



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

April 6, 2016

Re: Availability of rules for comment  
OAC Chapter 3745-1, Water Quality Standards Rules

Dear Interested Parties:

The Division of Surface Water (DSW) is providing interested parties opportunity to review and comment on the following rules in Ohio Administrative Code (OAC) Chapter 3745-1:

Rule #	Title	Draft Action
3745-1-01	Purpose and applicability.	Amend
3745-1-02	Definitions.	Amend
3745-1-05	Antidegradation.	Amend
3745-1-06	Mixing zones.	Rescind
3745-1-06	Mixing zone demonstration and sizing requirements.	New
3745-1-07	Water use designations and statewide criteria.	Rescind
3745-1-07	Beneficial use designations and biological criteria.	New
3745-1-26	Cuyahoga river drainage basin.	Amend
3745-1-31	Lake Erie standards.	Amend
3745-1-32	Ohio river standards.	Amend
3745-1-33	Water quality criteria for the lake Erie drainage basin.	Rescind
3745-1-33	Water quality criteria for water supply use designations.	New
3745-1-34	Water quality criteria for the Ohio river drainage basin.	Rescind
3745-1-34	Human health criteria for one route exposure [fish consumption].	New
3745-1-35	Site-specific modifications to criteria and values.	Rescind
3745-1-35	Aquatic life and wildlife criteria.	New
3745-1-36	Methodologies for development of aquatic life criteria and values.	Rescind
3745-1-37	Methodology for deriving bioaccumulation factors.	Rescind
3745-1-37	Water quality criteria for recreation use designations.	New
3745-1-38	Methodologies for development of human health criteria and values for the lake Erie drainage basin.	Rescind
3745-1-38	Variances.	New
3745-1-39	Methodology for development of wildlife criteria for the lake Erie drainage basin.	Rescind
3745-1-39	Site-specific modifications to criteria and values.	New
3745-1-40	Methodologies for development of aquatic life criteria and values.	New
3745-1-41	Methodology for deriving bioaccumulation factors.	New
3745-1-42	Methodologies for development of human health criteria and values for the lake Erie drainage basin.	New

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3745-1-43	Methodology for development of wildlife criteria for the lake Erie drainage basin.	New
3745-1-44	Whole effluent toxicity provisions.	New
3745-2-08	Mixing zone demonstration and sizing requirements.	Rescind
3745-2-09	Whole effluent toxicity provisions and water quality based effluent limit calculation procedures.	Amend

At this time, the Agency is considering a reorganization of content in the Water Quality Standards program Chapter 3745-1 of the Administrative Code. There are no substantive revisions to the rules, except rule OAC 3745-1-05. In this rule, the Agency is considering a new exemption from the Antidegradation rule that would apply to National Pollutant Discharge Elimination System (NPDES) permits for coal surface mining activities occurring on remining sites. Please see the related fact sheet for additional information.

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 these rules for review.

The draft rules, 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 May 6, 2016.

Please submit your comments or suggestions in one of the following manners.

By e-mail: [dsw\\_rulecomments@epa.ohio.gov](mailto: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

Sincerely,



Tiffani Kavalec  
Chief, Division of Surface Water

TK:mh