

ORDINANCE NO. 9530 (NEW SERIES)

AN ORDINANCE AMENDING PORTIONS OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO HAZARDOUS MATERIALS, UNDERGROUND STORAGE TANK AND MEDICAL WASTE FEE ADJUSTMENTS FOR THE DEPARTMENT OF ENVIRONMENTAL HEALTH FOR FISCAL YEAR 2002-03 THROUGH FISCAL YEAR 2005-06

The Board of Supervisors of the County of San Diego ordains as follows:

Section 1. Purpose. The San Diego County Department of Environmental Health is the state-designated Local Enforcement Agency for several state law-based programs in San Diego County, including, but not limited to programs regulating aspects of food safety, housing, recreational health, drinking water, septic systems, solid waste disposal, hazardous waste and hazardous materials management. State law provides for the recovery of the reasonable costs of these programs through fees imposed on the regulated community. San Diego County Board of Supervisors' Policy B-29 requires the Department to strive to obtain full cost recovery for these programs through these fees.

The Board of Supervisors finds and determines that certain Department costs including labor costs and some information technology costs will increase from Fiscal Year 2002-2003 through Fiscal Year 2005-2006 due to labor agreements and service contracts that are already in place. This ordinance will bring the Department closer to full cost recovery for its programs for Fiscal Year 2002-2003. Fee schedules for Fiscal Year 2005-2006 are expected to achieve full cost recovery in that year, based on current cost estimates. Considering the Department of Environmental Health's budgeted costs for Fiscal Year 2002-03 and estimated costs for the subsequent three fiscal years, fee adjustments are necessary for each fiscal year in order for the Department to recover the full cost of services it provides. Accordingly, the Board of Supervisors authorizes the Department of Environmental Health to adjust its fees for Fiscal Years 2002-03, 2003-04, 2004-05 and 2005-06 such that the Department achieves full cost recovery for services rendered to industry pursuant to Board Policy B-29. The appropriate sections of the San Diego County Code of Regulatory Ordinances shall be amended to reflect the fee adjustments for the Department of Environmental Health for Fiscal Year 2002-03 and the subsequent three fiscal years. The provisions of this ordinance shall be operative as follows. Fiscal Year 2002-03 fees for Hazardous Materials, Underground Tank Storage and Medical Waste programs shall be operative on March 14, 2003. All other Environmental Health fees for Fiscal Year 2002-03 shall be operative on January 10, 2003. Fiscal Year 2003-04 fees shall be operative on July 1, 2003. Fiscal Year 2004-05 fees shall be operative on July 1, 2004. Fiscal Year 2005-06 fees shall be operative on July 1, 2005. However, it is the intent of the Board that the Department shall make diligent efforts to mitigate and offset the cost increases on which these fee schedules are based, by containing or reducing its costs whenever possible consistent with its mission of protecting the public health.

To this end, the Department shall establish Fee Work Teams for each line division in the Department, to include representatives of the businesses affected by Department fees and departmental staff. The teams shall also provide for public participation opportunities. The teams shall convene each fiscal year and shall engage in an iterative process that includes examination of program mandates, goals and objectives, performance and outcome measures, services delivered, methods of delivery, staffing levels, efforts to increase efficiency and effectiveness, congruence with the County Strategic Plan, and costs. In an annual written report provided to the Board and the Department, the teams shall identify cost reduction, cost containment and/or cost avoidance strategies relative to the process described above that the Department could implement.

Recommendations from the Fee Work Teams shall be reviewed by Department management, and appropriate fee adjustment proposals shall be made if cost reduction, cost containment and/or cost avoidance strategies result in reducing the Department's program costs to less than the levels that would otherwise be recovered by the fee schedules established in this ordinance.

Section 2. Section 65.107 of the San Diego County Code is hereby amended to read as follows:

**SEC. 65.107. FEES.**

The fee for each permit, plan review, license or registration issued or investigation performed pursuant to the provisions of this division is set forth herewith:

(a) FOOD FACILITY PERMIT FEES: As required by Part 7 (Commencing with Section 113700) of Division 104 of the California Health and Safety Code, California Uniform Retail Food Facilities Law.

(1) For restaurants.

0 to 2 employees:

FY02-03 \$380	FY03-04 \$405	FY04-05 \$435	FY05-06 \$470
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3 to 10 employees:

FY02-03 \$450	FY03-04 \$475	FY04-05 \$510	FY05-06 \$550
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11 to 25 employees:

FY02-03 \$520	FY03-04 \$550	FY04-05 \$590	FY05-06 \$640
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26 to 100 employees:

FY02-03 \$630      FY03-04 \$670      FY04-05 \$720      FY05-06 \$775

101 or more employees:

FY02-03 \$1,160      FY03-04 \$1,225      FY04-05 \$1,320      FY05-06 \$1,420

For each restaurant type food facility unit in excess of 3 at the same location:

FY02-03 \$450      FY03-04 \$475      FY04-05 \$510      FY05-06 \$550

or the standard food facility permit fee, whichever is less.

Limited Food Preparation:

FY02-03 \$305      FY03-04 \$320      FY04-05 \$345      FY05-06 \$375

- (2) For Miscellaneous Food Facilities including Candy Stores, Concession Stands, Prepackaged Non-Potentially Hazardous foods and Catering Equipment Rentals:

FY02-03 \$100      FY03-04 \$105      FY04-05 \$110      FY05-06 \$110

- (3) For Retail Markets, other than Candy Stores:

1 to 25 employees:

FY02-03 \$235      FY03-04 \$250      FY04-05 \$270      FY05-06 \$290

26+ employees:

FY02-03 \$290      FY03-04 \$310      FY04-05 \$335      FY05-06 \$360

- (4) For temporary food facilities at a community event, not to exceed 25 consecutive or non-consecutive days in a 90 day period.

Non-profit applicants of temporary food facilities and non-profit temporary event organizers are exempt from the fee at a community event for not more than 2 events in a calendar year. This exception does not apply to the late application submittal fees.

