

3745-50-49**Effect of a permit.****(A) Effect of a permit.**

(1) Compliance with an Ohio hazardous waste permit during the term of the permit constitutes compliance, for purposes of enforcement, with Chapters 3745-51 to 3745-53, 3745-54 to 3745-57 and 3745-205, 3745-65 to 3745-69 and 3745-256, 3745-266, 3745-270, 3745-273, and 3745-279, and rules 3745-50-40 to 3745-50-235 of the Administrative Code, except for those requirements not included in the permit which fall into any of the following categories:

(a) Become effective by Ohio statute.

(b) Are promulgated under Chapter 3745-270 of the Administrative Code restricting the placement of hazardous wastes in or on the land.

(c) Are promulgated under Chapters 3745-54 to 3745-57 and 3745-205 of the Administrative Code regarding leak detection systems for new and replacement surface impoundment, waste pile, and landfill units, and lateral expansions of surface impoundment, waste pile, and landfill units. The leak detection system requirements include double liners, construction quality assurance programs, monitoring, action leakage rates, and response action plans, and shall be implemented through "Class 1" permit modifications as provided in the appendix to rule 3745-50-51 of the Administrative Code.

(d) Are promulgated under 40 CFR Part 265 subpart AA, BB, or CC limiting air emissions.

(2) A permit may be modified or revoked during the term of the permit for cause under rules 3745-50-51 and 3745-50-53 of the Administrative Code, or the permit may be modified upon the request of the permittee according to the procedures in rule 3745-50-51 of the Administrative Code.

(B) The issuance of a permit does not convey any property rights of any sort, or any exclusive privilege.

(C) The issuance of a permit does not authorize any injury to persons or property or invasion of other private rights, or any infringement of state or local law or regulations.

[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: 2/12/2018

Five Year Review (FYR) Dates: Exempt

CERTIFIED ELECTRONICALLY

Certification

01/10/2018

Date

Promulgated Under: 119.03
Statutory Authority: 3734.12
Rule Amplifies: 3734.12