

**BEFORE THE  
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice  
Proposed Rulemaking Governing  
National Pollutant Discharge Elimination System and Pretreatment Permit Programs**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 6111.03 and 6111.042 of the Ohio Revised Code and in accordance with Chapter 119. of the Ohio Revised Code, proposes to adopt amendments to the following rules of the Ohio Administrative Code (OAC):

<b>Rule #</b>	<b>Rule Title</b>	<b>Action</b>
3745-33-04	OAC Chapter 3745-33 Ohio NPDES Permits. Permit actions.	Amend
3745-36-03	OAC Chapter 3745-36 Permit Program Regulating Discharge of Nondomestic Wastewater into a POTW. Individual indirect discharge permits.	Amend

Revisions are proposed to the sections of these two rules that address the conditions under which the Agency may renew permits. On June 5, 2012, the Governor signed into law Senate Bill 294, the Agency's Omnibus Bill. Included in this bill was a revision to Ohio Revised Code 6111.03(J)(3), which would provide the Director with the discretion to renew a permittee's permit or deny the renewal. Since the statute has been revised, the Agency is proposing to amend rule language to be consistent with the statute.

The public comment period will run until **5:00 p.m. on February 26, 2013**. A public hearing on these proposed rule amendments will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held in **Conference Room B at the Ohio EPA Central Office, 50 West Town Street, Suite 700, Columbus, Ohio at 11:00 a.m. on February 26, 2013**. All visitors to Ohio EPA must register at the Security desk in the lobby upon arrival. Please bring photo identification (such as a valid driver's license). For security reasons, visitors are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.

To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rules.

Ohio EPA Public Notice  
Proposed Rulemaking Governing Surface Water  
NPDES and Pretreatment Programs  
Page 2 of 2

Written testimony should be sent to the attention of Rule Coordinator at the Ohio EPA Division of Surface Water, P.O. Box 1049, Columbus, Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by **5:00 p.m. on February 26, 2013**, will be considered by Ohio EPA prior to final action on this rulemaking. Written comments submitted after this date may be considered as time and circumstances permit.

The proposed rules and a fact sheet explaining the rule revisions are posted on the Ohio EPA website at [www.epa.ohio.gov/dsw/dswrules.aspx](http://www.epa.ohio.gov/dsw/dswrules.aspx). The proposed rules are also available on the Register of Ohio website at [www.registerofohio.state.oh.us](http://www.registerofohio.state.oh.us). If you are unable to access the websites or have questions about the proposed rules, contact Eric Nygaard, Division of Surface Water, at (614) 644-2024 or [eric.nygaard@epa.ohio.gov](mailto:eric.nygaard@epa.ohio.gov).