



**Re: Interested Party Review – Oil and Gas Production Waste Rules**

Dear Interested Parties:

The Division of Materials and Waste Management is in the process of creating regulations for the disposal of oil and gas production waste. These rules are being drafted to satisfy Ohio Revised Code (ORC) Section 3734.02, which gives the Director of Ohio EPA the authority to promulgate rules governing the receipt, acceptance, processing, handling, management, and disposal of radioactive material, including technologically enhanced naturally occurring radioactive material (TENORM) below five picocuries per gram above natural background. DMWM welcomes comments on the following draft rules:

3745-515-01	General applicability and exclusions.
3745-515-02	Definitions.
3745-515-03	Incorporation by reference.
3745-515-05	Prohibitions.
3745-515-06	Resolution of conflicts among authorities.
3745-515-10	Permit-to-install.
3745-515-15	Notification of acceptance for disposal or transfer of drilling operation material.
3745-515-20	Additional operational criteria for a sanitary landfill facility.
3745-515-21	Additional operational criteria for a solid waste transfer facility.
3745-515-25	Prohibited materials – radiation detection program.

**Where can I get a copy of the draft rules?**

You may view the draft rules at <http://www.epa.ohio.gov/dmwm/dmwmnonhazrules.aspx>, or call (614) 644-2621 to obtain a copy. As part of the rulemaking process, Ohio EPA is required to prepare and submit a Business Impact Analysis (BIA) form to Ohio's Common Sense Initiative (CSI) Office. Ohio EPA is also making this form available at this time for public review and comment.

**When are my comments due?**

Please submit your comments by May 12, 2017.

**Where should I send my comments?**

Please send your comments to:

Michelle Mountjoy  
Ohio EPA, DMWM  
PO Box 1049  
Columbus, OH 43216-1049

You may also send your comments by fax at (614) 728-5315 or e-mail [michelle.mountjoy@epa.ohio.gov](mailto:michelle.mountjoy@epa.ohio.gov)

**Who can I talk to about the rules?**

For questions regarding the rule language or review schedule, you may contact Aaron Shear at (614) 728-5350 or Michelle Mountjoy at (614) 728-5372. Please include a phone number where you can be contacted during the hours of 8:00 am to 5:00 pm.

**What should I consider as I prepare my comments?**

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide any technical information and/or data you used that support your views.
4. Estimate potential burden or costs, and explain how you arrived at your estimate.
5. Provide specific examples to illustrate your concerns.
6. Offer alternatives.
7. Make sure to submit your comments by the comment period deadline.

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

Sincerely,

Terrie TerMeer, Chief, DMWM  
Division of Materials and Waste Management