule 2  
Administrative Amendment

Any permit that requires an administrative amendment shall be assessed a permit fee as set forth in Table 1 Fee Schedule. However, if the Air Pollution Control Officer determines that the revenue provided by this Rule does not fairly represent the District's costs in processing the subject permit application, the Air Pollution Control Officer shall assess a permit fee based on the actual costs incurred by the District in processing the application in accordance with the District hourly staff rate, which shall be rounded to the nearest whole hour.

Schedule 3  
Equipment Which Has Lost Permit Exemption

Any article, machine, equipment or other contrivance for which a permit exemption has been lost due to revision to District Rule 201 (Sources not Requiring Permits) shall be assessed a permit fee as set forth in Table 1 Schedule 3. However, if the Air Pollution Control Officer determines that the revenue provided by this Rule does not fairly represent the District's costs in processing the subject permit application, the Air Pollution Control Officer shall assess a permit fee based on the actual costs incurred by the District in processing the application in accordance with the District hourly staff rate, which shall be rounded to the nearest whole hour.

Schedule 4  
Gasoline Dispensing Facilities

The fee shall be determined as follows for Phase I:

Any new gasoline dispensing facility which is installing Phase I vapor recovery equipment or any gasoline dispensing facility which is proposing modifications to the Phase I vapor recovery equipment shall be assessed a permit fee as set forth in Table 1 Schedule 4.

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The fee shall be determined as follows for Phase II:

Any gasoline dispensing facility which is proposing the disconnection without modification of Phase II vapor recovery equipment shall be assessed a permit fee as set forth in Table 1 Schedule 4.

Any new gasoline dispensing facility which is installing Phase II vapor recovery equipment or any gasoline dispensing facility which is proposing the modification or addition of Phase II vapor recovery equipment shall be assessed a permit fee plus a fee for each nozzle as set forth in Table 1 Schedule 4.

Phase I and Phase II

Any new gasoline dispensing facility which is installing Phase I and Phase II vapor recovery equipment or any gasoline dispensing facility which is proposing modifications to the Phase I vapor recovery equipment and disconnection or addition of Phase II vapor recovery equipment shall be assessed a permit fee plus a fee for each nozzle as set forth in Table 1 Schedule 4.

Installation of In Station Diagnosis System

Any gasoline dispensing facility which is installing an In Station Diagnosis (ISD) system or is replacing an ISD system with a system certified under a different executive order shall be assessed a permit fee as set forth in Table 1 Schedule 4.

Throughput Fees

In addition to the fees above, new gasoline dispensing facilities shall pay a throughput fee when submitting a permit application based on the number of nozzles as set forth in Table 1 Schedule 4.

Schedule 5  
Emission Fees

In addition to other fees required, any article, machine, equipment or other contrivance which does not hold a valid District Authority to Construct or Permit to Operate shall be assessed an emissions fee as set forth in Table 1 Schedule 5.

Schedule 6  
Toxic Air Contaminants

In addition to other fees required, each permit application for any equipment/operation which may emit or has the potential to emit any toxic air contaminant(s) (TACs), as defined in Rule 1000, shall be assessed an emission fee as set forth in Table 1 Schedule 6.

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Schedule 7  
Public Notification

In addition to other fees required, projects for which permits are issued following public notice published in newspapers shall pay a public notification fee as set forth in Table 1 Schedule 7 for the project.

Schedule 8  
Public Record Requests

Direct costs for duplication of hardcopies via paper or scanning of District records will be assessed fees as set forth in Table 1 Schedule 8.

The transfer of gathered electronic records onto CD, USB drive, or other similar type media will be assessed an electronic media fee as set forth in Table 1 Schedule 8.

Fees for programming and computer services will be based on the actual cost of the staff time needed to perform the work based on the District hourly staff rate as set forth in Table 1 Hourly Staff Rate. The level of staff needed to fulfill the request for electronic information could vary depending on the intricacies and complexity of the request. For significant efforts, the requestor may be required to pay a portion or all of the costs in advance of commencing the work. The requestor may submit a request for a waiver or a reduction of fees incurred, which will be considered by the District.

Requestors who wish to receive records via mail (regular mail, express, etc.) must pay mailing charges in accordance with the current postage rates.

Schedule 9  
Mutual Settlement Program

The gravity based penalty calculation shall be multiplied by the base rate minimum penalty value as set forth in Table 1 Schedule 9.

