

LEGAL NOTICE
STATE OF OHIO
DEPARTMENT OF NATURAL RESOURCES
NOTICE OF INTENTION TO AMEND AND TO HOLD A PUBLIC HEARING ON
INDUSTRIAL MINERALS RULES AND
COUNCIL ON UNRECLAIMED STRIP MINED LANDS RULES

The Chief for the Division of Mineral Resources Management, pursuant to sections 1514.08, 1514.081, 1514.40, and 121.22 and Chapter 119. of the Revised Code, hereby gives notice of his intention to amend following Industrial Minerals (IM) rules and Council on Unreclaimed Strip Mined Lands (CURSML) rules:

IM rules:

1501:14-1-01 (Amend)
1501:14-1-05 (Amend)
1501:14-1-09 (Amend)
1501:14-1-16 (Amend)
1501:14-2-01 (Amend)
1501:14-3-12 (Amend)
1501:14-3-13 (Amend)
1501:14-5-04 (Amend)
1501:14-6-01 (Amend)
1501:14-6-02 (Amend)

CURSML rules:

1501:1-17-01 (Amend)
1501:1-17-02 (Amend)
1501:1-17-03 (Amend)

The proposed amended IM rules deal with:

Definitions

Permit transfers

Payment of fees and filing of performance bond

Incorporation by reference

Incorporation by reference of mine safety standards

Beneficial quarry fill

Controlled placement of lime mining wastes

Watercourse variances

Permit application requirements for beneficial use of lime mining wastes

Distance limitations on the placement of lime mining wastes

The proposed amended CURSML rules deal with:

Notice of public hearing

Notice of public meeting (sunshine rule)

Minutes

The reasons for amending these rules are the following: to comply with the five-year rule review requirements of Section 106.03 of the Revised Code; to update the rules due to changes in the law; to correct errors; to make three small changes to IM permitting procedures; to clarify various IM requirements; and to update the publication dates of the Code of Federal Regulations and the United States Code.

A public hearing on the proposed rule amendments will be held at 9:00 AM on Tuesday, April 7, 2015, in the H-2 Conference Room of the Ohio Department of Natural Resources, Division of Mineral Resources Management, 2045 Morse Road, Building H-2, Columbus, Ohio 43229. At the public hearing, any person affected by the proposed rule amendments may appear and be heard in person, or by the person's attorney, or both, and may present the person's positions, arguments, or contentions, orally or in writing, offer and examine witnesses, and present evidence tending to show that the proposed rule amendments, if adopted, will be unreasonable or unlawful.

Written positions, arguments, or contentions regarding these proposed rule amendments may also be submitted to the Division of Mineral Resources Management at the address below or to the following e-mail address: minerals.rules@dnr.state.oh.us. Such written positions, arguments, or contentions must be post-marked or e-mailed by April 8, 2015.

Copies of the proposed rule amendments are available on the Register of Ohio website, <http://www.registerofohio.state.oh.us/index.jsp>. Copies will also be posted on the Ohio Department of Natural Resources website, <http://minerals.ohiodnr.gov/laws-regulations/proposed-rule-changes-csi-review>. For persons who do not have access to the Internet, copies of the proposed rule amendments are available from the Ohio Department of Natural Resources, Division of Mineral Resources Management, 2045 Morse Road, Building H-2, Columbus, Ohio 43229. If you have any questions, please call the Division of Mineral Resources Management at (614) 265-6633.