

3745-50-41

**Application for a permit.**

(A) Permit application. Any person who is required to have a permit (including new applicants and permittees with expiring permits) ~~must~~shall complete, sign, and submit an application to the director as described in Chapter 3745-50 of the Administrative Code. Persons currently authorized with a permit by rule under paragraph (C) of rule 3745-50-40 of the Administrative Code ~~must~~shall submit to the director a "Part B" application for a hazardous waste facility installation and operation permit for the facility within one hundred eighty days after the director ~~has requested~~requests the application or upon a later date if the owner or operator of the facility demonstrates to the director good cause for the late submittal. Persons covered by paragraph (A) of rule 3745-50-46 of the Administrative Code need not apply. Procedures for applications, issuance, and administration of emergency permits are ~~found~~ in rule 3745-50-57 of the Administrative Code.

(B) Who applies? When a facility or activity is owned by one person but is operated by another person, the operator and owner ~~must~~shall sign the permit application.

(C) Completeness.

(1) The director shall not issue a permit before receiving a complete application for a permit except for permits by rule, or emergency permits. An application for a permit (form 8700-23, the "Part A" permit application) is complete when the director receives an application form and any supplemental information which are completed to the director's satisfaction. An application for a permit is complete notwithstanding the failure of the owner or operator to submit the exposure information described in paragraph (E) of rule 3745-50-40 of the Administrative Code. The director may deny a permit for the active life of a hazardous waste management facility or unit before receiving a complete application for the permit.

~~(1) A permit application is complete:~~

~~(a) When the director receives an application form and any supplemental information necessary to enable the director to evaluate the application; and~~

~~(b) Notwithstanding the failure of the owner or operator to submit the exposure information described in paragraph (E) of rule 3745-50-40 of the Administrative Code.~~

(2) The completeness of any application for a permit ~~must~~shall be judged independently of the status of any other permit application or permit for the same facility.

(D) Information requirements. All applicants for permits ~~must~~shall provide the following information to the director:

- (1) The activities conducted by the applicant which require the obtaining of a permit.
- (2) Name, mailing address, and location of the facility for which the application is submitted.
- (3) Up to four standard industrial codes which best reflect the principal products or services provided by the facility.
- (4) The operator's name, address, telephone number, ownership status, and status as federal, state, private, public, or other entity.
- (5) A listing of all permits or approvals, state or federal, received or applied for, under any of the following programs:
  - (a) Hazardous waste management program under state or federal law<sub>;</sub>
  - (b) Underground injection control (UIC) program under the Solid Waste Disposal Act<sub>;</sub>
  - (c) National pollutant discharge elimination system (NPDES) program under the Clean Water Act (CWA)<sub>;</sub>
  - (d) Prevention of significant deterioration (PSD) program under the Clean Air Act (CAA)<sub>;</sub>
  - (e) Nonattainment program under the CAA<sub>;</sub>
  - (f) National emission standards for hazardous air pollutants (NESHAP) preconstruction approval under the CAA<sub>;</sub>
  - (g) Ocean dumping permits under the Marine Protection, Research, and Sanctuaries Act<sub>;</sub>
  - (h) Dredge or fill permits under Section 404 of the CWA, ~~and~~

- (i) Other relevant environmental permits, including state permits.
- (6) A topographic map (or other map if a topographic map is unavailable) extending one mile beyond the property boundaries of the facility or activity, depicting the following:
- (a) The facility and each of its intake and discharge structures;~~;~~
  - (b) Each of its hazardous waste treatment, storage, or disposal facilities;~~;~~
  - (c) Each well where fluids from the facility are injected underground; ~~and~~
  - (d) Those wells, springs, other surface water bodies, and drinking water wells listed in public records or otherwise known to the applicant within one-quarter mile of the facility property boundary.
- (7) A brief description of the nature of the business.
- (8) The information requested in "Part A" and "Part B" of the permit application, and if applicable, in rule 3745-50-38 of the Administrative Code.
- (E) Recordkeeping. Applicants ~~must~~shall keep records of all data used to complete permit applications and any supplemental information submitted in accordance thereto, for a period of three years ~~from~~after the date the application is signed.

[Comment: For dates of non-regulatory government publications, publications of recognized organizations and associations, federal rules, and federal statutory provisions referenced in this rule, see rule 3745-50-11 of the Administrative Code titled "Incorporated by reference."]

Effective: 03/24/2017

Five Year Review (FYR) Dates: 11/29/2016 and 11/29/2021

CERTIFIED ELECTRONICALLY

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Certification

02/15/2017

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Date

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