

**NOTICE OF ADOPTION OF RULES
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Rules Governing

Composting and Multi-Program Rules

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has final filed the following rules of the Ohio Administrative Code:

Rule Number	Rule Title	Action
3745-27-40	Authorized feedstocks, bulking agents, and additives and classification of composting facilities.	Rescind
3745-27-41	Notification requirements for class II, III, and IV composting facilities.	Rescind
3745-27-42	Permit to install for class I solid waste composting facilities.	Rescind
3745-27-43	Additional criteria for approval of permit to install applications for class I solid waste composting facilities.	Rescind
3745-27-45	Composting facility operations.	Rescind
3745-27-46	Standards for compost products.	Rescind
3745-27-47	Closure of composting facilities.	Rescind
Composting Program Chapter OAC 3745-560		
Definitions and Administrative Requirements for a Composting Facility		
3745-560-01	Composting facilities – applicability.	New
3745-560-02	Composting facilities – definitions.	New
3745-560-03	Plan view drawing update for class IV composting facilities.	New
3745-560-04	Composting – log of operations and annual report forms.	New
3745-560-05	Composting - closure cost estimate.	New
Class I Composting Facilities		
3745-560-100	Class I composting facility establishment.	New
3745-560-101	Criteria and procedures for approval, termination, revocation, and administrative change of a class I composting facility permit to install.	New
3745-560-102	Procedures for commencement of operations at class I composting facilities.	New
3745-560-105	Alternative materials request for class I composting facilities.	New
3745-560-110	Operational requirements for class I composting facilities.	New
3745-560-115	Record keeping requirements for class I composting facilities.	New
3745-560-120	Compost distribution requirements for class I composting facilities.	New
3745-560-125	Compost sampling and testing requirements for class I composting facilities.	New
3745-560-130	Compost quality standards for class I composting facilities.	New
3745-560-135	Closure requirements for class I composting facilities.	New
Class II Composting Facilities		
3745-560-200	Class II composting facility establishment.	New
3745-560-201	Criteria for approval and termination of a class II composting facility registration.	New
3745-560-202	Procedures for commencement of operations at class II composting facilities.	New
3745-560-205	Alternative materials request for class II composting facilities.	New
3745-560-210	Operational requirements for class II composting facilities.	New
3745-560-215	Record keeping requirements for class II composting facilities.	New

3745-560-220	Compost distribution requirements for class II composting facilities.	New
3745-560-225	Compost sampling and testing requirements for class II composting facilities.	New
3745-560-230	Compost quality standards for class II composting facilities.	New
3745-560-235	Closure requirements for class II composting facilities.	New
Class III Composting Facilities		
3745-560-300	Class III composting facility establishment.	New
3745-560-301	Criteria for approval and termination of a class III composting facility registration.	New
3745-560-302	Procedures for commencement of operations at class III composting facilities.	New
3745-560-310	Operational requirements for class III composting facilities.	New
3745-560-315	Record keeping requirements for class III composting facilities.	New
3745-560-320	Compost distribution requirements for class III composting facilities.	New
3745-560-325	Compost sampling and testing requirements for class III composting facilities.	New
3745-560-330	Compost quality standards for class III composting facilities.	New
3745-560-335	Closure requirements for class III composting facilities.	New
Class IV Composting Facilities		
3745-560-400	Class IV composting facility establishment.	New
3745-560-401	Criteria for approval and termination of a class IV composting facility registration.	New
3745-560-402	Procedures for commencement of operations at class IV composting facilities.	New
3745-560-410	Operational requirements for class IV composting facilities.	New
3745-560-415	Record keeping requirements for class IV composting facilities.	New
3745-560-435	Closure requirements for class IV composting facilities.	New
Multi-Program General Administration OAC 3745-500		
3745-500-01	General administration - applicability	New
3745-500-02	General administration - definitions	New
3745-500-03	Incorporation by reference	New
3745-500-35	Relationships among authorizing documents, rules, and the authority of the director and board of health	New
3745-500-50	Signatures	New
3745-500-120	Procedures for issuing, denying, modifying, transferring, and revoking licenses and permits to install	New
3745-500-130	Retention and distribution of authorizing documents – procedures for boards of health and Ohio EPA	New
3745-500-150	Alteration to a solid waste permit to install	New
3745-500-210	Variances for solid waste facilities	New
3745-500-220	Exemptions from solid waste requirements	New
3745-500-330	Termination of a permit to install issued under Chapter 3734. of the Revised Code	New
3745-500-350	Causes for revoking a permit to install issued under Chapter 3734. of the Revised Code	New
3745-500-360	Administrative change to a permit to install.	New
Multi-Program Licensing OAC 3745-501		
3745-501-01	Licensing – applicability.	New
3745-501-02	Licensing – definitions.	New
3745-501-05	Licenses required for solid waste facilities.	New
3745-501-10	License applications, application procedures, and remittal of fees after license issuance.	New
3745-501-15	Criteria for issuing or denying facility licenses.	New
3745-501-20	Procedures for the licensing authority for reviewing and considering license applications.	New

3745-501-35	Transfer of licenses.	New
3745-501-40	Suspension or revocation of a license.	New
Multi-Program Financial Assurance OAC 3745-503		
3745-503-01	Financial assurance – applicability.	New
3745-503-02	Financial assurance – definitions.	New
3745-503-05	Financial assurance for a solid waste facility closure.	New
3745-503-20	Wording of financial assurance instruments.	New

The Director's order of rescission and adoption was issued on February 16, 2012. These rescinded and adopted rules will become effective on April 2, 2012.

The Director's action in this matter is pursuant to the procedural requirements of Ohio Revised Code Chapter 119 and is based upon the record of the public hearing conducted by Ohio EPA on January 4, 2012 and comments received during the public comment period.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Josh Mandel," which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
77 South High Street, 17th Floor
Columbus, Ohio 43215