

No. 11-25-RE

A RESOLUTION

A Resolution of the Council of the County of Allegheny ratifying Air Quality permit application and permit fee increases approved by the Allegheny County Health Department pursuant to the Allegheny County Code of Ordinances, Sections 505-16E, 505-17G, 505-21D, 505-23F, 505-25E(2)(C), 505-28A(7), 505-48A(4)(a)(6), 505-48B(4)(c), 505-49A(3), and 505-49C(8)(h)(d).

Whereas, Allegheny County, pursuant to the Local Health Administration Law, 16 P.S. §§ 12001-12028, created the Allegheny County Health Department, and the Allegheny County Board of Health; and

Whereas, Section 12011 of the Local Health Administration Law provides for the Board of Health to adopt regulations and submit such regulations to Allegheny County for approval or rejection; and

Whereas, Sections 2102.03.e, 2102.04.g, 2102.08.d, 2102.10.i, 2103.14.b.3, 2103.40.j, 2105.50.d.1.E.iv, 2105.51.d.2, 2105.60.c, and 2105.62.h.8.F of Article XXI of the Allegheny County Health Department Rules and Regulations, provide that the Allegheny County Board of Health may set, with approval by the Allegheny County Council, the fee for air permit applications and permits; and

Whereas, Sections 2102.03.e, 2102.04.g, 2102.08.d, 2102.10.i, 2103.14.b.3, 2103.40.j, 2105.50.d.1.E.iv, 2105.51.d.2, 2105.60.c, and 2105.62.h.8.F of Article XXI of the Allegheny County Health Department Rules and Regulations have been ratified as ordinances by Allegheny County Council and codified as part of the Allegheny County Code of Ordinances at Sections 505-16E, 505-17G, 505-21D, 505-23F, 505-25E(2)(C), 505-28A(7), 505-48A(4)(a)(6), 505-48B(4)(c), 505-49A(3), and 505-49C(8)(h)(d); and

Whereas, on September 11, 2024 the Allegheny County Board of Health approved the attached Proposed Air Quality Fee Changes for permit applications and permits; and

Whereas, it is the desire of Council to ratify the Air Quality permit application and permit fee increases as approved by the Board of Health.

The Council of the County of Allegheny hereby resolves as follows:

SECTION 1.

Incorporation of Preamble.

The provisions set forth in the preamble to this Resolution are incorporated by reference in their entirety herein.

SECTION 2. **Ratification of Fee Increase.**

Acting pursuant to the Local Health Administration Law, the Allegheny County Home Rule Charter, and the Allegheny County Code of Ordinances, County Council hereby ratifies the Air Program permit fee increases approved by the Allegheny County Board of Health on September 11, 2024 and attached hereto as Exhibits "A.1" and "A.2" containing therein the amended fee schedules.

SECTION 3. **Severability.**

If any provision of this Resolution shall be determined to be unlawful, invalid, void or unenforceable, then that provision shall be considered severable from the remaining provisions of this Resolution which shall be in full force and effect.

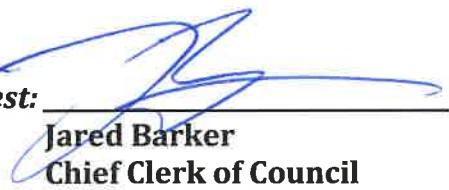
SECTION 4. **Repealer.**

Any Resolution or Ordinance or part thereof conflicting with the provisions of this Resolution is hereby repealed so far as the same affects this Resolution.

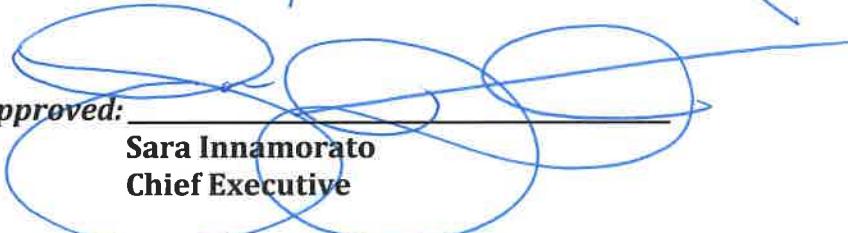
Enacted in Council, this 18th day of November, 2024.

Council Agenda No. 13229-29.