Prepackaged or Non-Potentially Hazardous Foods

Event Permit (1-3 days):

FY02-03 \$65      FY03-04 \$70      FY04-05 \$75      FY05-06 \$80

Prepackaged or Non-Potentially Hazardous Foods Event Caterer:

FY02-03 \$205      FY03-04 \$210      FY04-05 \$215      FY05-06 \$220

Late application submittal, supplemental fee paid in addition to required fee. Less than 14 days prior to the event:

FY02-03 \$50      FY03-04 \$50      FY04-05 \$60      FY05-06 \$70

Unpackaged Foods/Potentially Hazardous Foods

Event Permit (1-3 days):

FY02-03 \$120      FY03-04 \$130      FY04-05 \$140      FY05-06 \$150

Unpackaged Foods/Potentially Hazardous Foods Event Caterer:

FY02-03 \$410      FY03-04 \$420      FY04-05 \$430      FY05-06 \$440

Late application submittal, supplemental fee paid in addition to required fee. Less than 14 days prior to the event:

FY02-03 \$50      FY03-04 \$50      FY04-05 \$60      FY05-06 \$70

Temporary Event Organizer

Event Permit (1-3 days):

FY02-03 \$160      FY03-04 \$170      FY04-05 \$180      FY05-06 \$190

Late Submittal (less than 14 days prior to the event):

FY02-03 \$50      FY03-04 \$50      FY04-05 \$60      FY05-06 \$70

- (5) For food establishments operating retail markets and restaurants or delicatessens on the same premises:

1 to 10 employees:

FY02-03 \$340      FY03-04 \$365      FY04-05 \$390      FY05-06 \$420

11+ employees:

FY02-03 \$510      FY03-04 \$540      FY04-05 \$580      FY05-06 \$625

For retail market/deli food preparation areas in excess of 3:

FY02-03 \$325      FY03-04 \$355      FY04-05 \$380      FY05-06 \$415

or the standard permit fee, whatever is less.

- (6) For food vending commissary (headquarters):

Vending machine commissary:

FY02-03 \$185      FY03-04 \$195      FY04-05 \$215      FY05-06 \$235

Mobile Food Facility or Mobile Food Preparation Vehicle Commissary:

FY02-03 \$220      FY03-04 \$240      FY04-05 \$260      FY05-06 \$280

- (7) For each mobile food facility, other than mobile food preparation units, under the same ownership and operating out of the same establishment:

Packaged Lunch Truck:

FY02-03 \$185      FY03-04 \$195      FY04-05 \$200      FY05-06 \$205

Produce/Ice Cream/Other Mobile Food Facilities (Vehicles):

FY02-03 \$140      FY03-04 \$145      FY04-05 \$150      FY05-06 \$155

Boats:

FY02-03 \$200      FY03-04 \$215      FY04-05 \$235      FY05-06 \$245

- (8) For each mobile food preparation unit under the same ownership and operating out of the same establishment:

FY02-03 \$335      FY03-04 \$355      FY04-05 \$380      FY05-06 \$410

Non-profit Operations:

FY02-03 \$190      FY03-04 \$200      FY04-05 \$210      FY05-06 \$220

Mobile food structural certification, supplemental inspection:

FY02-03 \$120      FY03-04 \$120      FY04-05 \$120      FY05-06 \$120

- (9) For Mobile Food Facilities (push carts):

Annual site permits

Pre-packaged foods:

FY02-03 \$165      FY03-04 \$175      FY04-05 \$185      FY05-06 \$200

Food Preparation:

FY02-03 \$290      FY03-04 \$300      FY04-05 \$310      FY05-06 \$315

- (10) For each vending machine dispensing milk, ice cream or milk products or other kinds of potentially hazardous foods or beverages, or dispensing unbottled or uncanned liquid foods or beverages, except vending machines which dispense unwrapped non-potentially hazardous, non-liquid food products:

FY02-03 \$16      FY03-04 \$18      FY04-05 \$19      FY05-06 \$20

- (11) Wholesale Food Warehouse:

Warehouse (1-9999 square feet)

FY02-03 \$325      FY03-04 \$350      FY04-05 \$375      FY05-06 \$385

Warehouse (10,000 square feet and greater)

FY02-03 \$400      FY03-04 \$425      FY04-05 \$450      FY05-06 \$475

- (12) For Retail Food Processing Establishments:

FY02-03 \$425      FY03-04 \$450      FY04-05 \$475      FY05-06 \$520

- (13) Catering:

For full service catering establishments:

FY02-03 \$365      FY03-04 \$390      FY04-05 \$415      FY05-06 \$440

Supplemental catering permit for permitted food facility (restaurant or retail market with a restaurant /deli) for food preparation or serving offsite:

FY02-03 \$110      FY03-04 \$115      FY04-05 \$120      FY05-06 \$130

- (14) Bed and Breakfast:

FY02-03 \$155      FY03-04 \$160      FY04-05 \$165      FY05-06 \$170

- (15) For food establishments that are operated by non-profit organizations:

FY02-03 \$155      FY03-04 \$175      FY04-05 \$200      FY05-06 \$230  
(16) School food facilities – Processing:

FY02-03 \$220      FY03-04 \$235      FY04-05 \$255      FY05-06 \$270

(17) School food facilities – satellite food distribution:

FY02-03 \$80      FY03-04 \$90      FY04-05 \$100      FY05-06 \$110

(18) Retail food delivery - Delivery of retail food items by other than an employee of the DEH permitted food facility, which was the source:

FY02-03 \$55      FY03-04 \$55      FY04-05 \$60      FY05-06 \$65

(b) HOUSING PERMIT FEES--INSPECTION FEES FOR APARTMENT HOUSE OR HOTEL AS PROVIDED IN SECTION 66.1003:

(1) For each apartment house or hotel containing three or more units:

FY02-03 \$90      FY03-04 \$100      FY04-05 \$110      FY05-06 \$120

(2) For each unit in excess of three (3):

FY02-03 \$2.50      FY03-04 \$2.50      FY04-05 \$3      FY05-06 \$3

"UNIT" shall mean each apartment in an apartment house and each sleeping room in a hotel, and each apartment and each hotel sleeping room in a building, containing both apartments and hotel sleeping rooms.

Separate apartment house buildings and separate hotel buildings, or combination thereof, located upon a single parcel of land or contiguous parcels of land or under the same ownership shall be treated as one apartment house or hotel for the purpose of computing the fee prescribed by this section.

(3) Non-profit housing:

FY02-03 \$90      FY03-04 \$100      FY04-05 \$110      FY05-06 \$120

(4) Unscheduled reinspection or unpermitted housing complaint investigation with a confirmed violation fee: Hourly rate as specified in section (1)(12).

