

PROPOSED RULE 516 Asbestos Demolition and Renovation Fees
(Adopted October 27, 2022)

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RULE 516

1. **PURPOSE:** The following fees have been established by the Butte County Air Quality Management District (District) to cover the estimated reasonable costs of review, inspection and monitoring related to the implementation of Rule 270.

2. **APPLICABILITY:** This Rule applies to any owner or operator of a facility that engages in a demolition or renovation as defined in Rule 270. This Rule shall become effective on the same date Rule 270 Asbestos Demolition and Renovation becomes effective. If Rule 270 does not go into effect, this Rule will not become effective.

3. **EXEMPTIONS:** This Rule shall not apply to exempt projects as defined in Rule 270, Section 1.4.

4. **FEES REFUND:**
 - 4.1 A fee refund may be requested following cancelation of a notification provided:
 - 4.1.1 The fees have been paid prior to the notification;
 - 4.1.2 The District has not performed an inspection;
 - 4.1.3 The request is made in writing; and,
 - 4.1.4 The refund is requested within ten (10) days following the cancellation notification.
 - 4.2 Within 30 days of receiving the request, the Air Pollution Control Officer (APCO) shall refund the portion of the funds remaining unused at the time of cancelation.

5. **ASBESTOS FEES:** An owner or operator shall pay a fee for each facility survey submitted to the District pursuant to Rule 270, Section 4.1. For each survey submitted for a renovation, the following fee schedule shall apply:

ASBESTOS PLAN FEE SCHEDULE-RENOVATION PROJECTS			
Units of Asbestos to be Removed/Disturbed (Total of all RACM/Category I/Category II)			Fee Effective Date
Square Feet	Linear Feet	Cubic Feet	Effective concurrently with the adoption of Rule 270
Project is subject to Rule 270, Section 4.1 (Facility Surveys), and there is no asbestos or the units to be removed/disturbed are less than below.			2x*
160-499	260-499	35-109	4x
500-999	500-999	110-218	8x
1,000-4,999	1,000-4,999	219-1094	15x
5,000-9,999	5,000-9,999	1,095-2,189	23x
10,000 or more	10,000 or more	2,190 or more	31x

* x is the current District hourly rate specified in Rule 509

For each survey submitted for a demolition, the following fee schedule shall apply:

ASBESTOS PLAN FEE SCHEDULE-DEMOLITION PROJECTS	
Area of Structure to be Demolished	Fee Effective Date
Square Feet	Effective following the adoption of Rule 270
0-499	4x*
500-999	8x
1,000-4,999	15x
5,000-9,999	23x
10,000 or more	31x

* x is the current District hourly rate specified in Rule 509

- 5.1 No notification shall be accepted unless accompanied by the appropriate notification fees, with the exception that no fee shall be required for emergency renovation projects as defined in Rule 270, Section 2.18 as long as the removal involves less than 160 square feet of material or 260 linear feet (on pipe).
 - 5.2 If in the course of a demolition or renovation pursuant to Rule 270, it is determined that the project belonged in a higher fee category than was initially determined, an owner or operator shall renotify the District and pay the balance of the fee for the higher category.
 - 5.3 If an owner or operator fails to report a change in any date as required by Rule 270, and the APCO determines that such failure necessitated expenditure of additional time by the District, over and above the time expenditure upon which the notification fee is based, then the owner or operator shall pay an additional hourly fee established by District Rule 509.
 - 5.4 Notwithstanding the fees specified above, if the actual costs of processing a survey substantially differ from the fees assessed pursuant to this Section, the applicant may be assessed the actual costs, as determined by the Air Pollution Control Officer.
6. **WAIVER OF FEES:** The APCO may waive the fees required by this Rule for firefighting agencies when the waiver of such fees would be in the public interest and in the best interest of the District.