

LEGAL NOTICE
STATE OF OHIO
DEPARTMENT OF NATURAL RESOURCES
NOTICE OF INTENTION TO AMEND, ADOPT, AND RESCIND
AND TO HOLD A PUBLIC HEARING ON THE DIVISION OF FORESTRY'S
SILVICULTURAL ASSISTANCE PROGRAM, OHIO FOREST TAX LAW, MINERAL
EXPLORATION, AND KINDLED FIRE WAIVERS RULES

The Chief for the Division of Forestry pursuant to Chapter 119. and sections 1503.01 and 1503.51 of the Revised Code, hereby gives notice of his intention to amend, adopt, and rescind the following Silvicultural Assistance Program Rules:

- 1501:3-12-01: General provisions; (adopt)
- 1501:3-12-01: General provisions; (rescind)
- 1501:3-12-02: Erosion from silvicultural operations; (amend)
- 1501:3-12-03: Forestry pollution abatement fund and cost sharing; (amend)
- 1501:3-12-04: Administrative procedures; (amend)
- 1501:3-12-05: Timber harvest plans; (adopt)
- 1501:3-12-05: Operating procedures; (rescind)
- 1501:3-12-06: Chief's orders; (rescind)
- 1501:3-12-06: Forestry pollution complaint process; (adopt)
- 1501:3-12-07: Chief's orders; (adopt)
- 1501:3-12-08: Confidentiality; (adopt)

The reasons for amending, adopting, and rescinding these rules are to further define the rule to silviculture and remove the reference to agriculture.

The Chief for the Division of Forestry pursuant to Chapter 119. and sections 1503.01 and 1503.51 of the Revised Code, hereby gives notice of his intention to amend the following Ohio Forest Tax Law Rules:

- 1501:3-10-01: Definitions; (amend)
- 1501:3-10-02: Forest land eligibility; (amend)
- 1501:3-10-03: Application process and fee; (amend)
- 1501:3-10-04: Forest management plan; provisions; (amend)
- 1501:3-10-05: Violations; withdrawals; (amend)
- 1501:3-10-06: Conversions and additions; (amend)
- 1501:3-10-07: Special provisions for property certified prior to November 7, 1994; (amend)

The reasons for amending these rules is to further clarify and simplify the requirements of the program and to comply with the five-year rule review requirements of Section 106.03 of the Revised Code.

The Chief for the Division of Forestry pursuant to Chapter 119. and sections 1503.01 and 1503.51 of the Revised Code, hereby gives notice of his intention to amend the following Kindled Fire Waiver Rule:

1501:3-13-01: Kindled fire waivers and certified prescribed fire managers; (amend)

The reasons for amending this rule is to standardize the process of the fire waiver issuance and criteria needed to fulfill a waiver request.

The Chief for the Division of Forestry pursuant to Chapter 119. and sections 1503.01 and 1503.51 of the Revised Code, hereby gives notice of his intention to amend the following Mineral Exploration Rule:

1501:3-5-03: Mineral exploration prohibited, exceptions, fee; (amend)

The reasons for amending this rule to reduce the special use permit application fee

A public hearing on the proposed new rules will be held December 14, 2018 at 10 a.m.in the E-1 assembly center of the Ohio Department of Natural Resources, 2045 Morse Road, Columbus, OH 43229. At the public hearing, any person affected by the proposed rule amendments, new rules, and/or recessions may appear and be heard in person, or by the person's attorney, or both, and any 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, new rules, and rule recessions, if adopted, will be unreasonable or unlawful.

Written positions, arguments, or contentions regarding these proposed rule amendments, new rules, and rule recessions may also be submitted to the Division of Forestry at the address below or to the following e-mail address: forestry.comments@dnr.state.oh.us. Such written positions, arguments, or contentions must be post-marked or e-mailed by January 2, 2019.

Copies of the proposed rule amendments, new rules, and rule recessions are available on the Register of Ohio website, <http://www.registerofohio.state.oh.us/>. Copies will also be posted on the Ohio Department of Natural Resources Division of Forestry website. For persons who do not have access to the Internet, copies of the proposed rule amendments, new rules, and rule recessions are available from the Ohio Department of Natural Resources, Division of Forestry, 2045 Morse Road, Building H-1, Columbus, OH 43229. If you have any questions, please call the Division of Forestry at (614) 265-6694.