



## Early Stakeholder Outreach — Ohio Administrative Code (OAC) rule 3745-31-03 "Exemptions and Permits-by-Rule" in OAC Chapter 3745-31 "Permits-to-Install New Sources and Permit-to-Install and Operate Program."

*Ohio EPA prepares early stakeholder outreach fact sheets to ensure stakeholders are brought into the review process as early as possible and to obtain additional input and discussion before development of interested party draft rules.*

### What does OAC rule 3745-31-03 cover?

OAC rule 3745-31-03 identifies the qualifications, exemptions, and permit-by rule provisions that relieve an entity from the obligation to apply for and obtain a permit-to-install or permit-to-install and operate for the installation or modification, and operation of an air contaminant source. OAC rule 3745-31-03(A) contains the qualifications; OAC rule 3745-31-03(B) contains the permanent, federally-based, discretionary, and de-minimis source exemptions; and OAC rule 3745-31-03(C) contains the general and source specific permit-by-rule provisions.

### Why is this rule being sent out for Early Stakeholder Outreach?

The first step in the rule-making process is for Ohio EPA to identify that a rule needs to be amended, rescinded, or created. In response to EO 2011-01K, Ohio EPA has added an additional step to ensure stakeholders are brought into the rule process as early as possible. This additional interested party notification and request for information will allow for early feedback before the rule language has been developed by the Agency.

### What changes are being considered?

Pursuant to industry and agency requests, the Ohio EPA, Division of Air Pollution Control is considering amendments to OAC rule 3745-31-03 to add an additional clarification of the qualifications under OAC rule 3745-31-03(A), revise existing permanent permit exemptions and propose additional permanent permit exemptions under OAC rule 3745-31-03(B)(1), and to provide clarifications and corrections to several permit-by-rule provisions in OAC rule 3745-31-03(C).

### Who will be regulated by this rule?

Entities that will not be required to apply for and obtain a permit-to-install or permit-to-install and operate under OAC rule 3745-31-02 because of the permanent, federally-based, discretionary, and de

### How can I provide input?

The Agency is seeking stakeholder input on the rules. When preparing your comments, be sure to:

- explain your views as clearly as possible;
- describe any assumptions used;
- provide any technical information and/or data used to support your views;
- explain how you arrived at your estimate for potential burdens, benefits or costs;
- provide specific examples to illustrate your views; and
- offer alternatives.

Written comments will be accepted through close of business **Tuesday, August 1, 2017**.

Please submit input to:

Mr. Paul Braun  
Ohio EPA Division of Air Pollution Control  
PO Box 1049  
Columbus, Ohio 43216-1049  
(614)644-3734  
Paul.braun@epa.ohio.gov

### What if I have questions?

These rules can be found on Ohio EPA's website for electronic downloading at: [http://epa.ohio.gov/dapc/regs/3745\\_31.aspx](http://epa.ohio.gov/dapc/regs/3745_31.aspx) or contact Mr. Braun (information provided above).

## Early Stakeholder Outreach — OAC rule 3745-31-03 Exemptions and Permits-by-Rule

minimis source exemptions in OAC rule 3745-31-03(B) or those who elect to install or modify, and operate a source under the permit-by-rule provisions as specified in OAC rule 3745-31-03(C).

### What is the rulemaking schedule?

Upon completion of the Early Stakeholder Outreach portion of this rulemaking, Ohio EPA will make any changes necessary to the rule language and make a draft of the rule language available to the public for a 30-day review.

### What input is the Agency seeking?

The following questions may help guide you as you develop your comments.

- Is the general regulatory framework proposed the most appropriate? Should the Agency consider any alternative framework?
- What options are available for improving an identified concept? What options are available for improving the existing rule?
- Are there considerations the Agency should take into account when updating the existing rule? Are there considerations the Agency should take into account when developing a specific concept?
- Is there any information or data the Agency should be aware of when developing program concepts or rule language?

### Contact

For more information, contact Paul Braun at [paul.braun@epa.ohio.gov](mailto:paul.braun@epa.ohio.gov) or (614)644-3734.