

Notice: Availability of Draft Rules for Comment
Amended Draft Rules in OAC Chapter 3745-17.

Notice is hereby given that in accordance with Ohio Revised Code (ORC) 119.032 (5-year rule review), the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has reviewed the rules in Ohio Administrative Code (OAC) Chapter 3745-17, "Particulate Matter Standards." Our preliminary review indicates that all of the rules in this chapter continue to be necessary and all but one of the 10 rules in this chapter require amendment. Ohio EPA is presenting the following major draft amendments for review:

1. Ohio EPA is removing regulations and emission limits from OAC rules 3745-17-07, 3745-17-08, 3745-17-10 and 3745-17-12 for air pollution sources that are located at facilities that have been completely and permanently shut down. The removal of these sources is being made to reduce confusion due to the inclusion of emission limits for sources that no longer exist and could not be restarted without completing new source review. These sources will also be removed, where appropriate, from the definitions (OAC rule 3745-17-01) and the compliance time schedules (OAC rule 3745-17-04).
2. Ohio EPA is adding paragraphs (D) and (E) to OAC rule 3745-17-03 to provide an additional compliance option for certain facilities that are required to use a continuous opacity monitor (COM) to determine compliance with visible emissions requirements per 3745-17-03(C). In situations where a COM would not provide accurate visible emissions determinations, such as air contaminant sources that are controlled by wet scrubbers, the owner or operator may install a particulate matter continuous emission monitor (CEM) per paragraph (D) that meets U.S. EPA performance specification 11. In addition, paragraph (D) requires the air contaminant source to comply with a particulate emissions limit of 0.030 pounds of particulate emissions per million British thermal units of heat input. New paragraph (E) provides an option of using an alternate monitoring plan.
3. Ohio EPA is making various minor changes to correct typos and update the rule language in this chapter to meet legislative service commission (LSC) style and formatting guidelines. These changes are being made throughout the chapter, are minor in nature, and do not affect the scope or intent of the rules.
4. Other minor changes can be found in the Rule Synopsis included with the rule package.

Our preliminary review also indicates that the following rules continue to be necessary and without need for change: OAC rule 3745-17-09.

As part of the rule-making process, DAPC is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The DAPC is offering your organization the opportunity to comment on these rules before the division

formally proposes them.

These rules are available electronically for review at <http://epa.ohio.gov/dapc/regs/regs.aspx>. See the information under the drafts and notices for OAC chapter 3745-17, "Particulate Matter Standards." We request that you provide us with any comments you may have to the changes that have been recommended by **Friday, July 8, 2016**.

Please e-mail or mail your comments or suggestions to the following addresses. Persons submitting comments electronically are encouraged to follow-up with a hard copy via regular mail:

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Thank you,

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Division of Air Pollution Control
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