

**State of Ohio**  
**Environmental Protection Agency**

**PUBLIC NOTICE**

August 13, 2009

**Notice of Proposed Rule-making and Public Hearing**

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Drinking and Ground Waters (DDAGW) is proposing revisions to the plan approval rules of the Ohio Administrative Code (OAC). The draft amendments are, in part, a result of the five year rule review requirements of Section 119.032 of the Revised Code.

The division is proposing to amend three plan approval rules, which establish requirements for plan drawings and procedures for plan approval or modification. The revisions include an update to the rule by reference to the 2007 version of the "Recommended Standards for Water Works," and the addition of three new ones: "Planning and Design Criteria for Establishing Approved Capacity for 1) Surface Water and Ground Water Supply Sources, 2) Drinking Water Treatment Plants (WTPs), and 3) Source/WTP Systems"; "Guidelines for Design of Small Public Water Systems"; and "Guidelines for Arsenic Removal Treatment for Small Public Drinking Water Systems." These documents will be available on the DDAGW Web site at <http://www.epa.state.oh.us/ddagw/oac.html#proposed>.

Additionally, paragraph (E) of OAC rule 3745-91-03 was revised to clarify that a professional engineer signature is not always required on plans submitted to the Agency. However, plans are required for the construction or installation of a public water system, or for any major modifications to a public water system.

As part of the rule-making process, the Agency is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The Agency is offering you and your organization the opportunity to comment on these rules before the division adopts them.

A public hearing pursuant to §119.03 of the Ohio Revised Code will be conducted on September 15, 2009, beginning at 2:00 p.m. in Conference Room B at the Ohio EPA, Lazarus Government Center, 50 West Town Street, Columbus, Ohio. All interested persons are entitled to attend or be represented and give their written or oral comments on this proposed rule-making. A presiding officer will be present until all interested persons have been heard.

To facilitate scheduling of oral presentations, persons intending to give testimony at the hearing should ensure that Ohio EPA receives notice of such intent by 5:00 p.m. on September 14, 2009. Persons who provide Ohio EPA with prior notice will be heard

ahead of persons who register at the hearing. **All visitors to Ohio EPA must register at the Security desk in the lobby upon arrival. Please bring photo identification (such as a valid driver's license). For security reasons, visitors are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.** To provide notice of intent to give oral comments at the public hearing, contact Susan Baughman by mail at Ohio EPA, DDAGW, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio 43215, or by phone at (614) 644-2752.

In order to ensure that written comments are considered as part of the official record of this hearing, written comments must be received by Ohio EPA by the close of business **September 15, 2009**. Written comments on the proposed rules may be given to the presiding officer during the hearing, sent by mail to Susan Baughman at the address above, or sent by email to the following address [ddagw\\_rulecomments@epa.state.oh.us](mailto:ddagw_rulecomments@epa.state.oh.us).

To obtain a copy of the proposed rules, contact Donna Roberts at Ohio EPA at (614) 644-2916 or email at [donna.roberts@epa.state.oh.us](mailto:donna.roberts@epa.state.oh.us). Please request the "proposed plan approval rules" and, if a recorded message is left, be sure to include your name, telephone number, and complete mailing address. There is no charge for proposed rules. The proposed rules will be available on the Agency web page until their adoption or withdrawal. The address is: <http://www.epa.state.oh.us/ddagw/oac.html#proposed>.

Questions concerning this proposed rule-making, other than obtaining copies of the proposed rules, may be addressed to Susan Baughman at Ohio EPA, DDAGW, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio 43215 or by phone at (614) 644-2752. Email can be sent to [susan.baughman@epa.state.oh.us](mailto:susan.baughman@epa.state.oh.us).