Patrick Catena
President of Council

Attest: 
Jared Barker
Chief Clerk of Council

Chief Executive Office November 24, 2024

Approved: 
Sara Innamorato
Chief Executive

Attest: 
Grant Gittlen
Chief of Staff

EXHIBIT A.1

The Air Quality Program requests approval from the Allegheny County Council for the following fee schedule changes. The Allegheny County Board of Health approved these fees at their September 11, 2024 meeting.

PROPOSED REVISIONS

Deletions are shown in strikethrough.

Additions are shown in **larger font, bolded and underlined**.

Allegheny County Health Department Air Quality Program Fee Schedule

Effective January 1, 2024 **2025**

(Note: Updated yearly for the CPI Based Major Source Emissions Fee of Section 2103.41)

(See separate fee schedule for Asbestos and Abrasive Blasting)

Major Source Facilities			2026–2030	2031+
Description of Activity	Section	Fee	Fee	Fee
Installation Permit Application Fee ³	2102.10.b.1	\$2,500 <u>\$3,900</u>	\$3,100	\$3,900
Installation Permit – New Source Review ³	2102.10.b.4	\$7,500 <u>\$50,800</u>	\$9,400	\$11,800
Installation Permit – Review of NSPS/NESHAPs/MACT (cumulative; 3 standards max) ³	2102.10.b.5	\$2,500 <u>\$3,900</u>	\$3,100	\$3,900
Installation Permit – Review of Case-by-Case MACT ³	2102.10.b.3	\$9,500 <u>\$14,900</u>	\$11,900	\$14,900
Installation Permit – Prevention of Significant Deterioration ³	2102.10.b.2	\$32,500 <u>\$50,800</u>	\$40,600	\$50,800
Installation Permit – Plantwide Applicability Limit (PAL) ³	2102.10.b.6 2102.10.b.7	\$7,500 <u>\$11,800</u>	\$9,400	\$11,800
Installation Permit – Minor Modification	2102.10.c	\$1,500 <u>\$2,400</u>	\$1,900	\$2,400
Installation Permit – Extension	2102.04.g	\$750 <u>\$1,100</u>	\$900	\$1,100
Installation Permit – Transfer of Ownership	2102.03.e	\$750 <u>\$1,100</u>	\$900	\$1,100
Installation Permit – Significant Modification, Ambient Impact Analysis	2102.10.d.2	\$9,000 <u>\$14,100</u>	\$11,300	\$14,100
Installation Permit – Significant Modification, Reassessment of control technology	2102.10.d.1	\$2,500 <u>\$6,250</u>	\$3,100	\$3,900
Emission Offset/Reduction Credit Application Administration Fee	2102.08.d	\$250	\$250	\$250
Major Source Operating Permit Application, New	2103.40.a.1	\$5,000 <u>\$12,500</u>	\$6,300	\$7,900

EXHIBIT A.1

<u>Major Source Operating Permit – Renewal/Reissuance >100 TPY</u>	2103.40.a.1	\$4,000	<u>\$20,000</u>	\$5,000	\$6,300
<u>Major Source Operating Permit – Renewal/Reissuance 50-100 TPY</u>	2103.40.a.1	\$4,000	<u>\$12,000</u>	\$5,000	\$6,300
<u>Major Source Operating Permit – Renewal/Reissuance <50 TPY</u>	2103.40.a.1	\$4,000	<u>\$10,000</u>	\$5,000	\$6,300
Major Source Operating Permit – Minor Modification	2103.40.a.1	\$1,500	<u>\$2,400</u>	\$1,900	\$2,400
Major Source Operating Permit – Significant Modification	2103.40.a.1	\$4,000	<u>\$10,000</u>	\$5,000	\$6,300
Major Source Hazardous Air Pollutant Operating Permit	2103.40.a.2		50% of OP fee	50% of OP fee	50% of OP fee
Major Source Acid Rain Deposition Operating Permit	2103.40.a.3		50% of OP fee	50% of OP fee	50% of OP fee
Major Source Non-Compliance Operating Permit	2103.40.a.4		50% of OP fee	50% of total OP fee	50% of total OP fee
Major Source Operating Permit – Admin. Amendment	2103.14.b.3	\$1,500	<u>\$2,400</u>	\$1,900	\$2,400
Major Source Operating Permit – Transfer of Ownership	2102.03.e	\$1,500	<u>\$2,400</u>	\$1,900	\$2,400
<u>Major Source Operating Permit – Annual / Maintenance Fee >100 TPY</u>	2103.40.c	\$8,000	<u>\$55,000</u>	\$10,000	\$12,500
<u>Major Source Operating Permit – Annual / Maintenance Fee 50-100 TPY</u>	2103.40.c	\$8,000	<u>\$28,000</u>	\$10,000	\$12,500
<u>Major Source Operating Permit – Annual / Maintenance Fee <50 TPY</u>	2103.40.c	\$8,000	<u>\$15,000</u>	\$10,000	\$12,500
“Co-located Major Source” – Annual Administrative/ Maintenance Fee ¹	2103.40.c	\$2,000	<u>\$3,100</u>	\$2,500	\$3,100
Major Source Operating Permit – Plantwide Applicability Limit (PAL)	2103.40.e 2103.40.f	\$10,000	<u>\$50,800</u>	\$12,500	\$15,600
Major Source Emissions Fees (The 2024 emissions fee for the emission of each ton of regulated pollutant emitted during the 2023 calendar year.)	2103.41		CPI Based- \$110.41	CPI based	CPI based



