

Wastewater Pollution Control – Interested Party Review

Draft Revisions for Permit to Install Rule

Design flow and waste strength requirements for treatment works sized for one hundred thousand gallons per day or less. (OAC 3745-42-05)

What does OAC 3745-42 cover?

This chapter of the Ohio Administrative Code (OAC) provides administrative and technical requirements for submitting a Permit to Install (PTI) or plan approval application to the Ohio Environmental Protection Agency, Division of Surface Water for wastewater treatment and disposal.

Why is this rule being amended?

This rule in OAC Chapter 3745-42 has been reviewed pursuant to section 119.032 of the Ohio Revised Code (ORC). Ohio EPA is required to review its rules every five years to determine if the rules need revisited. The Agency has identified minor updates to be made at this time.

What changes are being considered?

Revisions being considered include:

- ✓ Revising the title to reflect that the rule provides both design flows and waste strengths;
- ✓ Including additional information on how flow storage and equalization should be addressed by the rule;
- ✓ Rewording the data submittal standards for waste strength characterization;
- ✓ Replacing the jpg of table A-1 with the same table A-1, created as an actual table in the rule authoring software. The table does not look as nice but edits will be easier with the actual table in the rule; and
- ✓ Updating table A-1's information for gas stations/convenience stores.

Who will be regulated by this rule?

Applicability of the rule will not differ from the current version of the rule, which includes owners and operators of wastewater treatment works sized for 100,000 gallons per day or less.

What additional information is the Agency seeking?

The Agency wants to hear from interested stakeholders (public, local officials, National Pollutant Discharge Elimination System (NPDES) permit holders and Permit to Install holders) who may be impacted by these rule revisions. General comments and specific factual information are welcome.

How are the amendments formatted in the draft rule?

Text being considered for deletion is struck through; and new text being considered is underlined.

What is the rulemaking schedule?

At this time, the Agency is soliciting initial input on these draft rule revisions. Ohio EPA is required by Section 121.39(D) of the Ohio Revised Code to contact potentially affected parties prior to adopting rule changes.

At the close of the draft rule comment period, the Agency will review the comments and make necessary changes to the rule. The Agency will then file the proposed rule with the Joint Commission on Agency Rule Review (JCARR), the Legislative Service Commission and the Secretary of the State.

At that point, another comment period, including one or more public hearings, will be scheduled. After the close of that public comment period, the Agency will review the comments, make any necessary changes and then adopt the final rule.

Ohio EPA expects to file the proposed rule in early Fall. The final rule could be adopted by the end of this year.

How can I provide input on the draft revisions?

Please submit your comments in one of the following

Wastewater Pollution Control –

Draft Revisions for OAC 3745-42-05

ways:

By email: dsw_rulecomments@epa.state.oh.us

By fax: (614) 644-2745

By postal mail:

Rule Coordinator

Ohio EPA, Division of Surface Water

P.O. Box 1049

Columbus, Ohio 43216-1049

Comments on the draft rule must be received no later than **5:00 p.m. on October 14, 2011.**

How can I get more information?

Copies of this fact sheet and the draft rule are on the Division of Surface Water website at www.epa.ohio.gov/dsw.

For more information about the draft rule, please contact:

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