

**SAN DIEGO COUNTY
AIR POLLUTION CONTROL DISTRICT**

**DRAFT PROPOSED AMENDMENTS TO
RULE 40 – PERMIT AND OTHER FEES & RULE 42 – HEARING BOARD FEES**

WORKSHOP REPORT

The San Diego County Air Pollution District (District) conducted a public workshop on March 18, 2019, to discuss and solicit feedback on draft proposed amendments to Rule 40–Permit and Other Fees and Rule 42–Hearing Board Fees. These rules establish the fees collected by the District to recover its costs to develop and issue air quality Permits to Operate, conduct air pollutant emissions testing, perform mandated inspections, support Hearing Board activities including permit appeals and requests for variances from District rules and permit requirements, and provide training to regulated entities.

A workshop notice and proposal summary were mailed to all permit holders, registration holders and chambers of commerce in the region, and posted on the District’s website. Notices were also sent to the California Air Resources Board and U.S. Environmental Protection Agency. Other interested parties were notified via GovDelivery, the County of San Diego’s email subscription service.

Six people attended the workshop. A summary of their comments and the District’s responses follows.

1. WORKSHOP COMMENT

Why is the District proposing to increase notification fees for asbestos removal and demolition operations?

DISTRICT RESPONSE

To clarify, the notification fees would decrease for asbestos notifications submitted online via the District’s new electronic notification process. Instructions for online submittals are available at http://www.sdapcd.org/content/sdc/apcd/en/compliance-programs/asbestos_program.html.

Notification fees are proposed to increase for asbestos notifications not submitted online (e.g., notifications submitted via e-mail, mail or hand delivery). The proposed fee increases are necessary to recover the District’s costs to provide asbestos-related outreach and training. Stakeholder interest in asbestos regulatory training has increased in the past year, following the District's adoption of Rule 1206 (Asbestos Removal, Renovation, and Demolition). The District's training activities and associated costs have increased accordingly. Notifications submitted online create labor cost savings for the District that help to offset its outreach and training costs.

2. WORKSHOP COMMENT

What is covered in the District's asbestos-related training class? Who is the intended audience?

DISTRICT RESPONSE

The District's training class covers the notification and work practice requirements of Rule 1206 (Asbestos Removal, Renovation, and Demolition). These requirements are designed to limit asbestos emissions during building demolition and renovation activities. The intended audience for this training includes contractors, property managers, consultants, building owners and their agents who may be involved in asbestos removal or demolition operations.

3. WORKSHOP COMMENT

Please add my information to the District's contact list for notices of asbestos regulatory training classes, as I am interested in attending.

DISTRICT RESPONSE

The request has been fulfilled. Others wishing to receive notifications of the District's asbestos-related training classes may contact Matt Allison, Supervising Inspector, at (858) 586-2678 or Matthew.Allison@sdcounty.ca.gov.

4. WORKSHOP COMMENT

A question was raised regarding Rule 1206 (Asbestos Removal, Renovation, and Demolition), its requirements for asbestos sampling and how they compare to asbestos sampling requirements of the Occupational Safety and Health Administration (OSHA).

WORKSHOP RESPONSE

Rule 1206 and its relation to OSHA requirements is outside the scope of the workshop and was addressed directly with the stakeholder after the workshop. District rules are not designed to address or substitute for OSHA or other federal, state, and local requirements that may apply to an operation or facility.

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03/29/19