EXHIBIT A.2

The Air Quality Program requests approval from the Allegheny County Council for the following fee schedule changes. The Allegheny County Board of Health approved these fees at their September 11, 2024 meeting.

PROPOSED REVISIONS

Deletions are shown in strikethrough.

Revisions are shown in larger font, bolded and underlined.

<u>Allegheny County Health Department</u> Air Quality Program Asbestos and Abrasive Blasting Fee Schedule effective January 1, 2023 <u>2025</u>		
Description	Regulation	Fee
Abrasive Blasting Fees:		
Abrasive Blasting Permit Application	2105.51.d	\$424.00 <u>\$700</u>
Abrasive Blasting Annual Permit Administrative Fee	2105.51.d.2	\$636.00 <u>\$700</u>
Asbestos Abatement Fees:		
Asbestos Contractor License Initial/Annual Fee	2105.60.c	\$159.00 <u>\$375</u>
<u>Demolition Notice Fee for project involving removal of <160 sq ft of, or no ACM</u>	<u>2105.62.f.1.H</u>	<u>(new) \$350</u>
<u>Undersized Project Notice Fee for project involving removal of <160 sq ft of, or no ACM</u>	<u>2105.62.g.12</u>	<u>(new) \$900</u>
Asbestos Abatement Permit Applications:		
Fee for project involving removal of \geq 160 sq ft but $<$ 300 sq ft of ACM, or $<$ 160 sq ft if a permit is required under §2105.62.h.1.A.ii	2105.62.h.4	\$212.00 <u>\$375</u>
Fee for Municipal-Funded Residential Demolitions with \geq 160 sq ft of ACM	2105.62.h.4	\$350.00 <u>\$375</u>
Fee for project involving removal of \geq 300 sq ft but $<$ 1000 sq ft of ACM	2105.62.h.4	\$477.00 <u>\$600</u>
Fee for project involving removal of \geq 1000 sq ft but $<$ 2000 sq ft of ACM & Q&M plans	2105.62.h.4	\$901.00 <u>\$1,050</u>
Fee for project involving removal of \geq 2000 sq ft but $<$ 5000 sq ft of ACM	2105.62.h.4	\$1,325.00 <u>\$1,650</u>
Fee for project involving removal of \geq 5000 sq ft but $<$ 10000 sq ft of ACM	2105.62.h.4	\$1,643.00 <u>\$2,000</u>
Fee for project involving removal of \geq 10000 sq ft	2105.62.h.4	\$1,961.00 <u>\$2,600</u>
Asbestos Abatement Permit Amendment (Secondary Permit)	2105.62.h.8.A.i(a)(2) 2105.62.h.8.A.ii(a)(2) 2105.62.h.8.D.i(b)	\$212 to \$1,749 ref: reg <u>\$375 to \$2,150</u> ref: reg
Asbestos Abatement Final Clearance Re-inspection Fee	<u>2105.60.k</u> <u>2105.63.k</u>	\$159.00 <u>\$250</u>
<u>Additional Inspection Fee (all inspections based upon the number of inspections included in the inspection type)</u>		<u>(new) \$250</u>
Miscellaneous Fees:		
Hearing Board Cost Fee (if action upheld) (plus transcription & copy costs)	2109.06.c	\$53.00 <u>\$0</u>
	This page is for information only and does not replace the requirements of ACHD Article XXI.	

Make checks payable to:
Allegheny County Air Pollution Control Fund
Mail checks to:
Allegheny County Health Department
Attention: Asbestos
837 Fulton Street
Pittsburgh, PA 15233