

RULE 500 Stationary Source Permit Fees

*(Adopted January 4, 1972; Amended August 8, 1982; Amended and Recodified August 6, 1985;
Amended December 16, 1986; December 13, 1988; Amended and Recodified June 24, 1999;
Amended May 24, 2001; Recodified August 22, 2002; Amended July 27, 2006; Amended August 23, 2012;
Amended April 27, 2023)*

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RULE 500

- 1 PERMIT TO OPERATE:** Each applicant for a permit required by Regulation IV of these Rules and Regulations shall pay the Permit to Operate annual permit fee of \$75.00 and pay an additional renewal fee and toxic fee, as specified in Table I of this Rule, on an annual basis due by the permit anniversary date for each permit issued by permit category. These fees are based on the estimated cost of issuance, services rendered, surveillance, evaluation and inspections pertaining to such permits. All fees collected shall be deposited in the Butte County Air Quality Management District's (DISTRICT) Account.

1.1 Limitation to Permit to Operate Fees

- 1.1.1** Notwithstanding the above, fees assessed herein shall not result in an increase, on an annual basis, more than allowed by the California Health and Safety Code.
- 1.1.2** If the permit holder certifies in writing that the permitted equipment was not operated during the previous calendar year, the toxic fee shall not be assessed, and the renewal fee shall be assessed at 50% of the amount determined from Table I.
- 1.1.3** If the permit holder certifies in writing that the permitted equipment does not result in the release of a toxic air contaminant, as determined by the California Air Resources Board (CARB), or a hazardous air pollutant, as determined by the United States Environmental Protection Agency (EPA), the toxic fee from Table I shall not be assessed.

- 2 AUTHORITY TO CONSTRUCT:** Each applicant for an Authority to Construct permit shall pay an application filing fee of \$75.00 due at the time the application is filed. In addition, an authority to construct fee and toxic fee shall be due and payable at the time of permit issuance as determined from Table I. All fees collected shall be deposited in the DISTRICT's Account.

2.1 Limitation to Authority to Construct Fees

- 2.1.1** Notwithstanding the fees specified in Table I, if the actual costs of processing an Authority to Construct permit application 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.
- 2.1.2** Notwithstanding the fees specified in Table I, modifications to less than 50% of the existing facility capacity shall be assessed an authority to construct and toxic fee at 50% of the values listed.
- 2.1.3** If the permit holder certifies in writing that the permitted equipment does not result in the release of a toxic air contaminant, as determined by CARB, or a hazardous air pollutant, as determined by EPA, the toxic fee from Table I shall not be assessed.

- 3 TRANSFER OF OWNERSHIP:** Each applicant for a permit Transfer of Ownership shall pay a fee of \$60.00 to cover the administrative costs of transferring the permit to the new owner.
- 4 PERMIT ISSUED BY HEARING BOARD:** A Permit to Operate or Authority to Construct permit issued by the DISTRICT Hearing Board shall be subject to the fees pursuant to this Rule.
- 5 INDEMNIFICATION:** Each applicant for, and recipient of, an Authority to Construct Permit or Permit to Operate agrees to indemnify, defend and hold the DISTRICT (including its Board Members, officers, directors, managers, employees and agents) harmless and free and clear from and against any liability, debt, obligation, claim, judgment, action, cause of action or cost or expense, of any amount or nature whatsoever incurred by or imposed upon the DISTRICT arising out of, as a result of, related to or in any way in connection with the denial, issuance, modification or renewal of a permit, including a permit by the Hearing Board. Such costs or expenses shall include, but not be limited to, reasonable attorney's fees, expert witness fees and all other litigation expenses.

Table I

PERMIT CATEGORY	Through-put Fee*	Renewal Fee* (Fee/Unit)	Toxic Fee* (Fee/Unit)	A/C Fee*
Abrasive Blasting:				
a. Confined	0	1x	0	2x
b. Unconfined	0	4x	0	8x
Adhesives and Sealants, Graphic Arts, and Printing:				
a. 50 gallons per year or less	0	3x	1x	6x
b. Greater than 50 but less than or equal to 200 gallons per year	0	4x	1x	8x
c. Greater than 200 gallons per year	0	5x	2x	10x
Asphalt Concrete Plant:				
a. 100,000 tons per year or less	0	3x	1x	6x
b. Greater than 100,000 but less than or equal to 250,000 tons per year	0	4x	2x	8x
c. Greater than 250,000 tons per year	0	5x	2x	10x
Cabinet Shops	0	3x	1x	6x
Cement Handling Equipment	0	3x	0	6x
Chemical Manufacturing Process Unit	0	4x	0	8x
Concrete Batch Plants:				
a. 10,000 yd ³ per year or less	0	3x	0	6x
b. Greater than 10,000 but less than or equal to 25,000 yd ³ per year	0	4x	0	8x