(c) PUBLIC POOL PERMIT FEES:

(1) For one (1) pool:

	FY02-03 \$210	FY03-04 \$220	FY04-05 \$230	FY05-06 \$240
(2)	For two (2) pools:			
	FY02-03 \$245	FY03-04 \$255	FY04-05 \$275	FY05-06 \$295
(3)	For three (3) pools:			
	FY02-03 \$380	FY03-04 \$400	FY04-05 \$425	FY05-06 \$445
(4)	For four (4) pools:			
	FY02-03 \$395	FY03-04 \$420	FY04-05 \$440	FY05-06 \$480
(5)	For five (5) pools:			
	FY02-03 \$450	FY03-04 \$475	FY04-05 \$500	FY05-06 \$525
(6)	For each pool in excess of 5 as provided for in Section 67.302:			
	FY02-03 \$75	FY03-04 \$80	FY04-05 \$85	FY05-06 \$90
(7)	Inactive or closed pool:			
	FY02-03 \$50	FY03-04 \$55	FY04-05 \$55	FY05-06 \$60
(8)	Public Bath House:			
	FY02-03 \$640	FY03-04 \$680	FY04-05 \$700	FY05-06 \$715
(9)	Non-profit operated pools:			
	FY02-03 \$85	FY03-04 \$90	FY04-05 \$95	FY05-06 \$100
(d)	SPECIAL ENFORCEMENT/INVESTIGATION FEES:			
	Unscheduled reinspection/regrade fee (per hour fee): Hourly rate as specified in section (1)(12).			
	Office hearing:			
	FY02-03 \$280	FY03-04 \$310	FY04-05 \$320	FY05-06 \$330



Suspension or revocation hearing:

FY02-03 \$560          FY03-04 \$620          FY04-05 \$640          FY05-06 \$660

Sherman food investigation, with a confirmed violation: Hourly rate as specified in section (l)(12).

Foodborne illness, plan check and/or recall investigation for activities without a current food facility permit issued by the County of San Diego DEH: Hourly rate as specified in section (l)(12).

Fee for investigation of a health regulated business operating without a health permit will be 200% of the annual permit fee payable in addition to the permit fee.

(e) LAND USE FEES:

Duration of fees:

With the exception of well permits, renewable permits and deposit accounts, fees are valid one year from the date of submittal or one year from the date of approval. Well permit applications are valid for 120 days from the date of approval. Renewable permits expire one year from the date they are issued. The permit for sewage pumping vehicles shall expire on December 31 of each year; refer to SDCC section 65.014 on the renewal of licenses, permits, or registrations for additional information. Deposit accounts will remain active until the project is completed and all billing has been paid.

(1) Well Permit Application, as provided for in Section 67.441.B

Domestic Well:

FY02-03 \$310          FY03-04 \$350          FY04-05 \$390          FY05-06 \$430

Domestic Well/Per well over one on same parcel:

FY02-03 \$100          FY03-04 \$110          FY04-05 \$120          FY05-06 \$135

Public Water Supply Well:

FY02-03 \$580          FY03-04 \$685          FY04-05 \$790          FY05-06 \$885

Well Destruction:

FY02-03 \$100          FY03-04 \$110          FY04-05 \$120          FY05-06 \$135

(2) Onsite Wastewater System Inspection, as provided for in Section 68.326:

- |     |   |                 |                 |                 |
|-----|---|-----------------|-----------------|-----------------|
|     | FY02-03 \$245   | FY03-04 \$275   | FY04-05 \$305   | FY05-06 \$325   |
|     | Onsite Wastewater System Re-Inspection, as provided for in Section 68.326:  |                 |                 |                 |
|     | FY02-03 \$100   | FY03-04 \$110   | FY04-05 \$120   | FY05-06 \$135   |
|     | Onsite Wastewater System Repair Inspection:   |                 |                 |                 |
|     | FY02-03 \$225   | FY03-04 \$260   | FY04-05 \$295   | FY05-06 \$325   |
| (3) | Deposit for Major Use Permits, Special Project review as provided for in Section 68.326.2 (Initial deposit, additional funds may be required for full cost recovery): |                 |                 |                 |
|     | FY02-03 \$1,000   | FY03-04 \$1,000 | FY04-05 \$1,100 | FY05-06 \$1,100 |
| (4) | Layouts/Percolation Test, as provided for in Section 68.328.1:  |                 |                 |                 |
|     | New Construction:   |                 |                 |                 |
|     | FY02-03 \$560   | FY03-04 \$630   | FY04-05 \$700   | FY05-06 \$775   |
|     | Additions/ Pools:   |                 |                 |                 |
|     | FY02-03 \$480   | FY03-04 \$540   | FY04-05 \$600   | FY05-06 \$655   |
|     | Re-Review: Hourly rate as specified in section (1)(12).   |                 |                 |                 |
|     | Layout over the counter, no field investigation:  |                 |                 |                 |
|     | FY02-03 \$65  | FY03-04 \$75    | FY04-05 \$85    | FY05-06 \$90    |
| (5) | Septic Cleaner Examination Fee, as provided for in Section 68.602:  |                 |                 |                 |
|     | FY02-03 \$55  | FY03-04 \$60    | FY04-05 \$65    | FY05-06 \$75    |
| (6) | Septic Cleaner Registration, as provided for in Section 68.604:   |                 |                 |                 |
|     | FY02-03 \$55  | FY03-04 \$60    | FY04-05 \$65    | FY05-06 \$75    |
| (7) | Sewage Pumping Vehicle, as provided for in Section 68.604a:   |                 |                 |                 |
|     | FY02-03 \$75  | FY03-04 \$85    | FY04-05 \$95    | FY05-06 \$95    |
| (8) | Deposit for a Tentative Map on septic as provided for in Section 81.201.1 (Initial deposit, additional funds may be required for full cost recovery):                 |                 |                 |                 |

FY02-03 \$4,100      FY03-04 \$4,300      FY04-05 \$4,500      FY05-06 \$4,700

Fees described under # 8 are for map review only and do not apply for layout review once a map records.

- (9) Deposit for a Tentative Map on public sewer as provided for in Section 81.201 (Initial deposit, additional funds may be required for full cost recovery):

FY02-03 \$2,300      FY03-04 \$2,400      FY04-05 \$2,500      FY05-06 \$2,600

- (10) Tentative Parcel Map on septic as provided for in Section 81.207(d). (Initial deposit, additional funds may be required for full cost recovery):

FY02-03 \$1,200      FY03-04 \$1,200      FY04-05 \$1,300      FY05-06 \$1,400

Fees described under #10 are for map review only and do not apply for layout review once a map records.

