

Public Hearing
Ohio Environmental Protection Agency
Five-Year Rule Review of Ohio Administrative Code (OAC)
Rule 3745-21, Carbon Monoxide, Photochemically Reactive Materials,
Hydrocarbons, and Related Materials Standards

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the above referenced rules primarily to satisfy the requirements of Section 119.04 of the Ohio Revised Code (five-year review). DAPC finds the rules to be necessary and with a need for changes. DAPC is proposing the following major draft amendments for review:

1. Ohio EPA is adding an alternative monitoring and recordkeeping option for catalytic incinerators throughout the chapter. Existing catalytic incinerator monitoring and/or recordkeeping requires monitoring of and/or records of the catalyst bed inlet temperature and the temperature difference across the catalyst bed. The new option requires monitoring of and/or records of the catalyst bed inlet temperature and a catalytic oxidizer inspection and maintenance plan. This new option is similar to many existing USEPA MACT standards, such as Subparts JJJJ, OOOO, SSSS, and PPPPP, and existing OAC rules 3745-21-15, 3745-21-22 and 3745-21-24.
2. Ohio EPA is adding paragraphs (M)(1), (M)(2) and (M)(3)(a) to the exemption in OAC rule 3745-21-07(M)(5)(d). These additional paragraphs were included in the previous exemption contained in OAC rules 3745-21-07(G)(9)(c) and (d). Recordkeeping provisions for this exemption were also added in new OAC rule 3745-21-07 (M)(5)(j).
3. Ohio EPA is revising table 1 of OAC rule 3745-21-28 to indicate that the volatile organic compound (VOC) content limitation excludes water and exempt solvents. Table 1 of "The Control Techniques Guidelines (CTG) for Miscellaneous Industrial Adhesives" includes the recommended VOC emission limits that were used in this rule. The CTG indicates that the VOC emissions limits exclude water and exempt solvents.
4. Other changes can be found in the Rule Synopsis included with the rule package.

Ohio EPA is proposing a new rule, OAC rule 3745-21-26, "Surface Coating of Miscellaneous Metal and Plastic Parts." The rule will be effective in the Cleveland-Akron area that consists of Ashtabula, Cuyahoga, Geauga, Lake, Lorain, Medina, Portage, and Summit Counties. This rule is based on USEPA's 2008 revised CTG. This revised CTG is a strengthening of previous CTGs covering these categories that were also adopted by Ohio during previous rulemakings. Prior to this rule's adoption the surface coating of miscellaneous metal parts in the Cleveland-Akron area was regulated under OAC rule 3745-21-09(U) and the surface coating of automotive/transportation plastic parts and business machine plastic parts was regulated under OAC rule 3745-21-09(HH).

Our review also indicates that the following rule continues to be necessary and without need for change: OAC rule 3745-21-06.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the Division formally adopts them. On October 30, 2014, these rules went out for a 30-day review by interested parties. DAPC received eight sets of comments on the proposed amendments.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on **Tuesday, August 18, 2015 at 10:30 AM** at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio. 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.

Pursuant to Part D of Title I of the Clean Air Act, Ohio EPA is required to establish a state implementation plan (SIP) for the attainment and maintenance of the National Ambient Air Quality Standards (NAAQS). The above-mentioned rules are a part of Ohio's SIP and the proposed amendments will be submitted to USEPA as a modification of the SIP. The above-mentioned hearing shall be considered the public hearing for the SIP submittal.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on August 18, 2015, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after August 18, 2015, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on the Ohio EPA DAPC Regulations webpage for electronic downloading at: <http://epa.ohio.gov/dapc/DAPCrules.aspx>. See the information on these rules under the "Proposed Rules" tab. Questions regarding accessing the web site should be directed to Paul Braun at 614-644-3734; other questions or comments about these rules should be directed to Mike Maleski at Ohio EPA, (614) 644-1961, michael.maleski@epa.ohio.gov, or mailed to Mike Maleski, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049. Persons submitting comments electronically are encouraged to follow-up with a hard copy via regular mail.