PERMIT CATEGORY	Through-put Fee*	Renewal Fee* (Fee/Unit)	Toxic Fee* (Fee/Unit)	A/C Fee*
c. Greater than 25,000 yd ³ per year	0	5x	0	10x
Confined Animal Facilities	0	10x	2x	20x
Degreasers:				
a. Vapor	0	3x	1x	6x
b. Solvent	0	2x	1x	5x
Drycleaning Operations:				
a. Perchloroethylene	0	2x	2x	3x
b. Petroleum-Based Solvents (Multiple Machines)	0	2x	0	3x
Dryer/Kiln	0	2x	0	4x
Electrolytic Plating Operations	0	5x	3x	10x
Ethylene Oxide Sterilizers	0	4x	3x	8x
External Combustion Devices, Power:				
a. 5 million British thermal units per hour (mmBTU/hr) or less	0	3x	0	6x
b. Greater than 5 mmBTU/hr but less than or equal to 10 mmBTU/hr	0	4x	2x	8x
c. Greater than 10 mmBTU/hr	0	5x	3x	10x
Feed and Grain Facilities	0	4x	0	10x
Fiberglass and Polyester Resin Products Manufacturing	0	4x	2x	8x
Fiberboard Manufacturing	0	20x	5x	40x
Fluid Evaporator	0	2x	0	4x
Gasoline Dispensing Facility and associated vapor recovery system (Non Retail)	0	1x	0	2x
Gasoline Dispensing Facility, loading rack and associated vapor recovery system(s) – Bulk Plant	0	4x	2x	8x
Gasoline Storage, loading rack and associated vapor recovery system(s) - Bulk Terminal	0	10x	5x	20x
Gasoline Dispensing Facility and associated vapor recovery system (Retail and Consumer Accounts)	0	1x	2x	3x
Gasoline Dispensing Phase II Vapor Recovery Nozzle	0	0.4x	0	0.4x
Retail Gasoline Storage Facility Throughput Fee:				
Annual Throughput of 30,000 to 600,000 gallons	5.5x	0	0	0
Annual Throughput of 600,001 to 1,000,000 gallons	20.5x	0	0	0
Annual Throughput of 1,000,001 to 5,000,000 gallons	51.5x	0	0	0
Annual Throughput of 5,000,001 gallons or more	103x	0	0	0
Incinerators:				
a. Pathological Waste	0	4x	2x	8x

PERMIT CATEGORY	Through-put Fee*	Renewal Fee* (Fee/Unit)	Toxic Fee* (Fee/Unit)	A/C Fee*
b. Crematory	0	4x	0	8x
c. Other	0	4x	2x	8x
Internal Combustion Engine – Diesel-Fueled:				
a. First Prime Emissions Unit	0	4x	2x	8x
b. Each Additional Prime Emissions Unit	0	3x	2x	6x
c. Emergency Backup Generator	0	1x	1x	2x
Internal Combustion Engine – Natural Gas or LPG-Fired:				
a. First Prime Emissions Unit	0	4x	0	8x
b. Each Additional Prime Emissions Unit	0	3x	0	6x
c. Emergency Backup Generator	0	1x	0	2x
Malt Beverage Production	0	5x	0	10x
Metal Melting Crucibles	0	3x	0	6x
Miscellaneous:	0	5x	0	10x
a. Potential to Emit Less than 2 TPY	0	1x	1x	2x
b. Potential to Emit Equal to 2 TPY to Less than 5 TPY	0	2x	1x	4x
c. Potential to Emit Equal to or Greater than 5 TPY	0	4x	2x	8x
Motor Vehicle and Mobile Equipment Coating:				
a. First Spray Paint Booth (including prep station and heater)	0	3x	2x	4x
b. Each Additional Spray Paint Booth (including prep station and heater)	0	1x	0	4x
Municipal Waste Landfill	0	5x	2x	10x
Non-Metallic Mineral Processing Operations: (in terms of the annual production rate)				
a. 10,000 tons per year or less	0	5x	0	9x
b. Greater than 10,000 but less than or equal to 100,000 tons per year	0	7x	0	13x
c. Greater than 100,000 tons per year	0	9x	0	17x
Nut Processing Operations:				
a. Cleaning, Hulling/Shelling and Drying	0	4x	0	6x
b. Sorting and Packaging	0	3x	0	5x
Oily Water Treatment Systems	0	3x	0	6x
Paint Formulation Facility	0	4x	0	8x
Paint Bake Oven	0	3x	0	6x
Public and Private Waste Water Treatment Works	0	5x	2x	10x
Reclaiming Furnace	0	3x	2x	6x
Rendering Plant	0	3x	0	6x
Rice Drying and Milling Operations	0	6x	0	6x
Rice Storage Operations	0	2x	0	4x

PERMIT CATEGORY	Through-put Fee*	Renewal Fee* (Fee/Unit)	Toxic Fee* (Fee/Unit)	A/C Fee*
Soil Remediation - Aeration	0	N/A	1x	3x
Soil and Groundwater Remediation Process Unit	0	4x	2x	8x
Storage Tank – Petroleum – Fixed or Internal Floating Roof	0	3x	1x	6x
Storage Tank – Petroleum – External Floating Roof	0	4x	1x	8x
Storage Tank – Organic Liquid	0	3x	0	6x
Surface Coating Operations:				
a. First Spray Paint Booth (including prep booth and heater)	0	3x	0	4x
b. Each Additional Spray Paint Booth (including heater)	0	1x	0	4x
c. Powdercoating Operations (including blasting/prep booth and curing oven)	0	3x	0	4x
Underground Petroleum Storage Tank Purge and Excavation	0	N/A	0	4x
Underground Petroleum Storage Tank Purge and Relining	0	N/A	0	4x
Wood Products Manufacturing	0	3x	1x	6x
Wood Sawing and Milling Operations	0	5x	0	10x
Wood Treatment Dip Tank	0	3x	0	6x
Wood Pressure Treatment Operations	0	10x	4x	20x

**Where x is the hourly labor rate set forth in Rule 509*

A/C = Authority to Construct Permit