Re-Review: Hourly rate as specified in section (l)(12).

- (11) Tentative Parcel Map on sewer as provided for in Section 81.207(d). Field check only:

FY02-03 \$505      FY03-04 \$590      FY04-05 \$675      FY05-06 \$750

Re-Review: Hourly rate as specified in section (l)(12).

- (12) Boundary Adjustment/Certificate of Compliance, up to two lots as provided for in Sections 81.902.2, 81.1105.1:

FY02-03 \$365      FY03-04 \$505      FY04-05 \$645      FY05-06 \$775

Boundary adjustment/certificate of compliance greater than two lots (Initial deposit, additional funds may be required for full cost recovery):

FY02-03 \$1,200      FY03-04 \$1,200      FY04-05 \$1,300      FY05-06 \$1,400

Re-Review: Hourly rate as specified in section (l)(12).

Boundary adjustment/certificate of compliance over the counter, no field investigation:

FY02-03 \$100      FY03-04 \$110      FY04-05 \$120      FY05-06 \$135

- (13) Grading Plan, Major, as provided for in Section 87.204.1:
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$255 | FY03-04 \$265 | FY04-05 \$295 | FY05-06 \$340 |
|---------------|---------------|---------------|---------------|
- (14) Greywater System Permits
- Plan Review - over the counter, as provided for in Section 68.326.1:
- |              |              |              |              |
|--------------|--------------|--------------|--------------|
| FY02-03 \$65 | FY03-04 \$75 | FY04-05 \$85 | FY05-06 \$90 |
|--------------|--------------|--------------|--------------|
- Plan Review - with field check, as provided for in Section 68.352:
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$275 | FY03-04 \$310 | FY04-05 \$345 | FY05-06 \$370 |
|---------------|---------------|---------------|---------------|
- Re-Review: Hourly rate as specified in section (l)(12).
- Installation Inspections, as provided for in Section 68.352:
- Simple one component systems (non-pressurized system):
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$205 | FY03-04 \$230 | FY04-05 \$255 | FY05-06 \$270 |
|---------------|---------------|---------------|---------------|
- Multiple component systems (requires cross-connection protection to potable water supply):
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$305 | FY03-04 \$340 | FY04-05 \$375 | FY05-06 \$410 |
|---------------|---------------|---------------|---------------|
- Complex Systems (the review of tentative maps for approval of greywater systems, individual systems with multi-collection tanks/pumps and irrigation fields or any other projects which may require extensive review.) (Initial deposit; additional funds may be required for full cost recovery):
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$700 | FY03-04 \$800 | FY04-05 \$800 | FY05-06 \$800 |
|---------------|---------------|---------------|---------------|
- Re-Inspection fee, as provided for in Section 68.352:
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$100 | FY03-04 \$110 | FY04-05 \$120 | FY05-06 \$135 |
|---------------|---------------|---------------|---------------|
- (15) Onsite Wastewater System Annual Operating Permit, as provided for in Section 68.334:
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$205 | FY03-04 \$230 | FY04-05 \$255 | FY05-06 \$270 |
|---------------|---------------|---------------|---------------|
- (16) Enforcement Fee, as provided for in Section 68.334.2: Hourly rate as specified in

section (l)(12).

(17) Backflow Tester Certificate, as provided for in California Health and Safety code, Section 116810: \$75.00

(18) Backflow Tester Listing Fee, as provided for in California Health and Safety Code, Section 116810: \$30.00

(f) MONITORING WELLS FEES

(1) Monitoring Wells/Soil Boring (permits)

Borings:

Base Fee (Includes First Boring):

FY02-03 \$160	FY03-04 \$165	FY04-05 \$175	FY05-06 \$185
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Each Additional Boring:

FY02-03 \$40	FY03-04 \$45	FY04-05 \$45	FY05-06 \$50
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(2) Monitoring Wells (Ground Water/Vadose Wells/Cathodic Protection Wells)

Base Fee (Includes first well):

FY02-03 \$160	FY03-04 \$165	FY04-05 \$175	FY05-06 \$185
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Each Additional Well:

FY02-03 \$135	FY03-04 \$140	FY04-05 \$150	FY05-06 \$160
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(3) Monitoring Well Destruction

Base Fee (Includes First Well):

FY02-03 \$160	FY03-04 \$165	FY04-05 \$175	FY05-06 \$185
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Each Additional Well:

FY02-03 \$105	FY03-04 \$110	FY04-05 \$115	FY05-06 \$120
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(4) Monitoring Well Re-inspection Fee (per site):

FY02-03 \$105	FY03-04 \$105	FY04-05 \$110	FY05-06 \$115
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- (5) New well inspection fee:
- |         |     |         |      |         |      |         |       |
|---------|-----|---------|------|---------|------|---------|-------|
| FY02-03 | N/A | FY03-04 | \$90 | FY04-05 | \$95 | FY05-06 | \$100 |
|---------|-----|---------|------|---------|------|---------|-------|

Each additional well:

FY02-03	N/A	FY03-04	\$30	FY04-05	\$30	FY05-06	\$30
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- (6) Investigative Fee. For work done without a permit for which a permit is required or work done that is not in compliance with an approved permit: 100% of the permit cost.

- (7) Tank Monitoring Well Fee (per site). Borings installed in UST and piping backfill with casing installed for purpose of monitoring tank system for leaks:

FY02-03	\$300	FY03-04	\$305	FY04-05	\$310	FY05-06	\$320
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- (8) Preliminary workscope assessment where no fee is specifically indicated. (Includes oversight and investigation of contaminated ground water/soil and other technical assistance): Minimum charge, two hours at the hourly rate as specified in section (l)(12).

(g) SMALL WATER SYSTEM FEES:

- (1) Small Water Systems New Permit Application Fee: as provided for in California Health and Safety Code, Sections 101325, 116340, 116570, 116595. (Initial deposit, additional funds may be required for full cost recovery).....\$1,000
- (2) Public Water System Change of Ownership/Permit Amendment/Exemption/Plan Review/Variance/Waiver Processing Fee, as provided for in California Health and Safety Code, Sections 101325, 116580, 116595.....(Initial deposit, additional funds may be required for full cost recovery).....\$500.00
- (3) State Small Water System Change of Ownership Fee, as provided for in California Health and Safety Code, Sections 101325, 116340 . . . . \$220.00
- (4) State Small Water System Permit Amendment Fee, as provided for in California Health and Safety Code, Sections 101325, 116340...\$295.00
- (5) Public Water System Annual Drinking Water Operating Fee: as provided for in California Health and Safety Code, Sections 101325,116565, 116595.

