

State of Ohio

Environmental Protection Agency

Notice of Adoption of Rules

Notice is hereby given that the Director of Environmental Protection, under the authority of Ohio Revised Code Section 3704.03 has adopted amended rules contained in Ohio Administrative Code (OAC) Chapter 3745-25, "Ambient Air Quality and Emergency Episode Standards."

The rules in OAC chapter 3745-25 establish the ambient air quality standards and emergency episode standards which the state of Ohio will use to attain and maintain the national ambient air quality standard (NAAQS) as required under Section 110 of the Clean Air Act (CAA).

The amended rules include various minor fixes to correct typos and update formatting to comply with Legislative Services commission (LSC) conventions were made along with necessary updates to reflect newly enacted national ambient air quality standards (NAAQS). These minor changes were made after a review to fulfill the requirements of ORC 119.032 (5-year review).

Pursuant to Section 121.39 of the Ohio Revised Code, Ohio EPA was required to consult with interested parties affected by the rules before the division formally adopts them. On July 21, 2014, these rules and the draft business impact analysis document went out for a 30 day review by interested parties. The rules were also released for a 30-day proposal comment period ending October 21, 2014 and a public hearing was held on October 21, 2014. No comments were received and no testimony was given at the hearing.

The Director's order of adoption was issued on November 21, 2014. **The effective date of the adoption is December 1, 2014.**

To request a copy of these rules, obtain further information, or inspect or request copies of agency files and records pertaining to the proceeding contact Paul Braun, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Paul Braun at 614-644-3734.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with ERAC within thirty (30) days after notice of the Director's action, at 77 South High Street, 17th Floor, Columbus, Ohio 43215. Copies of the appeal must be served upon the Director of the Ohio EPA within three (3) days of filing with ERAC. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Ohio EPA also requests that a copy of the appeal be served upon the Environmental Enforcement Section of the Ohio Attorney General's Office.