**Table 1. Fee Schedule****Rule 300 (Part 3, Permit Fees)**

<b>Permit Fees</b>		<b>Rule 300 (FY 2019-2020)</b>	
Section 3.1	Filing Fee	\$	217
Section 3.4.1	Synthetic Minor Permit Filing Fee	\$	319
Section 3.4.2	Synthetic Minor Permit Evaluation Fee	\$	1,273

**Rule 300 (Annual Renewal Fees for Source Specific Categories, Section 4.3)**

<b>Source Category</b>	<b>Rule 300 (FY 2019-2020)</b>
Dry Cleaner	\$341
Emergency Diesel Fueled Internal Combustion Engine (fee code 202)	\$373
Emergency Diesel Fueled Internal Combustion Engine (historical fee code 501)	\$253
Emergency Non-Diesel Fueled Internal Combustion Engine	\$253
Fume Hood	\$231
Fossil Fueled Power Plant Gas Turbine Maximum Rated Heat Input	\$55 per MMBtu/hr
Fossil Fueled Power Plant Boiler	\$27 per MMBtu/hr
Lime Processing Facility (3-year average kiln annual production rates):	
-Kiln production rate < 100,000 short tons per year	\$0.55 per short ton
-Kiln production rate > 100,000 short tons per year	\$0.77 per short ton
Cannabis Cultivation/Manufacturing/Processing Operations	\$494
Cannabis Cultivation/Manufacturing/Processing Odors	\$110
Synthetic Minor Permit	\$44 per ton

**Table 1. Fee Schedule****Rule 300 (Annual Renewal Fees , Section 4.4)**

<b>Billable Emission per Permit; Tons per Year</b>	<b>Rule 300 (FY 2019-2020)</b>
0 - < 0.1	\$ 216
0.1 - < 1	\$ 324
1 - < 2	\$ 404
2 - < 5	\$ 577
5 - < 8	\$ 793
8 - < 10	\$ 1,518
10 - < 20	\$ 2,242
20 - < 30	\$ 3,888
30 - < 45	\$ 5,533
45 - < 60	\$ 6,765
60 - < 80	\$ 7,999
80 - < 100	\$ 8,808
100 - < 150	\$ 9,604
150 - < 200	\$ 11,630
200 - < 250	\$ 13,656
> 250	\$ 16,962

**Rule 300 (Annual Renewal Fee Determination, Section 4.5)**

<b>Fees</b>	<b>Rule 300 (FY 2019-2020)</b>
Section 4.5.1	\$ 1,052
Section 4.5.2	\$ 527
Section 4.5.3	\$ 527

**Rule 300 (Gasoline Throughput Fees, Section 4.6)**

<b>Gasoline Throughput; Gallons per Year</b>	<b>Rule 300 (FY 2019-2020)</b>
Section 4.6 Per Nozzle Fee	\$ 53
Throughput "b" 0 - < 100,000	\$ 258
100,000 - < 400,000	\$ 413
400,000 - < 800,000	\$ 610
800,000 - < 1,200,000	\$ 812
1,200,000 - < 1,600,000	\$ 1,011
1,600,000 - < 2,000,000	\$ 1,307
2,000,000 - < 3,000,000	\$ 1,983
3,000,000 - < 4,000,000	\$ 2,642
4,000,000 - < 5,000,000	\$ 3,301
5,000,000 - < 6,000,000	\$ 3,960
6,000,000 - < 7,000,000	\$ 4,619
7,000,000 - < 8,000,000	\$ 5,278
8,000,000 - < 9,000,000	\$ 5,937
9,000,000 - < 10,000,000	\$ 6,596
10,000,000 - < 11,000,000	\$ 7,255
Greater than 11,000,000	\$ 7,914

**Table 1. Fee Schedule****Rule 300 ( Wastewater Treatment Facilities Fees, Section 4.7)**

Average Flow; Gallons per Day	Rule 300 (FY 2019-2020)
0- < 9,999,999	\$ 209
10,000,000 - 20,000,000	\$ 2,613
>20,000,000	\$ 6,793

**Rule 300 (Other Annual Renewal Fee Determination)**

Fees	Rule 300 (FY 2019-2020)
Section 4.8 Annual Renewal Fee for NESHP Sources	\$ 16,962
Section 4.9 Methyl Bromide Fumigation Chambers	\$ 193
Section 4.10 Authorities to Construct	\$ 193
Section 4.11 Toxic Program Sources	\$ 101
Section 6.1 ERC Registry Fee	\$ 640
Section 6.1.2 Annual Regsitry Fee	\$ 214

**Rule 300 (Delinquency Penalties)**

Fees	Rule 300 (FY 2019-2020)
Section 5.1.7.2 Revocation Initiation	\$ 545
Section 5.1.7.3 Reinstatement	\$ 823

**Table 1. Fee Schedule**

Rule 301 ( Permit Fee Schedules)

	Fee Schedules	Rule 301 (FY 2019-2020)
	Hourly Staff Rate	\$ 154
Schedule 1	General Permit Fee	\$968 plus the hourly staff rate
Schedule 2	Administrative Amendment	\$314 plus the hourly staff rate
Schedule 3	Equipment that Lost Permit Exemption	staff rate
Schedule 4	Gasoline Dispensing Facilities	
	Phase I	\$ 956
	Phase II	\$ 956
	Phase II per nozzle fee	\$ 53
	Phase I + Phase II	\$1274 + \$113 for each nozzle
	Installation of InStation Diagnostics System	\$ 1,361
	Throughput Fees (gallons per year)	
	1 Nozzle (0 - < 100,000)	\$ 258
	2 Nozzles (100,000 - < 400,000)	\$ 413
	3 Nozzles (400,000 - < 800,000)	\$ 610
	4 Nozzles (800,000 - < 1,200,000)	\$ 812
	5 Nozzles (1,200,000-< 1,600,000)	\$ 1,011
	6 Nozzles (1,600,000 -<2,000,000)	\$ 1,307
	More than 7 Nozzles (2,000,000 or greater)	\$ 1,983
Schedule 5	Emission Fees	\$ 216
Schedule 6	Toxic Air Contaminants	\$ 217
Schedule 7	Public Notification	\$ 657
Schedule 8	Public Record Request	
	Paper Photocopies	\$0.10 per page
	Scanned Copies	\$0.10 per page
	Electronic Media	\$ 7
Schedule 9	Mutual Settlement Program Base Rate	\$ 204



