



Proposed Rules – Connection Ban Standards

OAC Chapter 3745-11

What does OAC Chapter 3745-11 cover?

Ohio Administrative Code (OAC) Chapter 3745-11 covers the administrative procedures for the Director's issuance of connection bans.

- Rule 3745-11-01 covers the definitions used in OAC Chapter 3745-11.
- Rule 3745-11-02 specifies the conditions that warrant a standard connection ban or special connection ban.
- Rule 3745-11-03 describes how to apply for a variance from a connection ban.

Why are these rules under review?

Section 119.032 of the Ohio Revised Code (ORC) requires Ohio EPA to review its rules every five years to determine whether they should be changed. The Agency has reviewed OAC Chapter 3745-11 and has identified necessary revisions.

What changes are being proposed?

There are no major revisions proposed to these rules. Revisions consist of changing the definition of "treatment works" to be consistent with the statutory definition contained in ORC 6111.01 and editorial revisions for consistency with the Legislative Service Commission's rule drafting manual.

Are there changes from the September 2013 draft rule revision?

No.

Who will be regulated by these rules?

Applicability of the rules will not differ from the current version of the rules, which includes anyone responsible for the construction and operation of a treatment works and anyone responsible for the issuance of permits to construct new connections or treatment works. If a standard connection ban is imposed in an area, no new wastewater connections may be made to the treatment works or sewerage system located in the area defined in the ban. If a special connection ban is imposed in an area, no new household sewage treatment systems may be constructed if it can be shown that pollutants from new household systems will be discharged to waters of the state.

What additional information is the Agency seeking?

The Agency wants to hear from interested stakeholders (public, local officials and consultants) who may be impacted by these rule revisions. General comments and specific factual information are welcome.

How are the amendments formatted in the proposed rules?

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Text proposed for deletion is struck through; new text is underlined.

What is the rulemaking schedule?

A public hearing on these proposed rules will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held at the **Ohio EPA Conference Center, Room A, 50 West Town Street, Suite 700, in Columbus, Ohio at 2:00 p.m. on February 10, 2014**. The purpose of the public hearing is to give interested persons the opportunity to present oral or written comments on the proposed rules.

At the close of the public comment period, the Agency will review the comments, make any necessary changes to the rules, and then adopt the rules. This is roughly a two-month process from the close of the comment period. A responsiveness summary will be prepared and sent to everyone who comments on the proposed rules or requests a copy. Final rules could be adopted in spring 2014.

How can I comment on the proposed rules?

Please submit your comments in one of the following ways:

By email: dsw_rulecomments@epa.ohio.gov

By fax: (614) 644-2745

By postal mail: Rule Coordinator, Ohio EPA, Division of Surface Water, P.O. Box 1049, Columbus, OH 43216-1049

Comments on the proposed rules must be received no later than 2:00 p.m. on February 10, 2014.

How can I get more information?

Copies of this fact sheet and the proposed rules are on the Division of Surface Water website at:

www.epa.ohio.gov/dsw/dswrules.aspx. For more information about the proposed rules, please contact: Mark Stump at (614) 644-2028 or mark.stump@epa.ohio.gov.