BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY

Public Notice
Proposed Rulemaking Governing
Solid Waste Facilities

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 106.03 of the Ohio Revised Code and in accordance with Chapter 119, proposes to amend the following rules of the Ohio Administrative Code:

3745-27-01 Definitions.
3745-27-03 Exemptions and variances.
3745-27-17 Wording of financial assurance instruments.

These rules address definitions, exemptions, variances, and wording of financial assurance instruments for solid waste facilities.

The purpose of this rule making is to evaluate the rules pursuant to Ohio Revised Code section 106.03 to determine whether the rules should be amended, rescinded, or retained without change. Ohio EPA has determined that minor amendments were necessary to provide clarity and consistency across the solid waste program. Because over fifty percent of rule 3745-27-03 was amended, Ohio EPA is proposing to rescind the effective version of the rule and promulgate a new version.

The public comment period will run until February 26, 2019. A public hearing on this proposed rule making will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held at February 26, 2019 at 10:30 a.m. at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio.

To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rule making.

Written testimony should be sent to the attention of Michelle Mountjoy at the Division of Materials and Waste Management, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by close of business on February 26, 2019 will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.
Questions regarding this rule package should be directed to Michelle Mountjoy at the Division of Materials and Waste Management, at (614) 728-5372.

To receive a copy of the proposed rules, please contact the Division of Materials and Waste Management receptionist at (614) 644-2621. In addition, full copies of all proposed rules are available for review at any Ohio EPA district office and at the Ohio EPA central office. The proposed rules are also accessible on the Division of Materials and Waste Management’s web page at https://epa.ohio.gov/dmwm/dmwmnonhazrules.