

901:10-2-18

Closure plan requirements.

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THE OWNER OR OPERATOR OF A FACILITY NEED NOT CONTINUE TO SEEK COVERAGE UNDER A PERMIT TO OPERATE OR AN NPDES PERMIT IF THE FACILITY HAS CEASED OPERATION OR IF THE FACILITY IS NO LONGER A CONCENTRATED ANIMAL FEEDING FACILITY OR A CONCENTRATED ANIMAL FEEDING OPERATION OR IF THE FACILITY EXITS THE PERMIT PROGRAM IN ACCORDANCE WITH SECTION 903.082 OF THE REVISED CODE.

(A) THE OWNER OR OPERATOR SHALL NOTIFY THE DIRECTOR IN WRITING AND ALLOW THE DIRECTOR OPPORTUNITY TO INSPECT THE FACILITY TO VERIFY THAT A PERMIT IS NO LONGER REQUIRED BECAUSE OF A REDUCTION IN THE TOTAL NUMBER OF ANIMALS BELOW THE AMOUNT LISTED IN DIVISION (M) OF SECTION 903.01 OF THE REVISED CODE AND THAT THE FACILITY IS CLOSED FOR PURPOSES OF CHAPTER 903 OF THE REVISED CODE. THEREAFTER, THE DIRECTOR WILL NOTIFY THE OWNER OR OPERATOR IN WRITING THAT THE FACILITY IS CLOSED IN ACCORDANCE WITH THIS RULE.

~~(B) A closure plan shall describe how the use~~ IF ALL OR PART of the manure storage or treatment facility AT A CONCENTRATED ANIMAL FEEDING FACILITY OR A CONCENTRATED ANIMAL FEEDING OPERATION will be closed or discontinued, THEN A The closure plan SHALL BE SUBMITTED TO THE DIRECTOR FOR APPROVAL AND must comply with the following best management practices:

~~(A) The owner or operator of the manure storage or treatment facility must:~~

- (1) At least ninety days before closing the manure storage or treatment facility, the owner or operator shall notify the department and submit plans for closure.
- (2) Have all the manure removed from the manure storage or treatment facility.
- (3) Have all associated appurtenances and conveyance structures removed from uncovered liquid manure storage or treatment facilities.
- (4) Have the manure land applied in accordance with rule 901:10-2-14 of the Administrative Code UNLESS THE DIRECTOR APPROVES THE CLOSURE PLAN WITH AN ALTERNATIVE PLAN FOR MANURE USE OR DISPOSAL.

~~(B)~~ (C) If the concentrated animal feeding facility OR CONCENTRATED ANIMAL FEEDING OPERATION will not be completely closed, the owner or operator shall

apply for a permit modification for that part of the manure storage or treatment facility to be closed and:

- (1) Recalculate the storage volume for the facility and, if applicable, submit an application for a permit to install or a permit modification to the director.
- (2) Inform the director if the manure storage or treatment facility is to be converted to another use.

Effective:

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Certification

Date

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