

TO BE RESCINDED

3745-30-02 **Applicability.**

- (A) Chapter 3745-30 of the Administrative Code is applicable only to a sanitary landfill facility which, in accordance with paragraph (C) of rule 3745-30-01 of the Administrative Code, may be deemed a residual waste landfill facility.
- (B) Chapter 3745-30 of the Administrative Code is applicable to a facility originally permitted and licensed as a residual waste landfill facility after the effective date of this rule.
- (C) The licensee of a facility as specified in paragraph (A) of this rule may submit to the director the residual waste identification information specified in paragraphs (C)(3)(a) and (C)(3)(b) of rule 3745-30-05 of the Administrative Code, and upon authorization of the director, the facility shall be licensed as a residual waste landfill facility, subject to the provisions of Chapter 3745-30 of the Administrative Code in lieu of rules 3745-27-01 to 3745-27-19 of the Administrative Code, except where those rules are referenced in Chapter 3745-30 of the Administrative Code.
- (D) For the purpose of determining the applicability of the requirements of Chapter 3745-30 to a class I, class II, class III, or class IV residual waste landfill facility, the applicant, permittee, or licensee shall refer to the following:
- (1) Paragraphs (B) and (C) of rule 3745-30-06 of the Administrative Code for siting criteria.
 - (2) Paragraph (E) of rule 3745-30-06 of the Administrative Code for the engineered components specified in paragraph (C) of rule 3745-30-07 of the Administrative Code.
 - (3) Paragraph (A) of rule 3745-30-08 of the Administrative Code for ground-water monitoring requirements.
 - (4) Paragraph (A) of rule 3745-30-09 of the Administrative Code for final closure/post-closure plan submittal requirements.
 - (5) Paragraph (A) of rule 3745-30-10 of the Administrative Code for post closure care requirements.
 - (6) Paragraph (A) of rules 3745-27-15, 3745-27-16, and 3745-27-18 of the Administrative Code for financial assurance requirements.
 - (7) Paragraph (A) of rule 3745-30-14 of the Administrative Code for operational requirements.

- (8) For a class IV residual waste landfill facility, the applicant, permittee, or licensee shall refer to paragraph (C) of rule 3745-30-04 of the Administrative Code.
- (E) Ohio Administrative Code rules 3745-27-01, 3745-27-02, 3745-27-04, and 3745-27-05 apply to Chapter 3745-30 of the Administrative Code.
- (F) Chapter 3745-30 of the Administrative Code shall not apply to spent foundry sand, fly ash, and bottom ash which has been determined to be nontoxic by the Ohio environmental protection agency, or to any facility which exclusively disposes of such wastes.
- (G) Chapter 3745-30 of the Administrative Code shall not apply to the beneficial use of coal-combustion waste materials authorized under section 1513.02 of the Revised Code.
- (H) Chapter 3745-30 of the Administrative Code shall not apply to the beneficial use of lime mining wastes authorized under section 1514.081 of the Revised Code.

Effective:

Five Year Review (FYR) Dates: 11/5/2020

Certification

Date

Promulgated Under: 119.03
Statutory Authority: 3734.02
Rule Amplifies: 3734.02
Prior Effective Dates: 01/13/1992, 08/15/2003, 05/18/2015