

# MEMORANDUM

TO: Lincoln-Lancaster County Board of Health

FROM: Chris Schroeder, Air Quality Program Supervisor

DATE: October 5, 2016

RE: Proposed changes to Lincoln-Lancaster County Air Pollution Control Program Regulation and Standards (LLCAPCPRS), Article 1, Section 6: Fees

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The Lincoln-Lancaster County Health Department's (LLCHD) mission is to protect and to promote the public's health. The LLCHD's Air Quality Program helps to achieve this mission by assuring that good air quality is provided to the public. Our Air Quality Program has a primary indicator of maintaining compliance with the Environmental Protection Agency's National Ambient Air Quality Standards which are set to be protective of the public's health including vulnerable populations. Our Air Quality Program's Title V Program is completely fee funded with the remainder of our programs funded with a combination of fees and federal grant dollars.

The Air Quality Program is proposing to modify several paragraphs of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards (LLCAPCPRS), Article 1, Section 6: Fees.

## Paragraph (A) – Annual Emission Fees

- Adding specific language related to coal-fired power plants. Historically, NPPD's Sheldon Station a coal-fired power plant with a combined generating capacity of 200 megawatts or greater has funded approximately eighty percent of the Health Department's fees from air emissions. However, due to increasing regulations and market forces, Sheldon Station's emissions are projected to continue to decline. The Health Department is proposing a flat fee for coal-fired power plants with combined generating capacity of 200 megawatts or greater.
- The minimum fees for major sources, synthetic minor, and minor sources are proposed to be increased by 3 percent for fiscal year 2017 and another 3 percent for fiscal year 2018. These fees have not been increased since 2010.
- The minimum annual fee for generators operated for non-emergency purposes is proposed to be increased by 3 percent for fiscal year 2017 and another 3 percent for fiscal year 2018. This fee has not been increased since 2010.
- The per-ton emissions fees are proposed to be increased by 3 percent for calendar year 2016 emissions and another 3 percent for calendar year 2017 emissions. These fees have not been increased since October, 2013. We are also proposing to remove language related to annual emissions in excess of 1000 tons.
- Adding clarifying language related how to calculate emissions fees on a per ton basis relative to the minimum fee for the three source classifications.

Paragraph (B) – Area Sources of Hazardous Air Pollution Annual Fees

- The annual fees associated with area sources of hazardous air pollutants are proposed to be increased by 3 percent for fiscal year 2017 and another 3 percent for fiscal year 2018. This fee has historically been increased by 3 percent annually. These sources include bulk gasoline plants, gasoline dispensing facilities, surface coating facilities, plating and polishing operations, metal fabrication, and dry cleaning facilities. The last time this fee was increased was September 2015.

Paragraph (C) – National Emission Standards for Asbestos – Project Notification Fees

- The asbestos project notification fees are proposed to be increased by 3 percent for fiscal year 2017 and another 3 percent for fiscal year 2018. This fee has historically been increased by 3 percent annually. The last time this fee was increased was September 2015.

Paragraph (E) – Emergency Electrical Generator Construction Permit Fees

- The construction permit fees for emergency electrical generators are proposed to be increased by 3 percent for fiscal year 2017 and another 3 percent for fiscal year 2018. This fee has historically been increased by 3 percent annually. The last time this fee was increased was September 2015.