State of Ohio Environmental Protection Agency

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July 28, 2008

Re: Wastewater Pollution Control
Draft Rescinded and New Permit to Install Rules
Ohio Administrative Code (OAC)
Rules 3745-42-01, -06, -08, -09 and -11

Dear Interested Parties:

The Division of Surface Water (DSW) is in the process of conducting a review of rules 3745-42-01, -06, -08, -09 and -11 of the Administrative Code, governing wastewater permits to install (PTI). DSW has reviewed and drafted new language for the following wastewater PTI rules:

Rule Number	Title
3745-42-01	Definitions.
3745-42-06	General permit to install requirements.
3745-42-08	Isolation distance requirements.
3745-42-11	Holding tanks.

In addition, DSW is considering rescinding the following rule, with no replacement rule being considered at this time:

Rule Number	Title
3745-42-09	Requirements for filter sand.

The following is a list of major changes being considered to the above rules:

Rule	Title	Draft Changes Being Considered
3745-42-01	Definitions.	The Agency is considering changes to this rule that include the addition of the definitions currently located in OAC Rule 3745-42-13 (Land application systems.) The Agency would like to locate all OAC Chapter 3745-42 definitions in OAC Rule 3745-42-01 (Definitions). The definitions in OAC Rule 3745-42-13 will remain in both rules until OAC Rule 3745-42-13 is updated, when at that time, they will be removed from OAC Rule 3745-42-13.
3745-42-06	General permit to install requirements.	The Agency is considering formatting changes to this rule, to be consistent with other rules in this chapter.

Rule	Title	Draft Changes Being Considered
3745-42-08	Isolation distance requirements.	The Agency is considering reorganizing this rule to be consistent with other rules in this chapter, and we are considering the addition of new isolation distance requirements from waters of the state.
3745-42-09	Requirements for filter sand.	The Agency is considering rescinding this rule. The Agency would like to review and update the sand specification requirements and incorporate them into future technology based rules, as applicable.
3745-42-11	Holding tanks.	The Agency is considering limiting the installation of new sewage holding tanks that serve new construction to only those situations where sanitary sewers will be available within twelve months.

DSW is seeking input from you on these draft rules by **5:00 p.m., September 2, 2008**. You may view these draft rules at http://www.epa.state.oh.us/dsw, or contact **Elizabeth Bailik** at **(614) 644-2039** if you have any questions or wish to obtain copies. Please submit your comments by mail or by email to:

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Thank you for your interest and we look forward to hearing from you.

Sincerely,

George Elmaraghy

George Elmaraghy, P.E., Chief
Division of Surface Water

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