

3745-599-01

Beneficial use and harbor sediment authorization - applicability.**(A) ~~This~~ Beneficial use.**

~~(1)~~ (1) ~~This chapter is the program chapter for~~ authorizes the beneficial use of the following wastes, including instances where the waste is commingled with other materials, that are placed on land or burned unless otherwise excluded as provided in rule 3745-599-05 of the Administrative Code:

~~(1)~~(a) Foundry sands that are a solid waste, industrial waste, or other waste.

~~(2)~~(b) Material resulting from the treatment of a public water system's source water supply for drinking or industrial purposes that are a solid waste, industrial waste, or other waste.

~~(3)~~(c) Solid waste, industrial waste, or other waste for use as fuel or as an ingredient in a combustion unit.

~~(4)~~(d) ~~Material excavated or dredged from a federal navigational channel during harbor or navigation maintenance activities.~~ Lake Erie dredge that is a solid waste or an other waste.

~~(5)~~(e) Sewage sludge incinerator ash.

~~(B)~~ ~~This beneficial use program chapter establishes a regulatory framework for beneficial use of a beneficial use byproduct and contains definitions, exclusions, and authorization and permit procedures applicable to the beneficial use of a beneficial use byproduct.~~

~~(C)~~(2) When a beneficial use byproduct has been managed and beneficially used in accordance with this chapter, the beneficial use byproduct that has been beneficially used is not a solid waste under Chapter 3734. of the Revised Code.

(B) Harbor sediment authorization. This chapter authorizes the director to issue a harbor sediment authorization for lake Erie dredge that the director determines is neither a solid waste nor an other waste. A harbor sediment authorization issued in accordance with this chapter does not authorize the placement of any material into waters of the state.

[Comment: Placement of materials into waters of the state may require an authorization pursuant to Chapter 6111. of the Revised Code.]

~~(D)~~(C) Compliance with this chapter, or permits authorized hereunder, does not relieve any person of obligations under state or federal laws and rules.

Effective:

Five Year Review (FYR) Dates: 11/29/2018

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3734.02, 6111.03, 6111.035, 6111.32, 6111.34
Rule Amplifies: 3734.02, 6111.03, 6111.035, 6111.32, 6111.33,
6111.34
Prior Effective Dates: 03/31/2017