

**Public Notice**  
**Ohio Environmental Protection Agency**  
**Proposed amendment of**  
**Ohio Administrative Code (OAC) rule 3745-14-01 and**  
**OAC rule 3745-14-06**

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) proposes to amend Administrative Code (OAC) rules 3745-14-01, "Definitions and general provisions" and 3745-14-06, "The NOx allowance tracking system". The amendments are being proposed to facilitate the transition of the affected units from the NOx SIP call into the Clean Air Interstate Rule (CAIR) program (OAC Chapter 3745-109) and to begin the process of 'sunsetting' the parts of OAC Chapter 3745-14 which will no longer be needed as a result of Ohio's CAIR rules beginning in 2009. The proposed rule language consists of the addition of new language in paragraph (C)(2)(a) of OAC rule 3745-14-01 and paragraph (E)(4)(d) of OAC rule 3745-14-06.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the division formally adopts them. On August 11, 2009, these rules went out for a 30 day review by interested parties.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on Tuesday, December 1, 2009 at 11:00 AM in conference room C at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio. 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, visitor's are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.

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 December 1, 2009, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after December 1, 2009, 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 Ohio EPA regulations web page for electronic downloading. The URL is; <http://epa.ohio.gov/dapc/regs/regs.aspx#nox>. 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 Lee F. Burkleca at Ohio EPA, (614) 728-1344, [lee.burkleca@epa.state.oh.us](mailto:lee.burkleca@epa.state.oh.us), or mailed to Lee Burkleca, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.