



Early Stakeholder Outreach — OAC Chapter 3745-555 Solid Waste Transfer Facilities

Ohio EPA prepares early stakeholder outreach fact sheets to ensure stakeholders are brought into the review process as early as possible and to obtain additional input and discussion before development of interested party draft rules.

What does Ohio Administrative Code (OAC) Chapter 3745-555 cover?

This chapter is the program chapter providing the requirements for existing and proposed solid waste transfer facilities.

Why are these rules being sent out for Early Stakeholder Outreach?

The first step in the rule-making process is for Ohio EPA to identify that a rule needs to be amended, rescinded, or created. This interested party notification and request for information will allow for early feedback before rule language is developed by Ohio EPA.

What changes are being considered?

In 2017 the solid waste transfer facility program was updated and moved to OAC Chapter 3745-555. Since then Ohio EPA has identified where new language in the rules requires clarification.

Ohio EPA would like input on three revisions:

- Removing the requirement for an operator to be on site at all times when a facility is in operation.
- Removing the requirement to report site weather conditions and observations of nuisance conditions on the annual report.
- Removing the requirement to post yard waste restrictions at the facility entrance.

Who is regulated by these rules?

OAC Chapter 3745-555 applies only to solid waste facilities specifically permitted and licensed as transfer facilities. Solid waste transfer facilities are dedicated facilities restricted to the transfer and temporary storage of wastes destined to go to a solid waste disposal facility such as a municipal solid waste landfill.

What is the rulemaking schedule?

After consideration of stakeholder input, Ohio EPA will prepare a draft version of any amendments to OAC Chapter 3745-555 for interested party review and comment.

How can I track the program and rule-development progress?

A complete summary of [Ohio EPA's rule-making process](https://epa.ohio.gov/static/Portals/33/rules/guide.pdf) is available at <https://epa.ohio.gov/static/Portals/33/rules/guide.pdf>. Future steps include formally filing to amend OAC Chapter 3745-555 with the Joint Committee on Agency Rule Review (JCARR). At that time, JCARR will include the proposed rule on their meeting agenda and take public testimony. Visit JCARR's website for meeting dates and agenda items at <https://www.jcarr.state.oh.us/>.

How can I provide input?

The Agency is seeking stakeholder input on the solid waste transfer facility rules. When preparing your comments, be sure to:

- explain your views as clearly as possible;
- describe any assumptions used;
- provide any technical information and/or data used to support your views;
- explain how you arrived at your estimate for potential burdens, benefits or costs;
- provide specific examples to illustrate your views; and
- offer alternatives.

Written comments will be accepted through close of business April 25, 2022. Please submit input to:

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What if I have questions?

Please contact Holly Hillyer at (614) 728-5348 or holly.hillyer@epa.ohio.gov.

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Stakeholders are encouraged to sign up for the Agency's electronic mailing list which provides automatic updates about various topics. Registered users will receive progress updates and be notified when new information is posted on the program website (<https://epa.ohio.gov/wps/portal/gov/epa/divisions-and-offices/materials-and-waste-management/regulations/welcome>). To sign up, go to ohioepa.custhelp.com/ci/documents/detail/2/subscriptionpage.

What input is the Agency seeking?

The following questions may help guide you as you develop your comments.

- Is the general regulatory framework the most appropriate? Should Ohio EPA consider any alternative framework?
- What options are available for improving the existing rules? In particular, can improvements be made in the way the rules are organized, either combining rules or splitting rules into more focused topics?
- Are there considerations Ohio EPA should take into account when updating the existing rules?
- Is there any information or data Ohio EPA should be aware of when developing program concepts or rule language?

Ohio EPA would especially like to receive information regarding the following from stakeholders who are impacted by the solid waste transfer facility program.

- Does this regulatory program have a positive impact on your business? Please explain how.
- Does this regulatory program have an adverse impact on your business? If so, please identify the nature of the adverse impact (for example, license fees, fines, employer time for compliance).

Contact

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