

**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; 6-24-19; 6-17-20; 6-16-21; 6-15-22; 6-21-23; 6-19-24.)*

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Table 1. Fee Schedule

**Effective Dates**

This Rule, as most recently revised, is effective on July 1, 2024.

Table 1 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 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 MBARD'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 MBARD in processing the application in accordance with the hourly staff rate, which shall be rounded to the nearest whole hour. This fee shall not apply to gasoline dispensing facilities upgrading In-Station Diagnostic software unless the change will require a vapor recovery test.

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 MBARD'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 MBARD in processing the application in accordance with the 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 MBARD 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 MBARD'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 MBARD in processing the application in accordance with the hourly staff rate, which shall be rounded to the nearest whole hour.

Schedule 4  
Complex Permit Applications

Within 30 days of receipt of an application, the Air Pollution Control Officer may notify the applicant that, due to the complexity of the application, additional permit evaluation fees shall be based on the actual hours spent by MBARD staff in evaluating the application and verifying equipment compliance in accordance with the Hourly Staff Rate set forth in Table 1 Schedule 4. Examples of a complex permit applications include but are not limited to; composting facilities, landfill projects, retail gasoline stations, equipment involving waste disposal by incineration, gasification, or other thermal process, Best Available Control Technology cost-effectiveness determinations, equipment involving the emission of hazardous or toxic air contaminants, or equipment or processes with the potential to emit more than 10 tons per year of any pollutant.

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Schedule 5  
Emission Fees

In addition to other fees required, any article, machine, equipment or other contrivance which does not hold a valid MBARD 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 shall be assessed a toxics emission fee as set forth in Table 1 Schedule 6.

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 MBARD 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 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 MBARD.

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

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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**

<b>Rule 300 (Part 3, Permit Fees)</b>	
<b>Permit Fees</b>	<b>Rule 300 (FY 2024-2025)</b>
Section 3.1	Filing Fee \$ 243
Section 3.4.1	Synthetic Minor Permit Filing Fee \$ 358
Section 3.4.2	Synthetic Minor Permit Evaluation Fee \$ 1,430
<b>Rule 300 (Annual Renewal Fees for Source Specific Categories, Section 4.3)</b>	
<b>Source Category</b>	<b>Rule 300 (FY 2024-2025)</b>
Dry Cleaner	\$384
Emergency Diesel Fueled Internal Combustion Engine (fee code 202)	\$419
Emergency Diesel Fueled Internal Combustion Engine (historical fee code 501)	\$284
Emergency Non-Diesel Fueled Internal Combustion Engine	\$284
Fume Hood	\$260
Fossil Fueled Power Plant Gas Turbine Maximum Rated Heat Input (Moss Landing Power Plant Only)	\$62 per MMBtu/hr
Lime Processing Facility (3-year average kiln annual production rates):	
-Kiln production rate < 100,000 short tons per year	\$0.62 per short ton
-Kiln production rate > 100,000 short tons per year	\$0.86 per short ton
Cannabis Cultivation/Manufacturing/Processing Operations and Odors	\$678
Synthetic Minor Permit	\$49 per ton
Woodworking Operations with No Other Permits	\$278

**Table 1. Fee Schedule**

<b>Rule 300 (Annual Renewal Fees , Section 4.4)</b>	
<b>Billable Emission per Permit; Tons per Year</b>	<b>Rule 300 (FY 2024-2025)</b>
0 - < 0.1	\$ 242
0.1 - < 1	\$ 363
1 - < 2	\$ 453
2 - < 5	\$ 648
5 - < 8	\$ 891
8 - < 10	\$ 1,704
10 - < 20	\$ 2,518
20 - < 30	\$ 4,368
30 - < 45	\$ 6,214
45 - < 60	\$ 7,599
60 - < 80	\$ 8,985
80 - < 100	\$ 9,893
100 - < 150	\$ 10,786
150 - < 200	\$ 13,063
200 - < 250	\$ 15,338
> 250	\$ 19,052

<b>Rule 300 (Annual Renewal Fee Determination, Section 4.5)</b>	
<b>Fees</b>	<b>Rule 300 (FY 2024-2025)</b>
Section 4.5.1	\$ 1,182
Section 4.5.2	\$ 593
Section 4.5.3	\$ 593

<b>Rule 300 (Gasoline Throughput Fees, Section 4.6)</b>	
<b>Fuel Throughput; Gallons per Year</b>	<b>Rule 300 (FY 2024-2025)</b>
Section 4.6	Per Nozzle Fee \$ 60
Throughput "b"	0 - < 120,000 \$ 289
	120,000 - < 400,000 \$ 464
	400,000 - < 600,000 \$ 684
	600,000 - < 1,200,000 \$ 912
	1,200,000 - < 1,600,000 \$ 1,135
	1,600,000 - < 2,000,000 \$ 1,468
	2,000,000 - < 3,000,000 \$ 2,227
	3,000,000 - < 4,000,000 \$ 2,967
	4,000,000 - < 5,000,000 \$ 3,707
	5,000,000 - < 6,000,000 \$ 4,448
	6,000,000 - < 7,000,000 \$ 5,187
	7,000,000 - < 8,000,000 \$ 5,928
	8,000,000 - < 9,000,000 \$ 6,668
	9,000,000 - < 10,000,000 \$ 7,409
	10,000,000 - < 11,000,000 \$ 8,148
Greater than 11,000,000 \$ 8,888	

