

South Coast Air Quality Management District
Notice of Public Consultation Meeting

**Proposed Amended Regulation III – Fees and
Fiscal Year 2023-24 Proposed Budget and Work Program**

Proposed Amended Regulation III – Fees

March 21, 2023
10:30 a.m.

Join Zoom Webinar Meeting – from PC or Laptop
<https://scaqmd.zoom.us/j/92230929247>
Zoom Webinar ID: 922 3092 9247
Teleconference Dial In +1 669 900 6833

**Proposed Budget and Work Program and
Proposed Amended Regulation III**

April 11, 2023
1:00 p.m.

Join Zoom Webinar Meeting – from PC or Laptop
<https://scaqmd.zoom.us/j/91419559862>
Zoom Webinar ID: 914 1955 9862
Teleconference Dial In +1 669 900 6833

(Please note if the Zoom webinar link provided does not work, copy the link into web browser, or directly enter the webinar ID into the Zoom web or mobile application)

The Public Consultation will be conducted via video conferencing (Zoom) which can be accessed via your computer or smart phone. Alternatively, stakeholders can phone-in to participate. We understand that this is not the same as an in-person public meeting; however, staff will take the time to listen to comments from all stakeholders. You are invited to attend the meeting electronically through Zoom or the phone. Instructions on how to participate can be found at the top of this notice.

Purpose of Meetings

The South Coast Air Quality Management District (South Coast AQMD) has scheduled two public consultation meetings. The primary purpose of the first meeting is to solicit information and suggestions from the public on Proposed Amended Regulation III – Fees. The purpose of the second meeting is to present the South Coast AQMD’s Proposed Budget and Work Program for Fiscal Year (FY) 2023-24 and Proposed Amended Regulation III. These public consultation meetings will provide an opportunity for all stakeholders to discuss Proposed Amended Regulation III and the Proposed Budget and Work Program. The Proposed FY 2023-24 Budget and Work Program, fee adjustments, and Proposed Amended Regulation III are currently scheduled for a Public Hearing before the South Coast AQMD Governing Board on May 5, 2023 (subject to change).

Regulation III Background

Regulation III primarily establishes the fee rates and schedules to recover South Coast AQMD’s costs of regulating and providing services to permitted sources.

Summary of Proposed Amendments to Regulation III

Amendments to Regulation III consist of several proposed components. First, staff is proposing to amend applicable fees in Rules 301, 303, 304, 304.1, 306, 307.1, 308, 309, 311, 313, 314, and 315 effective July 1, 2023, to correspond with the 5.6% increase in the calendar year 2022 California Consumer Price Index (CPI) pursuant to Rule 320 – Automatic Adjustment Based on Consumer Price Index for Regulation III Fees. Second, new or increased fees are proposed for cost recovery purposes to Regulation III rules including but not be limited to Rules 301, 304, 304.1, 306, 307.1 and 320. The proposed new or increased fees include, but will not be limited to, annual emission reporting (AER) fees, equipment evaluation fees, monitoring fees, analysis fee, fees to evaluate source test protocols, plan fees for metal recycling and shredding operations, and an annual minimum fee for Potential High Risk Level Facilities designated pursuant to Rule 1402 – Control of Toxic Air Contaminants from Existing Sources, as well as fees that are not already subject to Rule 320. In addition, staff is proposing minor administrative changes that include clarifications, deletions, insertions, or corrections of existing rule language which have no fee impact to Regulation III. These minor administrative changes may include but will not be limited to Rules 301, 304.1, and 313.

California Environmental Quality Act (CEQA)

Pursuant to the California Environmental Quality Act (CEQA) and South Coast AQMD’s certified regulatory program (Public Resources Code Section 21080.5, CEQA Guidelines Section 15251(l) and South Coast AQMD Rule 110), the South Coast AQMD, as lead agency, is currently reviewing the proposed project (Proposed Amended Regulation III) to determine if it will result in any potential adverse environmental impacts. Appropriate CEQA documentation will be prepared based on the analysis.

Available Supporting Documents

The following supporting documents are expected to be available on or before March 17, 2023:

- Preliminary Draft of Proposed Amended Regulation III – Fees
- Preliminary Draft Staff Report for Proposed Amended Regulation III – Fees

The following additional supporting documents are expected to be available on or before April 5, 2023:

- Proposed Budget and Work Program
- Draft Socioeconomic Assessment on the Rule 320 CPI-based Fee Increase (expected to be posted on March 15, 2023)
- Draft Socioeconomic Assessment for Proposed Amended Regulation III

To Obtain Copies of the Above Documents

Copies of the above documents may also be reviewed in the South Coast AQMD Library or by contacting:

Derrick Alatorre/Public Advisor
South Coast AQMD
21865 Copley Drive, Diamond Bar, CA 91765
Phone: (909) 396-2432
Email: PublicAdvisor@aqmd.gov

The documents will also be available for download from the South Coast AQMD's Proposed Rules or Finance websites at:

- <http://www.aqmd.gov/home/rules-compliance/rules/scaqmd-rule-book/proposed-rules/regulation-iii> and
- <http://www.aqmd.gov/home/about/finance>

Submission of Documents or Comments

Please submit comments, documents, studies, reports, or other relevant information to the contacts listed below:

Proposed Amended Regulation III:
Britney Gallivan
Planning, Rule Development, and Implementation
South Coast AQMD
21865 Copley Drive, Diamond Bar, CA 91765
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Budget and Work Program:
John Kampa
Finance
South Coast AQMD
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Email: jkampa@aqmd.gov Phone: (909) 396-3026

CEQA:
Farzaneh Khalaj, Ph.D.
Planning, Rule Development, and Implementation/CEQA
South Coast AQMD
21865 Copley Drive, Diamond Bar, CA 91765
Email: fkhalaj@aqmd.gov Phone: (909) 396-3022

Socioeconomic:
Elaine Shen, Ph.D.
Planning, Rule Development, and Implementation
South Coast AQMD
21865 Copley Drive, Diamond Bar, CA 91765
Email: eshen@aqmd.gov Phone: (909) 396-2715

Written comments relating to the CPI-based fee increase must be received by April 6, 2023 if they are to be incorporated into the Rule 320 report required by the Governing Board; however, later comments about the CPI increase, along with comments relating to other proposed fee increases and administrative amendments will be considered and should be submitted no later than Tuesday, April 18, 2023.

The public hearing to consider adoption of the FY 2023-24 Budget and Work Program, fee adjustments, fee adjustments, and Proposed Amended Regulation III is scheduled for Friday, May 5, 2023, at 9 a.m. in the auditorium at the South Coast AQMD's Diamond Bar Headquarters and via a Zoom link that will be available in the May 5, 2023 Governing Board agenda, which will be released no later than 72 hours prior to the public hearing.

Americans with Disabilities Act and Language Accessibility

Disability and language-related accommodations can be requested to allow participation in the public consultation meeting. The agenda will be made available, upon request, in appropriate alternative formats to assist persons with a disability (Gov't Code Section 54954.2(a)). In addition, other documents may be requested in alternative formats and languages. Any disability or language related accommodation must be requested as soon as practicable. Requests will be accommodated, unless providing the accommodation would result in a fundamental alteration or undue burden to the South Coast AQMD. Please contact Kalam Cheung at (909) 396-3281 from 7:00 a.m. to 5:30 p.m., Tuesday through Friday, or send the request to kcheung@aqmd.gov.