**Table 1. Fee Schedule**

**Rule 302 ( Source Testing and Analyses)**

	<b>Type of Test</b>	<b>Rule 302 (FY 2019-2020)</b>
Section 4.1.2	Visible emission evaluation test or observation of source testing	\$154 + \$154 per hour for every staff hour in excess of one staff hour

**Rule 305 (AB2588 Implementation Fees)**

	<b>Fee Determination</b>	<b>Rule 305 (FY 2019-2020)</b>
Hourly Staff Rate for:		
Section 3.1.2-3.1.3	Emission Inventory, Public Notification, Audit and Plan, Supplemental Risk Assessment	\$ 154
Section 3.3.5.1	Revocation Initiation	\$ 545
Section 3.3.5.2	Reinstatement	\$ 823

**Table 1. Fee Schedule****Rule 306 (Asbestos NESHAP Fees)**

Fee	Rule 306 (FY 2019-2020)		
Demolition (cost per structure) (Including Where No Asbestos Present)	\$		464
<b>Section 4.2</b>			
<b>Schedule of Fees for Removal of Asbestos-Containing Materials</b>			
Demolition or Renovation involving Regulated Asbestos Containing Material (RACM) (fees apply to the material quantity in the highest fee category):			
Square Feet	Linear Feet	Rule 306 (FY 2019-2020)	
160-999 OR Equal to or Greater than 35 cubic feet	260-499	\$	806
1,000-1,499	500-749	\$	1,040
1,500-1,999	750-999	\$	1,272
2,000-3,999	1,000-1,999	\$	1,498
4,000-9,999	2,000-2,999	\$	1,716
10,000-19,999	3,000-4,999	\$	1,879
20,000-29,999	5,000-6,999	\$	2,343
30,000-39,999	7,000-9,999	\$	2,807
40,000-49,999	10,000-11,999	\$	3,271
Equal to or Greater than 50,000	Equal to or Greater than 12,000	\$	3,735
Cancellation Fee		\$	164

**Table 1. Fee Schedule****Rule 308 ( Title V Fees)**

	<b>Title V Fees</b>		<b>Rule 308 (FY 2019-2020)</b>
Section 3.1.1	Filing Fee for an initial Federal Operating Permit, renewal, or modification	\$	441
Section 3.1.2	Filing Fee for Change of Ownership	\$	154
Section 3.3	Evaluation Fee	\$	154
Section 4.1.1	Minimum Annual Federal Operating Permit Fee (AFOPF)	\$	1,052
Section 4.1.2.1	AFOPF for landfill gas emissions per ton	\$	3.21

**Rule 309 (Hearing Board Fees)**

	<b>Hearing Board Fees</b>		<b>Rule 309 (FY 2019-2020)</b>
Section 3.1.1-3.1.10	Fee for Each Additional Hearing	\$	512
<b>Application Fees:</b>			
	Length of variance exceeds 90 days	\$	1,021
Section 3.1.1			
	Length of variance does not exceed 90 days	\$	715
Section 3.1.2			
	Modifying a variance		
Section 3.1.3			
	Modify a Variance's Schedule of Increments of Progress or Final Compliance Date		
Section 3.1.4			
	Approval of Schedule of Increments of Progress	\$	512
Section 3.1.5			
	Emergency Variance		
Section 3.1.6			
	Permit Denial		
Section 3.1.7			
	Issuance of Permit		
Section 3.1.8			
	Suspension of Permit		
Section 3.1.9			
	Intervention in a Pending Variance		
Section 3.1.10			
	Excess Emissions		
Section 3.2	(\$ per pound of excess emissions)	\$	0.69
Section 3.3.1	Excess Visible Emission	\$	1.96
Section 3.4	Minimum Fees	\$	512

**Table 1. Fee Schedule**

**Rule 310 ( Agricultural Diesel Engine Registration Fees)**

	<b>Ag Engine Fees</b>	<b>Rule 310 (FY 2019-2020)</b>
<b>Application Fees:</b>		
	In-use diesel engine	\$436 + \$217 for each additional engine
Section 3.1.1.1		
	New Diesel Engine	\$217 + \$154 for each additional engine
Section 3.1.2		
Section 3.2	Operational Annual Registration Fees	\$ 80
	Non-Operational Annual Registration Fees	\$ 41
Section 3.3	Transfer of Owner/Change of Location	\$ 217