

State of Ohio
Ohio Environmental Protection Agency
Notice of Adoption of Rules

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 contained in Ohio Administrative Code (OAC) chapter 3745-100. These rules are related to the Toxic Release Inventory (TRI) reporting requirements. Our preliminary review indicates that these rules continue to be necessary and that amendment of some of the rules in this chapter is necessary.

Amendments are being made to rules 3745-100-01, 3745-100-03, 3745-100-05, and 3745-100-07 through 3745-100-17 to bring the rules in line with federal requirements, to correct minor typographical errors, to fulfill the formatting requirements of the Legislative Services commission (LSC), to add and update citation information on materials referenced in these rules. Specific information on the amendments to these rules can be found in the rule synopsis document, available electronically at the URL listed at the end of this notice.

DAPC provided facilities, trade associations and other interested parties an informal comment period that ended April 8, 2011 and received no comments on these rule amendments. These rules were filed with JCARR on August 10, 2011. Pursuant to Chapter 119.03 of the Ohio Revised Code, a public hearing on this rule review was held on Friday, September 23, 2011, in Columbus, Ohio. There were no comments received during the comment period and no changes were made to the proposed rules as a result of public comment. These rules were considered by JCARR during its hearing of October 3, 2011, on the consent agenda and no comments were offered. JCARR jurisdiction ended on October 15, 2011. The Director's order of adoption was issued on October 25, 2011. **The effective date of these rules is November 4, 2011.**

To request a copy of these rules, obtain further information, or inspect or request copies of agency files and records pertaining to the proceeding contact Muhammad Elsalahat, Ohio EPA, Division of Air Pollution Control, TRI Unit, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049. This rule is available on the Web page for electronic downloading at: <http://www.epa.ohio.gov/dapc/regs/regs.aspx#3745-100>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Ohio Revised Code Section 3745.04. 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 ERAC within thirty (30) days after notice of the Director's action, at 236 East Town Street, Room 300, Columbus, Ohio 43215. Copies of the appeal must be served upon the Director of the Ohio EPA within three (3) days of filing with ERAC. Ohio EPA also requests that a copy of the appeal be served upon the Environmental Enforcement Section of the Ohio Attorney General's Office.