

RULE SYNOPSIS

Summary of proposed changes to rule language for Ohio Administrative Code (OAC)
rule 3745-31-03

The amendments to this rule accomplish two objectives: 1) ease the permitting burden on small and mid-size printing businesses in the Cleveland-Akron-Lorain area, and 2) allow owners and operators of emergency engines to participate in regional and local Emergency Load Response Programs (ELRPs) as part of their good energy management practices.

This proposal follows the signing of an emergency rule incorporating these changes. The emergency rule is effective for 90 days after adoption, therefore, this proposal, when finalized, will replace the emergency rulemaking.

Two changes have been made to this rule:

1. Definitions of "emergency," "emergency electrical generator," "emergency water pump," "emergency air compressor," and "Emergency internal combustion engine" have been added as paragraphs (A)(4)(a)(viii)(a), (A)(4)(a)(viii)(b), and (A)(4)(a)(viii)(c) of this rule. The definitions clarify the circumstances under which an emergency can be declared and the types of equipment that qualify as "Emergency Generators" under the exemption in paragraph (A)(1)(nn) and the permit-by-rule (PBR) in paragraph (A)(4)(b) of this rule.
2. The permits-by-rule for a small printing facility (paragraph (A)(4)(k)) and a mid-size printing facility (paragraph (A)(4)(l)) have been updated to include the February 10, 2010 amendments to rule 3745-21-22 of the Ohio Administrative Code (OAC). OAC rule 3745-21-22 is the VOC reasonably available control technique (RACT) rule for certain printing operations located in the Cleveland-Akron-Lorain area. Ohio EPA was required to adopt this rule as a part of the 1997 ozone moderate nonattainment area requirements. Ohio EPA has always had PBRs for these operations but they did not include the necessary requirements to also comply with the RACT. Meanwhile the RACT requires facilities subject to it to submit a permit application this month to incorporate the RACT requirements. By updating the PBR facilities will be able to continue to use the much simplified PBR process rather than the paper permit process. It is important to note that this change does not impose any additional requirements that don't already exist as a part of OAC rule 3745-21-22.