



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

February 19, 2015

Re: Availability of rule for comment, Section 401 Water Quality Certification Program

Dear Interested Parties:

The Division of Surface Water (DSW) is providing interested parties opportunity to review and comment on the following rule in Ohio Administrative Code (OAC) Chapter 3745-32:

Rule #	Rule Title	Draft Action
3745-32-05	Criteria for decision by director.	Amend

On February 11, 2015, Governor Kasich signed Executive Order 2015-02K, authorizing the Agency to file an emergency rule to ensure that the deposit of dredged material in Lake Erie does not degrade the health and condition of the lake and that the placement of dredged material will not violate any international treaties or interstate compacts. This rulemaking will replace the emergency rule. Please see the related fact sheet for additional information and the draft rule for specific language revisions.

In addition to the draft rule amendments, Ohio EPA is also seeking comments and feedback on the draft Common Sense Initiative (CSI) Business Impact Analysis Form, which is being released with this rule for review.

The draft rule, the CSI form and supporting documents are available electronically for review at: <http://epa.ohio.gov/dsw/dswrules.aspx>. We request that you provide us with any comments you may have on the changes that have been recommended by March 17, 2015. Please submit your comments or suggestions in one of the following manners.

By e-mail: dsw_rulecomments@epa.ohio.gov

By mail: Rule Coordinator
Ohio EPA, Division of Surface Water
P.O. Box 1049
Columbus, Ohio 43216-1049

By fax: (614) 644-2745

If you have comments on the rule provisions unrelated to those changed by the executive order, please submit the comments on the separate five year rule review rulemaking in progress that includes all of the Section 401 Water Quality Certification rules in OAC Chapter 3745-32.

Interested Parties
February 19, 2015
Page 2

Sincerely,



Karl R. Gebhardt
Deputy Director, Water Resources
Chief, Division of Surface Water

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