Community Water System:

1-50 service connections. . . . \$460.00  
 51-100 service connections. . . . \$480.00  
 101-199 service connections. . . . \$550.00  
 For each connection over 100. . . . \$2.00

Transient, Non-Community Water System:

1-15 service connections. . . . \$440.00  
 16 or more service connections. . . . \$500.00

Non-Transient, Non-Community Water System.....\$440.00

Exempt Non-Community Water System.....\$80.00

Public School Water System. . . . \$350.00

- (6) State Small Water System Annual Drinking Water Operating Fee, as provided in California Health and Safety Code, Sections 101325, 116340.....\$440.00
- (7) Enforcement fee, as provided for in California Health and Safety Code, Section 116595:

Charged using the hourly rate specified in section (1)(12), for any of the following:

- (a) Preparing, issuing, and monitoring compliance with, an order or a citation.
- (b) Preparing and issuing public notification.
- (c) Conducting a hearing pursuant to Section 116625.

The Local Primary Agency (LPA) shall submit an invoice to the public water system that requires payment prior to September 1<sup>st</sup> of the fiscal year following the fiscal year in which the costs were incurred. The invoice shall indicate the total hours expended, the reasons for the expenditure and the hourly cost rate of the LPA. The invoice shall not exceed the total costs to the LPA of enforcement activities specified in this subdivision. The LPA shall not be entitled to enforcement costs pursuant to this subdivision if either a court or the LPA determines that enforcement activities were in error. “Enforcement costs” as used in this subdivision do not include “litigation costs” as used in the California Health and Safety Code, Section 11685. The maximum reimbursement, pursuant to this subdivision, by a public water system serving less than 1,000 connections during any fiscal year shall not exceed twice the maximum for that public water

system as set forth in California Health and Safety Code, Section 116565, subdivision (c).

(h) SOLID WASTE FEES: Solid Waste fees as provided in Sections 43213, 43508 and 44006, Part 4, Division 30, of the Public Resources Code.

(1) Landfills:

Large - Permitted to receive more than 500 tons per day . . . . \$44,265

Small - Permitted to receive 500 tons or less per day . . . . \$21,325

(2) Transfer/Processing Facilities and Operations:

Major Large Volume Facility - Permitted to receive/process greater than 1,000 tons per day – Twelve (12) inspections per year . . . . \$13,835

Minor Large Volume Facility – Permitted to receive/process more than 100 and up to 1,000 tons per day – Twelve (12) inspections per year . . . . \$9,685

Medium Volume Facility – Permitted to receive/process equal to or more than 15 tons (or 60 cubic yards, whichever is greater) but less than 100 tons per day - Twelve (12) inspections per year . . . . \$6,455

Limited Volume Transfer Station Operation – Permitted to receive less than 15 tons (or 60 cubic yards, whichever is greater) – Four (4) inspections per year . . . . \$2,150

Sealed Container Transfer Operation – Operation where solid wastes remain at all times within unopened containers on-site and are not stored for more than 96 hours – One (1) inspection per year . . . . \$615

(3) Composting Facilities, Contaminated Soil Facilities, and Other Solid Waste Facilities:

Full/Standard permit tiered facilities defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require twelve (12) inspections . . . . \$7,380

Registration or Notification permit tiered facilities/operations defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require twelve (12) inspections per year . . . . \$7,380



Registration or Notification permit tiered facilities/operations defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require four (4) inspections per year . . . \$2,615

Registration or Notification permit tiered facilities/operations defined in Chapter 3.1 (commencing with Section 17850) of Division 7, of Title 14 of the California Code of Regulations that require one (1) inspection per year . . . \$615

(4) Closed Sites:

Monthly - Sites that require twelve (12) inspections per year . . . \$19,825

Quarterly Large Landfills - Sites that require four (4) inspections per year . . .  
. \$6,300

Quarterly Burnsites/Small Landfills – Sites that require four (4) inspections per year . . . \$3,380

Annual - Sites that require one (1) inspection per year . . . \$845

(5) Solid waste handling fees - All solid waste handlers within the jurisdiction of the County of San Diego LEA shall remit \$.14 per ton of solid waste handled.

(a) Exclusion: The fee shall not be assessed to solid waste handlers if it can be demonstrated to the satisfaction of the County of San Diego LEA that the waste was recycled and/or diverted from the solid waste stream. Additionally, this fee will not be assessed to solid waste handlers for each ton of waste for which it can be demonstrated to the satisfaction of the LEA that the fee was collected at a disposal site within the jurisdiction of County of San Diego LEA.

(b) All solid waste handlers within the jurisdiction of the County of San Diego LEA that receive revenue or income or charge fees for handling the solid waste shall maintain records and report waste handling information to the LEA in a manner or on a form provided by the LEA quarterly on or before May 1, August 1, November 1, and February 1 respectively and the records used to prepare these reports shall be maintained for a minimum of three (3) years. These records shall be made available for inspection by the LEA upon request during normal business hours.

(c) For purposes of this section, "solid waste handlers" means any person, agency or business that collects, transports, stores, transfers, disposes, or processes solid waste within the jurisdiction of the County of San Diego LEA.

(6) Solid Waste Facility Report or Application Filing Fee

Each solid waste facility report or application shall be accompanied by a filing fee to reflect the cost of processing the application and to recover costs incurred in meeting the requirements of Article 3 (commencing with Section 43500) of Chapter 2 and Article 1 (commencing with Section 44001) of Chapter 3 of the California Public Resources Code. This fee is in addition to the fees authorized by Chapter 2 and Article 1 (commencing with Section 43200) of Part 4 of the California Public Resources Code. This fee shall be set at the hourly rate as specified in section (1)(12).

(i) PLAN CHECK FEES:

(1) Pool Plan Review, as provided for in Section 67.301.

