

\*\*\* DRAFT - NOT YET FILED \*\*\*

3745-33-03

**Permit applications.**

- (A) Applications for Ohio NPDES permits shall be filed only on forms approved by ~~the~~ Ohio EPA and shall contain such information as ~~the~~ Ohio EPA deems necessary. These forms may be electronic.
- (B) Any person proposing to commence the discharge of pollutants shall file an application at least one hundred eighty days prior to commencement of the discharge. If a permit renewal application is submitted at least one hundred eighty days prior to the expiration date of the existing permit, and the director does not issue a new permit before the expiration date, the conditions of the expired permit shall continue in force until the director acts on the permit application.
- (C) Application requirements for materials added to wastewater.
- (1) The applicant shall attach to the application a list of chemicals or substances that the applicant proposes to add to the wastewater being or to be discharged including, but not limited to, maintenance chemicals and chemicals used to aid in the treatment of the wastewater.
  - (2) If these chemicals or substances have not been approved in a permit to install issued under Chapter 3745-42 of the Administrative Code or director's final findings and orders, the applicant shall also attach to the application, for each chemical or substance, material safety data sheets (MSDS). The following substances are exempt from the MSDS submission requirement:
    - (a) Acids and bases used only to alter the pH of discharge;
    - (b) Ferric chloride;
    - (c) Aluminum sulfate; and
    - (d) Sodium bisulfite.
- (D) Any application that on its face fails to provide Ohio EPA with requested information needed for ascertaining compliance with the applicable provisions of this chapter, may be considered defective. Ohio EPA may either request additional information or return the application to the applicant without further processing. An indication of the deficiency shall accompany the application returned.

(E) An application submitted to the director pursuant to this chapter shall be signed as follows:

- (1) In the case of a corporation, by a responsible corporate officer. For these purposes, a responsible corporate officer means:
  - (a) A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy- or decision-making functions for the corporation; or
  - (b) The manager of one or more manufacturing, production or operating facilities, provided the manager is authorized to make management decisions ~~which~~that govern the operation of the regulated facility including having explicit or implicit duty of making major capital investment recommendations, and initiating and directing other comprehensive measures to assure long-term environmental compliance with environmental laws and regulations; the manager can ensure that the necessary systems are established or actions taken to gather complete and accurate information for permit application requirements; and where authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.
- (2) In the case of a partnership, by a general partner.
- (3) In the case of a sole proprietorship, by the proprietor.
- (4) In the case of a municipal, state, or other public facility, by either the principal executive officer, the ranking elected official or other duly authorized employee.

Effective:

R.C. 119.032 review dates:

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Certification

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Date

Promulgated Under:	119.03
Statutory Authority:	6111.03
Rule Amplifies:	6111.03
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