

Notice: Availability of Draft Rules for Comment
New and Amended Draft Rules in OAC Chapter 3745-21.

Notice is hereby given that in accordance with Ohio Revised Code (ORC) 119.032 (5-year rule review), the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has reviewed the rules in Ohio Administrative Code (OAC) Chapter 3745-21, "Carbon Monoxide, Photochemically Reactive Materials, Hydrocarbons, and Related Materials Standards." Our preliminary review indicates that all of the rules in this chapter continue to be necessary and that 24 of the 25 rules in this chapter require amendment. Ohio EPA is presenting the following major draft amendments for review:

1. Ohio EPA is removing regulations and emission limits from OAC rules 3745-21-07 and 3745-21-09 for air pollution sources that are located at facilities that have been completely and permanently shut down. The removal of these sources is being made to reduce confusion due to the inclusion of emission limits for sources that no longer exist and could not be restarted without completing new source review. These sources will also be removed, where appropriate, from the definitions (OAC rule 3745-21-01) and the compliance time schedules (OAC rule 3745-21-04).
2. 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.
3. Ohio EPA is revising the list of air pollution sources included in OAC rule 3745-21-07. Sources have been added or removed for various reasons, including past court cases, lack of photochemical reactivity of process materials, lack of use of liquid organic materials, and errors. More information can be found in the Rule Synopsis included with the rule package.
4. Ohio EPA added paragraph (M)(5)(i) to OAC rule 3745-21-07, which exempts some phenolic urethane cold box resin binder system in foundry core-making and mold-making operations. This exemption is identical to the previous exemption contained in OAC rule 3745-21-07(G)(9)(h).
5. 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 3745-21-07 (M)(5)(j).
6. Ohio EPA is revising table 1 of OAC rule 3745-21-28 to indicate that the 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.
7. Ohio EPA is making various minor changes to correct typos and update the rule language in this chapter to meet legislative service commission (LSC) style and formatting guidelines. These

changes are being made throughout the chapter, are minor in nature, and do not affect the scope or intent of the rules

8. Other minor 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 Control Technique Guidelines (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 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 preliminary review also indicates that the following rules continue to be necessary and without need for change: OAC rule 3745-21-06.

As part of the rule-making process, DAPC is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The DAPC is offering your organization the opportunity to comment on these rules before the division formally proposes them.

These rules are available electronically for review at <http://epa.ohio.gov/dapc/regs/regs.aspx>. See the information under the drafts and notices for OAC chapter 3745-21, "Carbon Monoxide, Photochemically Reactive Materials, Hydrocarbons, and Related Materials Standards." **We request that you provide us with any comments you may have to the changes that have been recommended by Tuesday, December 2, 2014.**

Please e-mail or mail your comments or suggestions to the following addresses. Persons submitting comments electronically are encouraged to follow-up with a hard copy via regular mail:

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Thank you,

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