(a) For up to two (2) pools:

FY02-03 \$850	FY03-04 \$950	FY04-05 \$1,050	FY05-06 \$1,115
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(b) For each pool in excess of two (2):

FY02-03 \$220	FY03-04 \$240	FY04-05 \$260	FY05-06 \$280
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(c) Pool resurfacing or renovation:

FY02-03 \$180	FY03-04 \$190	FY04-05 \$205	FY05-06 \$225
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Resurfacing or renovation each pool over one, with concurrent inspections:

FY02-03 \$75	FY03-04 \$85	FY04-05 \$95	FY05-06 \$110
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(2) Food Establishment Plan Review as provided for in Section 61.112:

0—499 Square Feet:

FY02-03 \$520	FY03-04 \$540	FY04-05 \$550	FY05-06 \$560
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500—1,999 Square Feet:

FY02-03 \$600	FY03-04 \$700	FY04-05 \$800	FY05-06 \$890
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2,000—3,999 Square Feet:

FY02-03 \$850	FY03-04 \$910	FY04-05 \$960	FY05-06 \$1,005
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4,000—5,999 Square Feet:

FY02-03 \$875      FY03-04 \$975      FY04-05 \$1,050      FY05-06 \$1,115

6,000—7,999 Square Feet:

FY02-03 \$1,150      FY03-04 \$1,300      FY04-05 \$1,450      FY05-06 \$1,675

8,000—19,999 Square Feet:

FY02-03 \$1,500      FY03-04 \$1,750      FY04-05 \$2,000      FY05-06 \$2,230

20,000 Square Feet and over:

FY02-03 \$1,500      FY03-04 \$1,750      FY04-05 \$2,000      FY05-06 \$2,230

plus the square footage fee for each food preparation area in excess of 20,000 square feet.

- (3) Food Establishment Plan Re-review as provided for in Section 61.112:

FY02-03 \$145      FY03-04 \$165      FY04-05 \$175      FY05-06 \$185

- (4) Restamping or Approval of Non-health Regulated Building Plans, as required by other governmental agencies:

FY02-03 \$90      FY03-04 \$100      FY04-05 \$110      FY05-06 \$120

- (5) Minor plan review

Plan review for: (a) equipment only for food establishments and recreational health establishments which are subject to regulation, (b) the reopening of a establishment which had previously completed a plan review or (c) for other miscellaneous establishments regulated under 66.314 (Tattoo Establishment) Plans, 66.513 Massage Establishment Facilities, 66.606 (Bathhouses) Facilities, or for other miscellaneous establishments where a plan review is required:

FY02-03 \$250      FY03-04 \$275      FY04-05 \$300      FY05-06 \$335

- (6) Express plan review: 200% of regular fee.

- (7) After hours inspection: 1½ times the hourly rate specified in section(1)(12), minimum two hours.

- (8) Food or pool plan check (technical assistance) (2 hour minimum charge for field inspections): Hourly rate as specified in section (1)(12).

- (9) Food or pool plan check (supplemental inspection) (2 hour minimum charge for field inspections): Hourly rate as specified in section (1)(12).
- (10) Mobile food facility plan check:
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$140 | FY03-04 \$145 | FY04-05 \$150 | FY05-06 \$155 |
|---------------|---------------|---------------|---------------|
- (11) Investigation of work without a permit. Whenever a food facility or pool is built, modified or remodeled without first submitting an application for the required permit/plan review, a special investigation shall be made before a permit may be issued for such work. The fee for this investigation will be in addition to the permit fee. (2 hour minimum charge for field inspections.): Hourly rate as specified in section (1)(12).
- (j) UNIFIED PROGRAM FEES:
- (1) Operating Permit Base Fee (Required for all Operating Permits except as noted):
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$190 | FY03-04 \$200 | FY04-05 \$210 | FY05-06 \$220 |
|---------------|---------------|---------------|---------------|
- Reinspection Fee:
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$205 | FY03-04 \$210 | FY04-05 \$215 | FY05-06 \$225 |
|---------------|---------------|---------------|---------------|
- (2) Hazardous Waste Generator Operating Permit
- Hazardous wastes stored in underground storage tanks are not subject to the fees in section (2).
- Waste oil recycled by recycling company (flat rate):
- |              |              |              |              |
|--------------|--------------|--------------|--------------|
| FY02-03 \$65 | FY03-04 \$65 | FY04-05 \$70 | FY05-06 \$75 |
|--------------|--------------|--------------|--------------|
- Large Quantity Universal Waste 5000 kg per year or more (flat rate):
- |              |              |              |              |
|--------------|--------------|--------------|--------------|
| FY02-03 \$65 | FY03-04 \$65 | FY04-05 \$70 | FY05-06 \$75 |
|--------------|--------------|--------------|--------------|
- Per Waste less than 5 tons per year:
- |              |              |              |              |
|--------------|--------------|--------------|--------------|
| FY02-03 \$65 | FY03-04 \$65 | FY04-05 \$70 | FY05-06 \$75 |
|--------------|--------------|--------------|--------------|
- Per Waste 5-50 tons per year:
- |               |               |               |               |
|---------------|---------------|---------------|---------------|
| FY02-03 \$145 | FY03-04 \$150 | FY04-05 \$160 | FY05-06 \$165 |
|---------------|---------------|---------------|---------------|

Per Waste greater than 50 tons per year:

FY02-03 \$250      FY03-04 \$265      FY04-05 \$280      FY05-06 \$295

(3) Onsite Hazardous Waste Treatment (Tiered Permitting) Facility Fee

Conditional Exempt:

FY02-03 \$85      FY03-04 \$90      FY04-05 \$95      FY05-06 \$100

Conditional Authorized:

FY02-03 \$340      FY03-04 \$360      FY04-05 \$380      FY05-06 \$400

Permit by Rule:

FY02-03 \$510      FY03-04 \$540      FY04-05 \$565      FY05-06 \$595

(4) Hazardous Material Response Plans and Inventory Operating Permit (Maximum Fee is as noted below.):

[Hazardous materials stored in underground tanks are not subject to the fees in section (4).]

