



Early Stakeholder Outreach — Permit to Install Rules (OAC 3745-42-01, -06, -08 & -11)

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 3745-42-01, -06, -08 and -11 cover?

The Permit to Install program rules in the Ohio Administrative Code covers the design and technical requirements of wastewater collection and treatment systems prior to their construction. The following is a short description of four rules within the chapter:

- OAC 3745-42-01 contains the definitions for the chapter.
- OAC 3745-42-06 contains the administrative and procedural requirements for general permits to install.
- OAC 3745-42-08 includes the isolation distance requirements that must be followed in the design of wastewater disposal systems.
- OAC 3745-42-11 contains the design and management requirements for sanitary and industrial wastewater holding tanks.

Why are these rules 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The first step in the rule-making process is for Ohio EPA to identify that a rule needs to be amended, rescinded, or created.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?

At this time the Agency is considering minor revisions to the rules including: update of references, web links and dates of the more recent version of documents, update of rule cross-references, and update of rule style to be consistent with the Legislative Service Commission's rule drafting manual.

How can I provide input?

The Agency is seeking stakeholder input on the permit to install program 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 **June 6, 2014**. Please submit input to:

Rule Coordinator
Ohio EPA, Division of Surface Water
P.O. Box 1049
Columbus, Ohio 43216-1019
dsw_rulecomments@epa.ohio.gov

What if I have questions?

This fact sheet is available on the Division of Surface Water website at www.epa.ohio.gov/dsw. For more information about the rulemaking, please contact tanushree.courlas@epa.ohio.gov.

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Who will be regulated by these rules?

Any applicant for a permit to install or plan approval for wastewater disposal will be regulated by the rules. This includes government entities, businesses and industries.

What is the rulemaking schedule?

The Agency is planning to release a draft version of these rules for interested party review and comment in summer of 2014.

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?
- 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?

Ohio EPA would especially like to hear information regarding the following from stakeholders who may be impacted by the new program.

- Would this regulatory program have a positive impact on your business? Please explain how.
- Would this regulatory program have an adverse impact on your business? If so, please identify the nature of the adverse impact (for example, license fees, fines, employer time for compliance).