

***** DRAFT – NOT FOR FILING *****

3745-500-10 Exclusions.

Chapters 3745-501 to 3745-598 of the Administrative Code shall not apply to the following:

- (A) Solid wastes generated within a single-family residence, and disposed on the premises where generated in a manner that does not create a nuisance or a threat to public health or safety or the environment.
- (B) The temporary storage of solid wastes, other than scrap tires, prior to collection for disposal or transfer as long as such disposal or transfer is in accordance with Chapter 3734. of the Revised Code and rules adopted thereunder. For purposes of this exclusion, open dumping includes temporary storage of putrescible solid wastes in excess of seven days or temporary storage of any solid wastes where such storage causes a nuisance or health hazard, in the judgment of the director or approved board of health.
- (C) Vehicles used for hauling solid wastes unless required to be registered as a scrap tire transporter.
- (D) The materials excluded from the meaning of solid waste as defined in division (E) of section 3734.01 of the Revised Code.
- (E) The beneficial use of coal combustion byproducts at coal mining and reclamation operations and abandoned mine lands regulated and authorized by the Ohio department of natural resources pursuant to section 1513.02 of the Revised Code.
- (F) The beneficial use of lime mining wastes authorized by the Ohio department of natural resources pursuant to section 1514.081 of the Revised Code.
- (G) Any junk yard or scrap metal processing facility licensed pursuant to Chapter 4737. of the Revised Code or motor vehicle salvage business licensed pursuant to Chapter 4738. of the Revised Code. This exclusion does not apply to sites where open dumping or open burning has occurred. This exclusion does not apply to the management of scrap tires or other use, collection, storage, recovery, disposal, or beneficial use of scrap tires at a junk yard, scrap metal processing facility, or motor vehicle salvage business.
- (H) Sewage sludge treatment or disposal when the treatment or disposal is authorized by a current permit issued under Chapter 3704. or 6111. of the Revised Code.
- (I) Land application of yard waste for incorporation into soil for purposes including but not limited to use as a soil amendment, agricultural and horticultural applications, or land reclamation, provided that such land application does not create a nuisance or a threat to public health or safety or the environment.

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(J) Land application authorized in accordance with Chapter 6111. of the Revised Code of agricultural waste for incorporation into soil for use as a soil amendment and agricultural or horticultural applications, provided that the following conditions are met:

(1) The agricultural waste is limited to source-separated non-processed plant materials, including stems, leaves, vines, roots, vegetables, fruits, and grains.

(2) The agricultural waste is land applied exclusively on fields owned by the owner of the agricultural production operation that generated the agricultural waste.

(3) The land application of the agricultural waste does not create a nuisance or a threat to public health or safety or the environment.

(K) Controlled substances handled in compliance with Chapters 3719. and 4729. of the Revised Code or materials that have been ordered destroyed by a court of law that are destroyed at facilities licensed for the treatment of infectious waste.