



Early Stakeholder Outreach — OAC Chapter 3745-110 – Nitrogen Oxides - Reasonably Available Control Technology Regulations

Ohio EPA prepares early stakeholder outreach fact sheets to ensure stakeholders are brought into the review process as early as possible and to obtain additional input and discussion before development of interested party draft rules.

What does OAC Chapter 3745-110 cover?

Chapter 3745-110 of the Ohio Administrative Code (OAC) establishes requirements for emissions of Nitrogen oxides (NO_x) from very large, large, mid-size, and small boilers, stationary combustion turbines, or stationary internal combustion engines as defined in OAC rule 3745-110-01, or the boiler is located at a facility that emits or has the potential to emit a total of more than one hundred tons per year of NO_x emissions from all sources at that facility. NO_x is a precursor compound which, along with volatile organic compounds (VOCs) can form ozone. Ozone is one of the compounds of interest for which a National Ambient Air Quality Standard (NAAQS) has been established under the Clean Air Act.

Why are these rules being sent out for Early Stakeholder Outreach?

The first step in the rule-making process is for Ohio EPA to identify that a rule needs to be amended, rescinded, or created. In response to the Governor's Executive Order (EO) 2011-01K, Ohio EPA has added an additional step to ensure stakeholders are brought into the rule process as early as possible. This additional interested party notification and request for information will allow for early feedback before the rule language has been developed by the Agency.

What changes are being considered?

At this time, Ohio EPA is considering making changes to OAC rule 3745-110-03 to add site specific requirements for three facilities in northeast Ohio, adding exemptions in paragraph (K) of OAC rule 3745-110-03 for lime kilns and stationary internal combustion engines and making several minor changes to correct typos and formatting issues in the rule. Ohio EPA will also consider other changes, as warranted, based on comments received.

Who will be regulated by these rules?

The rules in OAC Chapter 3745-110 are applicable to very large, large, mid-size, and small boilers, stationary combustion turbines, or stationary internal combustion engines as defined in OAC rule 3745-110-01, or boilers located at a facility that emits or has the potential to emit a total of more than one hundred tons per

How can I provide input?

The Agency is seeking stakeholder input on the above mentioned rules. When preparing your comments, be sure to:

- explain your views as clearly as possible;
- describe any assumptions used;
- provide any technical information and/or data used to support your views;
- explain how you arrived at your estimate for potential burdens, benefits or costs;
- provide specific examples to illustrate your views; and
- offer alternatives.

Written comments will be accepted through close of business **Tuesday, June 9, 2015.**

Please submit input to:

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Columbus, Ohio 43216-1049
(614)644-3134
Paul.braun@epa.ohio.gov

What if I have questions?

These rules can be found on Ohio EPA's website for electronic downloading at: http://epa.ohio.gov/dapc/regs/3745_110.aspx or contact Mr. Braun (information provided above).

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year of NOx emissions from all sources at that facility; and the facility is located in Ashtabula, Cuyahoga, Geauga, Lake, Lorain, Medina, Portage, or Summit County.

What is the rulemaking schedule?

Upon completion of the Early Stakeholder Outreach portion of this rulemaking, Ohio EPA will make any changes necessary to the rule language and make a draft of the rule language available to the public for a 30-day review.

What input is the Agency seeking?

The following questions may help guide you as you develop your comments.

- Is the general regulatory framework proposed the most appropriate? Should the Agency consider any alternative framework?
- What options are available for improving an identified concept?
- Are there considerations the Agency should take into account when developing a specific concept?
- Is there any information or data the Agency should be aware of when developing program concepts or rule language?

Ohio EPA would especially like to hear information regarding the following from stakeholders who may be impacted by the new program.

- Would this regulatory program have a positive impact on your business? Please explain how.
- Would this regulatory program have an adverse impact on your business? If so, please identify the nature of the adverse impact (for example, license fees, fines, employer time for compliance).