

ROY COOPER
Governor

ELIZABETH S. BISER
Secretary

MICHAEL ABRACZINSKAS
Director



November 19, 2021

Title V Air Quality Permit Holders:

This letter serves to inform you of changes to the North Carolina Division of Air Quality Title V annual and permit application fees effective November 18, 2021. The new fees pursuant to 15A NCAC 02Q .0203 are summarized in the attached table.

These fee changes conclude a lengthy process started in 2019 to modernize the Title V fee structure and fulfill Clean Air Act Section 502(b)(3) requirements to collect fees "sufficient to cover all reasonable (direct and indirect) costs required to develop and administer" the Title V program. This process included research and analysis, stakeholder involvement, industrial outreach, rulemaking, public comment, and finally legislative approval.

A few highlights of the fee changes effective November 18, 2021 are as follows:

- Permit application fee increases for minor modifications and significant modifications.
- Annual fee increases for the basic permit fee and per ton fee.
- A new annual "complexity fee" based on the number of federal programs applicable to the Title V facility. This new complexity fee component balances fees towards more complex facilities that require additional Division resources for program implementation.

The new Title V annual fees will first affect those facilities invoiced in December 2021. The new application fees will take effect immediately. Also please note the fees will soon change again on January 1, 2022 as required annually by rule 15A NCAC 02Q .0204 "Inflation Adjustment" for the annual consumer price index adjustment.

If you have any questions regarding this matter feel free to reach out to any of your Division Regional or Central Office contacts.

Sincerely,

A handwritten signature in blue ink that reads "Michael A. Abraczinskas". The signature is fluid and extends to the right with a long horizontal stroke.

Michael A. Abraczinskas, Director
Division of Air Quality, NCDEQ

Attachment



CALENDAR YEAR 2021 AIR QUALITY FEES

ANNUAL PERMIT FEES

(FOR CALENDAR YEAR 2021 EFFECTIVE NOVEMBER 18, 2021)

Facility Category	Tonnage Factor	Basic Permit Fee	Non-attainment Area Added Fee	Complexity Fee ^b (3-6 Programs) ^c	Complexity Fee ^b (7+ Programs) ^c
Title V	\$40.00 ^b	\$8,775 ^b	\$4,056*	\$2,500 ^b	\$7,500 ^b
Synthetic Minor		\$1,500			
Small		\$250			
General	50% of the otherwise applicable fee				
General TV ACI ^a	10% of the otherwise applicable fee				

^a Applies to air curtain incinerators (ACI) only

^b Reflects fee changes pursuant to 15A NCAC 2Q .0203 effective November 18, 2021

^c Federal Programs are defined in 2Q .0203(c) and include rules such as NSPS, MACT, PSD, etc.

PERMIT APPLICATION FEES

(FOR CALENDAR YEAR 2021 EFFECTIVE NOVEMBER 18, 2021)

Facility Category	New or Modification	New **	2Q .0300 or Minor Modification	Significant Modification	Ownership Change
Title V		\$10,325*	\$3,000 ^b	\$7,000 ^b	\$60
Title V (PSD or NSR/NAA)	\$15,631*				\$60
Title V (PSD and NSR/NAA)	\$30,402*				\$60
Synthetic Minor	\$400				\$50
Small	\$50				\$50
General	50% of the otherwise applicable fee				
General TV ACI ^a	10% of the otherwise applicable fee				

^a Applies to new air curtain incinerators (ACI) only

^b Reflects fee changes pursuant to 15A NCAC 2Q .0203 effective November 18, 2021

The tables above as well as other useful information can be found on the Internet at <https://deq.nc.gov/about/divisions/air-quality/air-quality-permitting>

Make checks payable to: Department of Environmental Quality

**Go to <https://deq.nc.gov/epayments> for online payment options by credit/debit card or eCheck for Annual Fees and Permit Application fees. **

* Pursuant to 15A NCAC 02Q .0200 rules, these fees reflect the Consumer Price Index (CPI) increase this year effective January 1, 2021.

** Please contact the Raleigh Central Office, Air Permits Section for fee amount. New is defined as a previously unpermitted (Air Permit) facility.

Permit Application Fees Guide (Effective November 18, 2021)

Permit Application	Application Fee
Title V	
All Renewals (including TV)	\$0
Changes initiated by Director, name change with no ownership change, changes under 2Q .0523, construction date changes, test date change, a reporting procedure change, or similar changes	\$0
New TV (<i>covers both the 2Q .0300 permit with condition to file TV 12 months after operation and the TV permit</i>). New is defined as a previously unpermitted facility.	\$10,325 only once at the 1 st application, not again for the TV
TV - 501(b)(2) or 501(c)(2) – Two-Step significant (Fee is paid only with the first step. Two-Step applications submitted before November 18, 2021 will pay \$1002 for the second step under the previous fee schedule)	\$7,000
TV- Ownership Change (note no fee for name change only)	\$60
TV – Administrative Amendment	\$0
TV – Reopen for Cause (<i>fee dependent on whether the impetus was that of the permittee or the Director</i>)	\$0 changes initiated by the Director \$7,000 changes initiated by the permittee
TV- Significant 501(b)(1) or 501(c)(1) – One-Step significant	\$7,000
TV- Minor, TV State only	\$3,000
Expedited TV - Significant	\$7,000
Expedited TV - Minor	\$3,000
Synthetic minor, small or exclusionary to TV (<i>TV application submitted only, can wait for TV permit to remove synthetic limit</i>) (1 st time TV)	\$3,000
Synthetic minor or small to TV (<i>2Q .0300 application submitted first, permit issued with condition to file TV 12 months after operation</i>) and TV later (1 st time TV)	\$3,000 for modification to change fee class and \$3,000 for TV 1st time submittal
TV - PSD or NSR/NAA (<i>PSD application submitted, permit condition to file TV 12 months after permit issuance</i>)	\$15,631 only once at the 1 st application, not again for the TV
TV - PSD and NSR/NAA (<i>same as TV-PSD or NSR/NAA</i>)	\$30,402 only once at the 1 st application, not again for the TV
General TV Air Curtain Incinerator (ACI)	10% of otherwise applicable fee
Small, Synthetic Minor, Exclusionary, General, Construction Notice	
TV to synthetic minor	\$400
TV to small or exclusionary	\$50
Expedited synthetic	\$400
Expedited small	\$50
Synthetic minor (<i>New or Modification</i>)	\$400
Synthetic minor Ownership Change	\$50
Small or exclusionary small (<i>New or Modification</i>)	\$50
Small or synthetic minor administrative amendment (includes name change)	\$0
Small Ownership Change	\$50
General	50% of otherwise applicable fee
General Ownership Change	\$25
Construction Notice – Processing fee	\$200