



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

PUBLIC WORKSHOP NOTICE

February 1, 2017

TO: INTERESTED PARTIES
FROM: EXECUTIVE OFFICER / APCO
SUBJECT: **PUBLIC WORKSHOP – DRAFT AMENDMENTS
TO REGULATION 3: FEES**

The Bay Area Air Quality Management District will conduct a public workshop on **Wednesday, February 22, 2017, starting at 3:00 PM**, to discuss draft amendments to District Regulation 3: Fees. The workshop will be held in the 1st floor Board Room at the District's office located at 375 Beale Street in San Francisco and will be simultaneously webcast.

The amendments to the District's FYE 2018 fee regulation would be effective on July 1, 2017, and would increase fee revenue in order to help the District recover a greater share of the costs the District incurs in implementing and enforcing regulatory programs for stationary sources of air pollution. The following changes to the District's existing Fee Schedules are proposed based on a recently updated analysis of cost recovery for regulatory programs:

Schedule A	Hearing Board Fees	9% increase
Schedule D	Gasoline Transfer at Gasoline Dispensing Facilities, Bulk Plants and Terminals	8% increase
Schedule E	Solvent Evaporating Sources	9% increase
Schedule F	Miscellaneous Sources	7% increase
Schedule G1	Miscellaneous Sources	9% increase
Schedule G2	Miscellaneous Sources	9% increase
Schedule G3	Miscellaneous Sources	7% increase
Schedule G4	Miscellaneous Sources	9% increase
Schedule H	Semiconductor and Related Operations	9% increase
Schedule I	Dry Cleaners	9% increase
Schedule K	Solid Waste Disposal Sites	9% increase
Schedule M	Major Stationary Source Fees	2.7% increase
Schedule P	Major Facility Review Fees	8% increase
Schedule R	Equipment Registration Fees	9% increase
Schedule S	Naturally Occurring Asbestos Operations	9% increase
Schedule T	Greenhouse Gas Fees	7% increase
Schedule U	Indirect Source Review Fees	2.7% increase
Schedule V	Open Burning	9% increase

The following specific fees in Regulation 3 are proposed to be increased 2.7% based on the annual Consumer Price Index for Bay Area Urban Wage Earners and Clerical Workers (CPI-W):

- Section 3-302: New and modified source filing fees
- Section 3-311: Banking filing fee and withdrawal fee
- Section 3-312: Regulation 2, Rule 9 Alternative Compliance Plan fee
- Section 3-318: Public Notice Fee, Schools
- Section 3-320: Toxic Inventory maximum fee
- Section 3-327: Permit to Operate renewal processing fee
- Section 3-337: Exemption Fee

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The following additional amendments are proposed:

- Propose new fees to help recover the costs for facility-wide Health Risk Assessments (HRAs) and Risk Reduction Plans required pursuant to proposed Regulation 11, Rule 18: Reduction of Risk from Air Toxic Emissions at Existing Facilities.
 - These fees would only become effective upon Board adoption of proposed Regulation 11, Rule 18.
 - These fees would be charged only upon submittal of facility-wide HRAs or Risk Reduction Plans required pursuant to proposed Regulation 11, Rule 18.
 - The facility-wide HRAs fees will range from a minimum of \$499 to a maximum of \$100,000 per facility, calculated on a per source basis pursuant to Fee Schedules B, C, D, E, F, H, I or K.
 - The fees for the Risk Reduction Plan review and approval will range from \$1,500 to \$32,000 depending on the number of sources at the facility subject to risk reduction pursuant to proposed Regulation 11, Rule 18.
- Propose a new fee equal to the risk screening fee to help recover the costs for each HRA scenario above three HRA scenarios in any permit application pursuant to Regulation 2, Rule 5.
- Update the S_L factor in Fee Schedule N: Toxic Inventory Fees, to recover current costs and higher California Air Resources Board AB2588 annual fees for FYE 2017.
- Revise Fee Schedule H: Semiconductor and Related Operations, to directly calculate the fee based on the gross throughput of organic solvent processed.
- Change all Regulation 3 references of “health risk screening analysis” to “health risk assessment”.
- Delete fees for Duplicate Permits and Duplicate Registrations in Section 309.
- Correct a few minor typographical errors.

Visit the District's Website for More Information

The proposed amendments to Regulation 3 will be available **by February 8, 2017** on the District's website at <http://www.baaqmd.gov/rules-and-compliance/rule-development/regulatory-workshops>. Please direct your comments or questions to Barry G. Young, Senior Advanced Projects Advisor, Engineering Division, at (415) 749-4721, or via email at byoung@baaqmd.gov.

Staff will discuss the proposed amendments at the workshop, and will receive written comments until **Wednesday, March 15, 2017**. The link to the simultaneous webcast can be found at <http://www.baaqmd.gov/rules-and-compliance/rule-development/regulatory-workshops>.