

\*\*\* DRAFT – NOT FOR FILING \*\*\*

3745-520-685

Exclusions from rules and instructions for complying with rules when implementing a hydrogen sulfide and other gases contingency plan.

(A) Notwithstanding the requirements of this chapter, an owner or operator is excluded from compliance with the following when implementing a hydrogen sulfide and other gases contingency plan, in order to perform the activities listed in paragraph (B) of this rule:

- (1) Paragraph (B) of rule 3745-520-03 of the Administrative Code regarding construction activities.
- (2) Paragraphs (C), (D), and (F) of rule 3745-520-03 of the Administrative Code regarding modifications and alterations of a permit to install and modifications of a license.
- (3) Paragraph (G) of rule 3745-520-03 of the Administrative Code regarding compliance with authorizing documents, except that the owner or operator shall only deviate from the authorizing documents as little as necessary to perform the activities in paragraph (B) of this rule.
- (4) The requirement of paragraph (A)(1) of rule 3745-512-50 of the Administrative Code to demonstrate compliance with the C&DD facility design in the authorizing document if design provisions for the activities listed in paragraph (B) of this rule are not contained within the authorizing document.

(B) Activities conducted under the hydrogen sulfide and other gases contingency plan:

- (1) Placement of transitional cover.
- (2) Installation of a cap system.
- (3) Installation of a gas management system.
- (4) Voluntary activities to control the release of hydrogen sulfide, other gases, and odors.

(C) For the purpose of complying with Chapter 3745-512 of the Administrative Code, the changes to the C&DD facility identified in paragraph (B) of this rule shall be submitted and reviewed as alterations submitted within a construction certification report.