FY02-03 \$1,580      FY03-04 \$1,660      FY04-05 \$1,750      FY05-06 \$1,845

Per material less than 550 gallons, 5,000 pounds or 5,000 cubic feet of compressed gas (maximum quantity):

FY02-03 \$60      FY03-04 \$60      FY04-05 \$65      FY05-06 \$70

Per material 550 to 5,500 gallons, 5,000 to 50,000 pounds or 5,000 to 20,000 cubic feet of compressed gas (maximum quantity):

FY02-03 \$95      FY03-04 \$100      FY04-05 \$105      FY05-06 \$110

Per material greater than 5,500 gallons, 50,000 pounds or 20,000 cubic feet of compressed gas (maximum quantity):

FY02-03 \$175      FY03-04 \$185      FY04-05 \$195      FY05-06 \$200

(5) Limited hazardous waste/materials operating permit for businesses handling or generating only one (1) disclosable material or waste stream, including large quantity Universal Waste (includes Operating Permit Base Fee):

FY02-03 \$210      FY03-04 \$220      FY04-05 \$230      FY05-06 \$240

- (6) Underground Hazardous Materials Storage Operating Permit Per Tank (includes storage of Hazardous Wastes and Hazardous Materials):

FY02-03 \$285      FY03-04 \$300      FY04-05 \$315      FY05-06 \$330

- (7) Underground Hazardous Materials Storage Tank Special Permits

New Underground Storage Tank Installation/Repair/Upgrade (Interior lining, bladder installation)

Base Fee [includes one (1) tank]:

FY02-03 \$985      FY03-04 \$1,035      FY04-05 \$1090      FY05-06 \$1,150

Each Additional Tank:

FY02-03 \$100      FY03-04 \$105      FY04-05 \$110      FY05-06 \$115

Plan Re-Review and Plan Extension:

FY02-03 \$220      FY03-04 \$235      FY04-05 \$245      FY05-06 \$260

Closure/Removal

Base Fee [includes one (1) tank]:

FY02-03 \$565      FY03-04 \$595      FY04-05 \$625      FY05-06 \$660

Each Additional Tank:

FY02-03 \$95      FY03-04 \$100      FY04-05 \$105      FY05-06 \$110

Plan Re-Review and Plan Extension:

FY02-03 \$220      FY03-04 \$235      FY04-05 \$245      FY05-06 \$260

Underground Storage Tank modification/upgrade including pipe repair/replacement that involves two inspections

Base Fee (includes entire facility):

FY02-03 \$835      FY03-04 \$880      FY04-05 \$930      FY05-06 \$975

Plan Re-Review and Plan Extension:

FY02-03 \$220      FY03-04 \$235      FY04-05 \$245      FY05-06 \$260

Underground Storage Tank modification that involves one inspection

Base Fee (includes entire facility):

FY02-03 \$590      FY03-04 \$620      FY04-05 \$655      FY05-06 \$690

Plan Re-Review and Plan Extension:

FY02-03 \$220      FY03-04 \$235      FY04-05 \$245      FY05-06 \$260

Underground Storage Tank re-inspection fee:

FY02-03 \$330      FY03-04 \$350      FY04-05 \$370      FY05-06 \$385

Underground Storage Tank Additional Plan Check Inspection

FY02-03 \$245      FY03-04 \$260      FY04-05 275      FY05-06 290

- (8) Business establishments generating less than 200 pounds per month of bio-hazardous waste (Operating Permit Base Fee not required):

FY02-03 \$145      FY03-04 \$150      FY04-05 \$155      FY05-06 \$160

- (9) Biohazardous Waste Limited Quantity Hauler Exemption Fee

Initial request or renewal for an exemption in accordance with the following criteria:

Up to 4 persons transporting medical waste for applicant:

FY02-03 \$25      FY03-04 \$25      FY04-05 \$25      FY05-06 \$25

Five or more persons transporting medical waste for applicant shall pay an additional fee of \$5.00 per person up to a maximum additional fee of \$25.00.

- (10) Hazardous Materials Management Business Plan (HMBP) Review for sites amending their HMBP as part of the Building Permit process (fee per site):

FY02-03 \$355      FY03-04 \$365      FY04-05 \$375      FY05-06 \$390

Hazardous Materials Management Business Plan (HMBP) Review for sites evaluated as part of the Building Permit process (Exempted Sites; fee per site):

FY02-03 \$70      FY03-04 \$75      FY04-05 \$80      FY05-06 \$80

(11) Preliminary workscope assessment where no fee is specifically indicated. (Includes Risk Management Plans and other technical assistance.) Minimum charge, two hours at the hourly rate as specified in section (l)(12).

(12) California Accidental Release Program (CalARP) and Risk Management Plans (RMPs)

Program Levels II & III annual fee for triennial inspection:

FY02-03 \$530      FY03-04 \$545      FY04-05 \$560      FY05-06 \$575

Program Level I annual fee for triennial inspection:

FY02-03 \$205      FY03-04 \$210      FY04-05 \$215      FY05-06 \$225

Sites are billed at the hourly rate specified in section (l)(12) for RMP review work and additional inspection/audit costs that exceed the annual fee

(13) Remote site fee (Operating Permit Base Fee not required):

FY02-03 \$40      FY03-04 \$45      FY04-05 \$45      FY05-06 \$50

(14) Day Care Site Inspection for City of San Diego (fee per site):

FY02-03 \$120      FY03-04 \$125      FY04-05 \$130      FY05-06 \$135

(15) Photographic waste only notification fee and other wastes designated by the Director of Environmental Health as notification only (Operating Permit Base Fee not required):

FY02-03 \$40      FY03-04 \$45      FY04-05 \$45      FY05-06 \$50

(k) X-RAY MACHINES

(1) Medical

First Room:

FY02-03 \$65      FY03-04 \$65      FY04-05 \$70      FY05-06 \$75

Each additional room in the same facility:



	FY02-03 \$30	FY03-04 \$35	FY04-05 \$35	FY05-06 \$35
	On site construction inspection:			
	FY02-03 \$65	FY03-04 \$65	FY04-05 \$70	FY05-06 \$75
(2)	Dental			
	First Room:			
	FY02-03 \$60	FY03-04 \$60	FY04-05 \$65	FY05-06 \$70
	Each additional room in the same facility:			
	FY02-03 \$15	FY03-04 \$15	FY04-05 \$20	FY05-06 \$20
	On site construction inspection:			
	FY02-03 \$30	FY03-04 \$35	FY04-05 \$35	FY05-06 \$35
(3)	Industrial			
	First room in the same facility:			
	FY02-03 \$190	FY03-04 \$200	FY04-05 \$210	FY05-06 \$220
	Each additional room in the same facility:			
	FY02-03 \$95	FY03-04 \$100	FY04-05 \$105	FY05-06 \$110
	On site construction inspection:			
	FY02-03 \$95	FY03-04 \$100	FY04-05 \$105	FY05-06 \$110
(1)	MISCELLANEOUS FEES:			
(1)	Food Handler per Section 61.112.			
	Renewal Exam:			
	FY02-03 \$15	FY03-04 \$15	FY04-05 \$20	FY05-06 \$20
	Duplicate Certificate:			

