

**COMMONWEALTH OF VIRGINIA  
STATE AIR POLLUTION CONTROL BOARD MEETING**

**MAY 2001**

**SUBJECT:** Permit Program Fees for Stationary Sources (9 VAC 5 Chapter 80, Article 2, Rev. K97) - Request for Board Action

**SPEAKER:** Dr. Kathleen R. Sands  
Policy Analyst, Office of Air Regulatory Development  
Department of Environmental Quality

**INTRODUCTION**

On September 28, 2000, the State Air Pollution Control Board adopted final regulations for Virginia's Title V program, including 9 VAC 5 Chapter 80, Article 2, Permit Program Fees for Stationary Sources. The effective date for these five regulations was January 1, 2001. As a result of a recommendation by the Department of Planning and Budget to the Office of the Governor, however, the Department of Environmental Quality suspended the effective date of Article 2 on behalf of the board pending a reconsideration of an alternative fee payment schedule allowing for the quarterly payment of permit program fees. The department has now drafted new language which we believe will satisfy the concerns of the Department of Planning and Budget and the Office of the Governor. This new language is enclosed in square brackets and appears on pages 19 and 20 of the attached draft final regulation.

**DEPARTMENT RECOMMENDATION**

1. It is recommended that the board adopt the attached regulation with an effective date of 30 days following publication in the Virginia Register.
2. It is recommended that the regulation, if adopted, be submitted to EPA as an amendment to Virginia's Title V program.

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