

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice
Proposed Rulemaking Governing
Pretreatment and Indirect Discharge Program**

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 Revised Code, proposes to adopt amendments to the following rules of the Ohio Administrative Code:

Rule #	Rule Title	Action
OAC Chapter 3745-3 Industrial Discharges to Publicly Owned Treatment Works		
3745-3-01	Definitions.	Amend
3745-3-03	POTW pretreatment programs.	Amend
3745-3-04	Prohibited discharges.	Amend
3745-3-06	Reporting requirements for industrial users.	Amend
3745-3-07	Trade secrets; request for confidentiality.	Amend
3745-3-09	General requirements governing application of pretreatment standards.	Amend
OAC Chapter 3745-36 Permit Program Regulating Discharge of Nondomestic Wastewater into a POTW		
3745-36-02	Definitions.	Amend
3745-36-03	Individual indirect discharge permits.	Amend

The pretreatment and indirect discharge programs regulate the discharge of industrial wastewater from industrial facilities into publicly owned treatment works (POTWs). These facilities, known as industrial users, discharge process wastewater often contaminated by a variety of toxic or otherwise harmful substances. Because POTWs are usually not specifically designed to treat these substances, pretreatment programs are needed to eliminate potentially serious problems that occur when these substances are discharged into public sewer systems. The pretreatment program is mandated under the federal Clean Water Act and U.S. EPA has delegated the program to Ohio for implementation. These two chapters of the Ohio Administrative Code provide the administrative requirements for the development and implementation of pretreatment programs.

Section 119.032 of the Revised Code requires Ohio EPA to review its rules every five years to determine whether they should be changed. The Agency has reviewed the pretreatment and indirect discharge programs rules and has identified needed changes. The following four rules in these chapters, OAC 3745-3-02, 3745-3-05, 3745-36-01 and 3745-36-06, are being filed

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concurrently with no changes.

The public comment period will run until **5:00 p.m. on July 11, 2012**. 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 A at the Ohio EPA Central Office, 50 West Town Street, Suite 700, Columbus, Ohio at 10:30 a.m. on July 11, 2012**. 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.

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 July 11, 2012**, 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/Home.aspx. The proposed rules are also available on the Register of Ohio website at www.registerofohio.state.oh.us. If you are unable to access the websites or have questions about the proposed rules, contact Ryan Laake, Division of Surface Water, at (614) 644-2134 or ryan.laake@epa.state.oh.us.