

RULE SYNOPSIS

Draft rule language for Ohio's Startup, Shutdown or Malfunction and Scheduled Maintenance Rules
Ohio Administrative Code (OAC) Rules 3745-14-11, 3745-15-01, 3745-15-06,
and 3745-17-07

The Ohio EPA Division of Air Pollution Control (DAPC) has completed draft rule language for rules 3745-14-11, 3745-15-01, 3745-15-06, and 3745-17-07 of the Ohio Administrative Code (OAC). The amended language is associated with Ohio's rules on start-up, shut-down, malfunction and scheduled maintenance of air pollution control equipment.

Ohio's startup, shut down or malfunction (SSM) and scheduled maintenance (SM) rules include regulations for identifying and reporting excess emissions during periods of startup, shut down or malfunction and how to handle scheduled maintenance of air pollution control equipment. Ohio EPA is performing this rulemaking in response to a U.S. EPA call for modifications to the rules on June 12, 2015 in 80 FR 33840. The amendments to these rules will be proposed to U.S. EPA as modifications to Ohio's state implementation plan (SIP) for the attainment and maintenance of the national ambient air quality standards (NAAQS). U.S. EPA has set a deadline of November 22, 2016 for submittal of these rules.

The following changes are being made to the rules for this rulemaking:

1. OAC rule 3745-14-11 - Portland Cement Kilns

- a. DAPC is deleting the language in paragraph (D) of this rule. Portland Cement Kilns will now be subject to the SSM and SM requirements in OAC rule 3745-15-06.

2. OAC rule 3745-15-01 – Definitions

- a. DAPC is adding a new definition in paragraph (P) for "Malfunction."

3. OAC rule 3745-15-06 - Malfunction of equipment; scheduled maintenance; reporting

- a. Ohio EPA is changing the procedures in paragraph (A)(3) from requesting an authorization to providing a notification and associated changes to subparagraphs regarding the information required in the notification.
- b. Ohio EPA is adding new language in paragraph (A)(4). This language addresses the procedure that sources must take in the event that a complete shut down of the source during scheduled maintenance of air pollution control equipment would damage the source.
- c. Ohio EPA is adding new language in paragraph (A)(5) requiring that owner or operator of the source shall provide a notification of completion of the scheduled maintenance to Ohio EPA within 5 days of completion of the scheduled maintenance.
- d. Ohio EPA is adding new language in paragraph (A)(6) requiring that any

exceedance of an emission limit or term and condition of an air pollution control permit shall be reported as a deviation according to OAC Chapter 3745-77 or paragraph (D) of rule 3745-15-03 of the Administrative Code.

4. OAC rule 3745-17-07 - Control of visible particulate emissions from stationary sources

- a. DAPC is adding the language, "...that does not cause an exceedance or violation of a national ambient air quality standard or cause a violation of rule 3745-15-07 of the Administrative Code..." to the malfunction language in paragraphs (A)(3)(c) paragraph (B)(11)(f).