

Regulation IV

Rule 402 – Assessments

This Rule was first adopted November 3, 1982; revised March 17, 2011. The current version was adopted by the Governing Board via Resolution 2014-7 on October 16, 2014

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RULE 402 ASSESSMENTS

- A. PURPOSE:** The purpose of this rule is to allow the District to recover its reasonable costs incurred for direct and incidental costs associated with its activities, including but not limited to the issuance of permits, inspection, enforcement and surveillance, planning, research and monitoring, and administration. The authority to establish this rule is provided for in H&SC §41512.5 and §42311.
- B. Major Source Assessment:** In the event that District revenues do not cover the cost of operation of the program requirements as outlined in H&SC §42311, the District shall assess additional emission based fees pursuant to this Section. Sources with a combined release of 25 tons or more of air contaminants shall be assessed a fee per ton of pollutant emitted. Sources shall be invoiced prior to November 1st of the fiscal year in which the program costs exceed revenue projections.
- 1. Calculation:** The total emission assessment upon each stationary source shall be calculated by pollutant as listed in Table 1 – Major Source Assessment. These charges shall be in addition to any other fees assessed pursuant to District Regulations.

Table 1 – Major Source Assessment

Pollutant	X-Factor Multiplier Per Ton of Contaminant
Carbon Monoxide	0.01
Nitrogen Oxides (NO ₂)	0.10
Particulate Matter	0.20
Sulfur Oxides (SO ₂)	0.15
Total Organics	0.05
Total Reduced Sulfur	0.90

- 2. Fee Payment:** Fees are due and payable upon receipt of invoice and will be considered to be past due in accordance with Rule 400.
- 3. Excess Revenue Carryover:** Any revenues received by the District pursuant to this rule which exceed the cost of activities outlined in H&SC §42311 during any fiscal year, shall be carried over for expenditure in the subsequent fiscal year, and such charges shall be changed to reflect the carryover.

$$\text{Emissions} * (\$ \text{ per Ton}) * \text{District Factor} = \text{Assessment}$$