

VENTURA COUNTY AIR POLLUTION CONTROL DISTRICT

**RULE 45.2 - ASBESTOS REMOVAL FEES**

*(Adopted 10/3/89, Renumbered 6/19/90, Revised 8/4/92, 11/10/20, 02/14/2023)*

A. Applicability

This rule applies to any person subject to APCD Rule 62.7, Asbestos - Demolition and Renovation Operations.

B. Payment

Any person who is required by Rule 62.7 to submit a written notice of intention to demolish or renovate shall pay the appropriate fee specified in Section C of this rule. Payment shall be due prior to the commencement of asbestos removal except where a person has shown good cause for delayed payment and enters into a signed agreement with the APCO which allows delayed payment.

C. Fee Schedule

The fees in Subsections C.1, C.2, C.3, and C.7 of this rule shall not apply to demolition or renovation operations at residential buildings having four or fewer dwelling units.

1. Each project involving the removal of greater than or equal to 100 but less than 1000 square feet of asbestos containing material shall be assessed a fee of \$270.40.
2. Each project involving the removal of greater than or equal to 1000 but less than 5000 square feet of asbestos containing material shall be assessed a fee of \$644.80.
3. Each project involving the removal of greater than or equal to 5000 square feet of asbestos containing material shall be assessed a fee of \$1014..
4. For any project where the Air Pollution Control Officer determines that additional staff time is necessary to determine compliance or due to non-compliance with APCD Rule 62.7, an additional fee shall be charged to recover the costs of such inspections. This fee shall be assessed at the hourly rate established by the Air Pollution Control Board.
5. Any revisions to removal or demolition dates, amounts of asbestos present or removed, or to contractors, transporters, or disposal site shall be assessed a fee of \$62.40.
6. Each demolition project not subject to a fee schedule found in C.1, C.2, or C.3, shall be assessed a processing fee of \$176.80.

7. Any fees set forth in section C of this rule shall be adjusted annually, effective July 1 of each year, through July 1, 2028, based on the change in the California Consumer Price Index (CPI), as determined pursuant to Section 2212 of the Revenue and Taxation Code, for the preceding fiscal year so long as the fees assessed do not exceed the actual costs for District programs for the immediately preceding fiscal year. Any fee rate adjustment greater than the change in the CPI must be adopted by the Board in a duly noticed public hearing.

The CPI adjustment for a given year shall become effective provided District staff demonstrates, as part of its annual budget process, that the projected total revenue to be collected as a result of the fees outlined in this section are less than or equal to the applicable District program costs in the prior fiscal year. There will be no fee adjustment if the total fees collected exceed the applicable program costs.

D. Refund of Asbestos Removal Fee

Refunds of asbestos removal fees shall be issued if the District is notified, prior to the start date of a project/demolition and prior to any site visit, that the project/demolition is being cancelled. A refund will be issued in the amount of the asbestos removal fee paid, less \$155.00 which will be retained to cover the District's costs.

E. Lab Analyses

The owner/operator shall pay for any laboratory analyses of bulk samples of ACM required by the APCD to enforce the provisions of Rule 62.7. Payment shall be due 45 days after the postmark of the invoice.