**Table 1. Fee Schedule**

<b>Rule 300 ( Wastewater Treatment Facilities Fees, Section 4.7)</b>		
	<b>Average Flow; Gallons per Day</b>	<b>Rule 300 (FY 2024-2025)</b>
	0- <9,999,999	\$ 235
	10,000,000 - 20,000,000	\$ 2,934
	>20,000,000	\$ 7,630
<b>Rule 300 (Other Annual Renewal Fee Determination)</b>		
	<b>Fees</b>	<b>Rule 300 (FY 2024-2025)</b>
Section 4.8	Annual Renewal Fee for NESHAP Sources	\$ 19,052
Section 4.9	Methyl Bromide Fumigation Chambers	\$ 216
Section 4.10	Authorities to Construct	\$ 216
Section 4.11	Toxic Program Sources	\$ 113
Section 6.1	ERC Registry Fee	\$ 718
Section 6.1.2	Annual Regsity Fee	\$ 240
<b>Rule 300 (Delinquency Penalties)</b>		
	<b>Fees</b>	<b>Rule 300 (FY 2024-2025)</b>
Section 5.1.7.2	Revocation Initiation	\$ 612
Section 5.1.7.3	Reinstatement	\$ 923

**Table 1. Fee Schedule**

<b>Rule 301 ( Permit Fee Schedules)</b>	
<b>Fee Schedules</b>	<b>Rule 301 (FY 2024-2025)</b>
	Hourly Staff Rate \$ 173
Schedule 1	General Permit Fee \$1,087 plus the hourly staff rate
Schedule 2	Administrative Amendment \$352 plus the hourly staff rate
Schedule 3	Equipment that Lost Permit Exemption
Schedule 4	Complex Permit Applications Hourly Staff Rate \$ 173
Schedule 5	Emission Fees \$ 242
Schedule 6	Toxic Air Contaminants \$ 243
Schedule 7	Public Notification \$ 738
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 \$ 230



**Table 1. Fee Schedule**

<b>Rule 302 ( Source Testing and Analyses)</b>			
<b>Type of Test</b>		<b>Rule 302 (FY 2024-2025)</b>	
Section 4.1	Visible emission evaluation test or observation of source testing	\$173 + \$173 per hour for every staff hour in excess of one staff hour	
<b>Rule 305 (AB2588 Implementation Fees)</b>			
<b>Fee Determination</b>		<b>Rule 305 (FY 2024-2025)</b>	
Hourly Staff Rate for:			
Section 3.1.2-3.1.3	Emission Inventory, Public Notification, Audit and Plan, Supplemental Risk Assessment	\$	173
Section 3.3.5.1	Revocation Initiation	\$	612
Section 3.3.5.2	Reinstatement	\$	923

**Table 1. Fee Schedule**

**Rule 306 (Asbestos NESHAP Fees)**

Fee	Rule 306 (FY 2024-2025)
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Demolition (cost per structure) (Including Where No Asbestos Present)	\$ 510
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**Schedule of Fees for Removal of Asbestos-Containing Materials**

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 2024-2025)
160-999 OR Equal to or Greater than 35 cubic feet	260-499	\$ 887
1000 - 1499	500-749	\$ 1,146
1,500-1,999	750-999	\$ 1,400
2,000-3,999	1,000-1,999	\$ 1,650
4,000-9,999	2,000-2,999	\$ 1,890
10,000-19,999	3,000-4,999	\$ 2,069
20,000-29,999	5,000-6,999	\$ 2,579
30,000-39,999	7,000-9,999	\$ 3,091
40,000-49,999	10,000-11,999	\$ 3,601
Equal to or Greater than 50,000	Equal to or Greater than 12,000	\$ 4,113

**Table 1. Fee Schedule**

<b>Rule 308 ( Title V Fees)</b>		
	<b>Title V Fees</b>	<b>Rule 308 (FY 2024-2025)</b>
Section 3.1.1	Filing Fee for an initial Federal Operating Permit, renewal, or modification	\$ 496
Section 3.1.2	Filing Fee for Change of Ownership	\$ 173
Section 3.3	Evaluation Hourly Fee	\$ 173
Section 4.1.1	Minimum Annual Federal Operating Permit Fee (AFOPF)	\$ 1,182
Section 4.1.2.1	AFPOF for landfill gas emissions per ton	\$ 3.60
<b>Rule 309 (Hearing Board Fees)</b>		
	<b>Hearing Board Fees</b>	<b>Rule 309 (FY 2024-2025)</b>
Section 3.1.1-3.1.10	Fee for Each Additional Hearing	\$ 575
Application Fees:		
Section 3.1.1	Length of variance exceeds 90 days	\$ 1,147
Section 3.1.1	Length of variance does not exceed 90 days	\$ 803
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	\$ 575
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 (\$ per pound of excess emissions)	\$ 0.77
Section 3.2	Excess Visible Emission	\$ 2.20
Section 3.3.1	Minimum Fees	\$ 575
Section 3.4		
<b>Rule 310 ( Agricultural Diesel Engine Registration Fees)</b>		
	<b>Ag Engine Fees</b>	<b>Rule 310 (FY 2024-2025)</b>
Application Fees:		
Section 3.1.1	Initial in-use or new registration	\$ 243
Section 3.1.2	Additional Engine Fee	\$ 173
Section 3.2	Operational Annual Registration Fees	\$ 90
	Non-Operational Annual Registration Fees	\$ 46
Section 3.3	Transfer of Owner/Change of Location	\$ 243