Ohio EPA
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John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

February 20, 2013

Re: Second Interested Party Review - Draft amendments addressing the storm water program rule in Ohio Administrative Code (OAC) 3745-39-04

Dear Interested Parties:

This letter is to make you aware of, and solicit your input on, the Agency's draft revisions to the following rule in OAC Chapter 3745-39.

Rule #	Rule Title	Draft Action
	OAC Chapter 3745-39 Storm Water Program	
3745-39-04	Ohio EPA NPDES requirements for industries, and large and medium MS4s.	Amend

The Agency is making this draft rule available for interested party review again so stakeholders can review another draft revision to the rule. One sentence in paragraph (A)(2)(B) is being struck to make the rule consistent with a Ninth Circuit Court of Appeals' 2008 opinion on U.S. EPA's 2006 rulemaking. The Agency has been implementing the court decision since 2008.

The draft rule, updated CSI form and a fact sheet explaining the rule revisions are posted on the Ohio EPA website at www.epa.ohio.gov/dsw/dswrules.aspx. If you are unable to access the web page, contact Melinda Harris, Division of Surface Water, at (614) 728-1357 to request a copy. Please direct questions regarding the draft rule to Jason Fyffe at (614) 728-1793. Comments on the rule are due to this Agency by **March 6, 2013**. Comments should be forwarded to:

Ohio EPA, Division of Surface Water
Attn: Rule Coordinator
P.O. Box 1049
Columbus, Ohio 43216-1049
(email: dsw_rulecomments@epa.state.oh.us)

Sincerely,

George Elmaraghy

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

GE:mh