

RESOLUTION 07-2024

**RESOLUTION ADOPTING REVISED LOCAL FEES FOR
AIR POLLUTION CONTROL REGULATIONS**

The Board of Health of the Butler County General Health District met in regular session on July 18, 2024, with the following members present:

Leon Simpson, President	<u>✓</u>
Dr. Alan Burley, Vice President	<u>✓</u>
Dr. Molly Emmert	<u>not present</u>
John Baumgartner	<u>✓</u>
Stephanie Johnson	<u>✓</u>
Steve Schulte	<u>not present</u>
Thomas Urban	<u>✓</u>
Bill Woeste	<u>✓</u>

Mr. Urban moved for adoption of the following resolution:

Resolution 07-2024 adopting revised local fees for Air Pollution Control Regulations

WHEREAS, the Board of Health of the Butler County General Health District has the authority pursuant to the Ohio Revised Code 3709.09 and 3709.21 to establish a uniform system of fees for services; and

WHEREAS, as provided for in Ohio Revised Code (ORC) 3709.085, the Butler County Health District (hereinafter District) finds it necessary to adopt local air pollution control regulations consistent with ORC Chapter 3704 and Ohio Administrative Code (OAC) 3745-14 through 3745-24, 3745-31, 3745-73, 3745-76, 3745-77 through 80, 3745-100 through 104, 3745-107, and 3745-110-114; and

WHEREAS, the Board of Health of the Butler County General Health District is mandated to provide services that protect the public health and prevent disease; and

WHEREAS, the Board of Health of the Butler County General Health District has determined that it is necessary to revise fees to pay the costs of these services as provided by the Southwest Ohio Air Quality Agency; and

WHEREAS, the Board of Health of the Butler County General Health District desires to establish revised local fees Air Pollution Control Regulations;

NOW, THEREFORE BE IT RESOLVED, that the Board of Health of the Butler County General Health District hereby adopts Resolution 07-2024, revising the local fee schedule for air pollution control as follows:

The fees for the examination, handling, inspection, review, and storage of applications for the Ohio Environmental Protection Agency and the Operation and Maintenance of an Air Quality Monitoring Network are listed below.

Annual Emission Unit Surcharge Fee*

Fuel Burning Equipment

Heat Input	Annual Fee
0-10 mm BTU/Hr	\$50.00
11-100 mm BTU/Hr	\$150.00
101-300 mm BTU/Hr	\$175.00
301-500 mm BTU/Hr	\$200.00
500 + mm BTU/Hr	\$225.00

Incinerators

Input Capacity	Annual Fee
0-50 lbs/hr	\$50.00
51-500 lbs/hr	\$150.00
501-2000 lbs/hr	\$175.00
2001-30000 lbs/hr	\$200.00
30000+ lbs/hr	\$225.00

Storage Tanks

Tank Size	Annual Fee
0-40,000 gallons	\$100.00
40,001-100,00 gallons	\$125.00
100,001-400,000 gallons	\$150.00
400,001-1,000,000 gallons	\$200.00
Over 1,000,000 gallons	\$250.00

Process Weights

Process Weight Input	Annual Fee
0-1,000 lbs/hr	\$150.00
1,001-5,000 lbs/hr	\$175.00
5,001-10,000 lbs/hr	\$200.00
10,001-50,000 lbs/hr	\$225.00
Over 50,000 lbs/hr	\$250.00

Annual Emission Unit Surcharge Permit Categories*

Permit Category	Annual Fee
Gasoline Dispensing Facilities	\$50.00
Dry Cleaner	\$100.00
Registration Permits	\$50.00
Permits by Rule (PBR)	\$50.00
Insignificant EU located at a Title V Facility	\$50.00

*The Emission Unit fees shall be paid on an annual basis and cover the previous year's permit structure.

**Air Pollution Control Fee Schedule
Southwest Ohio Air Quality Agency**

Asbestos Inspection Fees

	Fee
Asbestos Notifications	\$150.00
Notification Revisions (Maximum billing of 3 Revisions)	\$50.00

State Only Permit Processing Fees

	Fee
Installation Permit - Flat Fee Per Permit	\$100.00
Installation Permit-Fee Per Number of Emission Unit in the Permit	\$100.00
Renewal Permits- Flat Fee Per Permit	\$100.00
Renewal Permits-Fee Per Emission Unit	\$100.00

Federally Enforceable Permits

	Fee
Title V Operating Permit Processing Flat Fee Per Permit	\$1,000.00
Title V Permit Annual Surcharge	\$500.00
FEPTIO* Permit Processing Flat Fer Permit	\$500.00
FEPTIO*V Permit Annual Surcharge	\$250.00

*Federally Enforceable Permit to Install/Operate

Exceptions

1. No fee imposed may be charged to the State or any political subdivision thereof, including educational facilities or medical facilities owned by the State or political subdivision.
2. No fee imposed may be charged to any person exempted from taxation by Ohio Revised Code 5709.07 or 5709.12.

BE IT FURTHER RESOLVED, that the Board of Health of the Butler County General Health District hereby authorizes the Health Commissioner to enter into renewed agreement, attached hereto, for air quality services with the Southwest Ohio Air Quality Agency; and

BE IT FURTHER RESOLVED, that the Board of Health of the Butler County General Health District hereby finds by a vote of at least three-fourths of its members that this regulation be read only once and the requirement that it be read on three different days be dispensed with as provided by law; and

BE IT FURTHER RESOLVED, that any previous regulation, rule or policy adopted by the Board of Health of the Butler County General Health District, that in any way conflicts with this regulation in part or in whole is rescinded and repealed in part or in whole to the extent of any conflict; and

BE IT FURTHER RESOLVED, by this Board of Health of the Butler County General Health District, that this regulation be published in one newspaper of general circulation within the Butler County General Health District once a week for two consecutive weeks and that the first publication take place no later than ten (10) days prior to the effective date of the regulation; and

BE IT FURTHER RESOLVED, that the Board of Health of the Butler County General Health District finds and determines that all formal actions relative to the passage of this regulation were taken in an open meeting of this Board and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with the applicable legal requirement, including 121.22 Ohio Revised Code.

Mr. Woeste seconded the resolution, upon roll call, the vote was as follows:

Leon Simpson, President	<u>Yay</u>
Dr. Alan Burley, Vice President	<u>Yay</u>
Dr. Molly Emmert	<u>Not Present</u>
John Baumgartner	<u>Yay</u>
Stephanie Johnson	<u>Yay</u>
Steve Schulte	<u>Not Present</u>
Thomas Urban	<u>Yay</u>
Bill Woeste	<u>Yay</u>

Board of Health of the Butler County General Health District


Leon Simpson, President

7/18/2024
Date

Attest:


Erik Balster, Health Commissioner

7/18/2024
Date