	FY02-03 \$12	FY03-04 \$14	FY04-05 \$16	FY05-06 \$18
	Education Certificate Food Handler (each certificate):			
	FY02-03 \$5	FY03-04 \$5	FY04-05 \$5.50	FY05-06 \$6
	Food Handler Training Booklets:			
	FY02-03 \$2.50	FY03-04 \$2.50	FY04-05 \$2.50	FY05-06 \$2.50
	Food Manager Training Packet:			
	FY02-03 \$10	FY03-04 \$10	FY04-05 \$10	FY05-06 \$10
	Exam Materials:			
	FY02-03 \$.25	FY03-04 \$.25	FY04-05 \$.25	FY05-06 \$.25
(2)	Water sample delivered (per sample):			
	FY02-03 \$55	FY03-04 \$55	FY04-05 \$55	FY05-06 \$60
(3)	Pet Shops/Kennels Permit Fee:			
	FY02-03 \$75	FY03-04 \$85	FY04-05 \$100	FY05-06 \$125
(4)	Organized Camps			
	Seasonal:			
	FY02-03 \$300	FY03-04 \$315	FY04-05 \$350	FY05-06 \$365
	Year Around:			
	FY02-03 \$600	FY03-04 \$630	FY04-05 \$695	FY05-06 \$725
(5)	Massage Parlors:			
	FY02-03 \$85	FY03-04 \$100	FY04-05 \$120	FY05-06 \$140
(6)	Tattoo Parlors:			
	FY02-03 \$140	FY03-04 \$160	FY04-05 \$190	FY05-06 \$230
	Tattoo/Body Art Technicians (annual operating permit):			

FY02-03 \$105      FY03-04 \$110      FY04-05 \$115      FY05-06 \$125

Tattoo/Body Art Technicians (one time registration fee):

FY02-03 \$25      FY03-04 \$30      FY04-05 \$35      FY05-06 \$40

- (7) For each duplicate permit, license or registration as provided for in Section 61.110 or 68.905:

FY02-03 \$12      FY03-04 \$14      FY04-05 \$16      FY05-06 \$18

Health regulated business name change:

FY02-03 \$25      Y03-04 \$25      FY04-05 \$30      FY05-06 \$30

- (8) Copies of Documents per page:

FY02-03 \$.15      FY03-04 \$.15      FY04-05 \$.15      FY05-06 \$.15

- (9) Clerical and Secretarial staff hourly rate for which no fee is specifically indicated (minimum charge one hour, each additional 1/2 hour will be charged one half of the hourly rate):

FY02-03 \$45      FY03-04 \$50      FY04-05 \$55      FY05-06 \$55

- (10) Vector Control Technician hourly rate for which no fee is specifically indicated (minimum charge one hour, each additional 1/2 hour will be charged one half of the hourly rate):

FY02-03 \$55      FY03-04 \$60      FY04-05 \$60      FY05-06 \$65

- (11) Environmental Health Technician hourly rate for which no fee is specifically indicated (minimum charge one hour, each additional 1/2 hour will be charged one half of the hourly rate):

FY02-03 \$55      FY03-04 \$60      FY04-05 \$60      FY05-06 \$65

- (12) Environmental Health Specialist hourly rate for which no fee is specifically indicated (minimum charge one hour, each additional 1/2 hour will be charged one half of the hourly rate):

FY02-03 \$100      FY03-04 \$105      FY04-05 \$110      FY05-06 \$115

- (13) Expedited services will be provided at the request of the customer when possible. These services will be provided by staff working paid overtime. Costs will be

recovered by charging one and a half times the hourly rate specified in section (l)(12).

- (14) Cost for services provided for which a deposit is required will be at the hourly rate specified in section (l)(12). Costs for expedited services provided for which a deposit is required will be at one and a half times the hourly rate specified in section (l)(12).

(1) FEE WAIVER FOR STRUCTURES DAMAGED OR DESTROYED BY NATURAL DISASTER. Notwithstanding the fees otherwise specified in Section 65.107, said fees may be waived for an applicant who is rebuilding legally built structures which have been damaged or destroyed by a wildfire or other natural disaster and which are located within the boundaries of a geographic area which has been declared by resolution of the Board of Supervisors to be eligible for this fee waiver. The fee waiver shall not apply to any portion of a new structure which exceeds the square footage of the structure which is being replaced.

- (15) Fees for sample collection, laboratory costs, and project oversight shall be assessed at the approved hourly rate as specified in SEC. 65.107 and for all laboratory costs associated with sampling and analysis.

Section 3. Section 68.1004 of the San Diego County Code is hereby amended to read as follows:

**SEC. 68.1004. INSTALLATION, REPAIR OR CLOSURE PERMIT/EXTENSION.**

- (a) Permit. No person shall install, repair, replace, modify, upgrade, close or remove an Underground Storage Tank (U.S.T.) within the County of San Diego, unless by authority of a valid, unexpired, unsuspended and unrevoked unified program facility permit containing a U.S.T. Installation, Repair, Replacement, Modification, Upgrade or Closure Element, respectively for such installation, repair, replacement, modification, upgrade, closure of removal, issued to the owner or operator pursuant to the provisions of this Chapter. The U.S.T. Installation, Repair, Replacement, Modification, Upgrade, or Closure Element is valid for one year from the date of issue. Fees paid for plan check and inspections for the Element are not refundable after this one-year period.
- (b) Timing of Closure. An owner or operator of an underground storage tank must apply for a unified program facility permit containing a U.S.T. Closure Element, or, if the owner/operator has a unified program facility permit, the owner/operator must apply to modify the permit to include a U.S.T. Closure Element to the permit within 90 days of ceasing operation of the underground storage tank. Activities authorized under the U.S.T. Closure Element shall be completed within 180 days of permit approval or modification. The Director

may, in his/her discretion, extend the completion date one time, for up to 180 days.

- (c) The expiration of the permit Element may be extended one time, for 180 days, with payment of the required Plan Extension Fee.

PASSED, APPROVED AND ADOPTED this 12<sup>th</sup> day of February 2003