

Public Hearing Notice
Ohio Environmental Protection Agency
Five-Year Rule Review of Ohio Administrative Code (OAC) rule 3745-21-07

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the above-referenced rule primarily to satisfy the requirements of Section 119.032 of the Ohio Revised Code (five-year review). DAPC has found that OAC rule 3745-21-07 "Control of emissions of organic materials from stationary sources (i.e., emissions that are not regulated by rule 3745-21-09, 3745-21-12, 3745-21-13, 3745-21-13, 3745-21-14, 3745-21-15, 3745-21-16, or 3745-21-18 of the Administrative Code)" continues to be necessary, but with significant applicability changes.

DAPC is proposing changes to the current rule to: (a) limit its continued applicability to emissions units that have been required to install controls, or employ control measures pursuant to the existing rule, and (b) maintain the requirements of paragraph (G)(1) in the current rule. The number of changes being made require that the existing rule be rescinded, and a new rule be proposed in its place.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rule before the division formally proposes them. Prior review periods were held ending on 8/17/06 (14 days), and 3/2/06 (30 days). A public hearing was also held on 3/1/06 regarding this rule. Comments were received and changes were made based on the comments. Due to the quantity and complexity of changes, DAPC is withdrawing the rule language originally proposed to the Joint Committee on Agency Rule Review (JCARR) on January 12, 2006 and proposing new language.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on October 3, 2007 at 2:30 p.m., in Conference Room A, 6th Floor at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio.

Pursuant to Part D of Title I of the Clean Air Act, Ohio EPA is required to establish a state implementation plan (SIP) for the attainment and maintenance of the national ambient air quality standards (NAAQS). The above mentioned rules are a part of Ohio's SIP and the proposed amendments will be submitted to USEPA as a modification of the SIP. The above mentioned hearing shall be considered the public hearing for the SIP submittal.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on October 3, 2007, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after October 3, 2007, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on the Web page for electronic downloading by clicking on "regulations" under the " topics" drop-down box. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Todd Brown at Ohio EPA, (614) 644 - 4839, todd.brown@epa.state.oh.us, or mailed to Todd Brown, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.