

*** DRAFT – NOT FOR FILING ***

3745-520-370

Expiration of a permit to install - extension and renewal requests.

(A) If a permittee has not established the C&DD facility, has not undertaken a continuing program of construction, has not entered into a binding contractual obligation to undertake and complete a continuing program of construction within a reasonable time, or has not obtained an extension pursuant to this rule, a permit to install shall expire upon the third anniversary of the issuance of the permit to install.

(B) Requests for an extension of a permit to install expiration date.

(1) A permittee may submit a written request for an extension of the expiration date to the approved board of health or to the director in the absence of an approved board of health.

(2) If the permittee submits a request for an extension of the expiration date to the approved board of health, the permittee shall notify Ohio EPA of the submittal of an extension request concurrent to submitting the request to the approved board of health. The notification shall be in writing and shall contain sufficient detail to understand the scope and nature of the extension request.

(3) The request for an extension shall contain at a minimum the following information:

(a) C&DD facility name and location information.

(b) Permittee, owner, operator, and property titleholder information including but not limited to name, mailing address, and phone number.

(c) Justification for the extension of time.

(d) Demonstration that the C&DD facility satisfies the applicable siting criteria and design standards established in the rules in effect on the date the permit to install is to expire.

(4) Upon request from Ohio EPA or the approved board of health, the permittee shall submit additional and identically complete copies of the extension request.

(C) Permitting authority procedures for a request for an extension of a permit to install expiration date.

(1) The permitting authority may decline to act on a request for an extension of a permit to install expiration date.

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- (2) The permitting authority shall not approve a request for an extension unless the permitting authority determines the following:
 - (a) The C&DD facility satisfies the applicable siting criteria and design standards established in the rules in effect on the date the permit to install is to expire.
 - (b) The permittee submitted a request that conforms to this rule.
- (3) If the permitting authority approves a request for an extension of the expiration date, the extension shall not exceed twelve months.
- (4) The permitting authority shall retain and distribute copies of the signed approval letter and copies of any associated information pursuant to rule 3745-500-130 of the Administrative Code.
- (5) The permitting authority shall not approve more than two extensions under this rule for each permit to install.
- (D) If a permittee has established a C&DD facility, the permit to install for the facility will expire on the tenth anniversary of the issuance of the permit to install, unless it is renewed pursuant to this rule, and will expire every ten years thereafter, unless it is renewed every ten years pursuant to this rule.
 - (1) A request for renewal of a permit to install shall be submitted prior to expiration of the permit to install.
 - (2) A permittee shall submit a renewal request to the approved board of health or to the director in the absence of an approved board of health.
 - (3) If the permittee submits a renewal request to the approved board of health, the permittee shall notify Ohio EPA of the submittal of a renewal request concurrent to submitting the request to the approved board of health. The notification shall be in writing and shall contain sufficient detail to understand the scope and nature of the renewal request.
 - (4) The request for renewal shall include at a minimum the following information:
 - (a) Facility name and location information.
 - (b) Permittee, preparer, owner, operator, and property titleholder information including but not limited to name, mailing address, and phone number.
 - (c) A demonstration that the unconstructed portions of the facility satisfy the design standards established in the rules in effect on the date the permit to install is to expire.

