

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice
Proposed Rulemaking Governing
New Permit to Install Rule for Applicability, Exemptions and Procedures**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 6111.03, 6111.04, 6111.44, 6111.45, 6111.451 and 6111.46 of the Ohio Revised Code and in accordance with Chapter 119 of the Revised Code, proposes to adopt the following new rule of the Ohio Administrative Code:

<u>Rule Number</u>	<u>Title</u>	<u>Action</u>
3745-42-02	Applicability and procedures.	Rescind
3745-42-02	Applicability, exemptions and procedures.	New

This rule addresses water pollution control regulations for applicability, exemptions and procedures associated with a wastewater permit to install.

The purpose of this rulemaking is to replace the existing permit to install rule with a new rule that covers the applicability, exemptions and procedures for a permit to install for any disposal system. Any existing or proposed disposal system will be covered by this rule.

The public comment period will run until **5:00 p.m. on December 18, 2007**. A public hearing on this proposed rule will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held at **1:00 p.m. in Room B at the Ohio EPA Central Office, 50 W. Town St., Suite 700, in Columbus, Ohio on December 18, 2007**.

To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rule.

Written testimony should be sent to the attention of **Elizabeth Bailik** at the Ohio EPA Division of Surface Water, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by **5:00 p.m. on December 18, 2007** will be considered by Ohio EPA prior to final action on this rulemaking. Written comments submitted after this date may be considered as time and circumstances permit.

Questions regarding this rule package should be directed to **Elizabeth Bailik**, at the Division of Surface Water, at (614) 644-2039 or via email at elizabeth.bailik@epa.state.oh.us.

To receive a copy of the proposed rule, please contact Elizabeth Bailik at (614) 644-2039 or by the email address listed above. In addition, the proposed rule is available for review at any Ohio EPA district office and at the Ohio EPA central office. The proposed rule is also accessible on the Division of Surface Water Web site at www.epa.state.oh.us/dsw and the Register of Ohio Web site at www.registerofohio.state.oh.us.