

LEGAL NOTICE
STATE OF OHIO
DEPARTMENT OF NATURAL RESOURCES
NOTICE OF INTENTION TO AMEND AND HOLD A PUBLIC HEARING ON
INDUSTRIAL MINERALS SURFACE MINING RULES

The Chief of the Division of Mineral Resources Management, pursuant to sections 1514.02, 1514.08, and 1514.40 and Chapter 119. of the Revised Code, hereby gives notice of his intention to amend the following industrial minerals surface mining rules:

1501:14-1-02 Severability.

1501:14-1-03 Successor division.

1501:14-1-04 Procedure for filing applications.

1501:14-1-12 Maps: general requirements, uniform color code and map symbols.

1501:14-1-14 Reports.

1501:14-1-16 Incorporation by reference.

1501:14-2-01 Incorporation by reference of mine safety standards.

1501:14-2-04 Requirements governing the reporting and investigation of accidents for surface mining operations that are inspected by MSHA.

1501:14-2-07 Certified mine foreperson.

1501:14-2-09 Requirements governing the reporting and investigation of accidents and injuries for surface mining operations that are not inspected by MSHA.

1501:14-3-03 Permanent water impoundments.

1501:14-3-04 Use of explosives in industrial minerals operations.

1501:14-3-05 Underground water supplies.

1501:14-3-06 Final slopes.

1501:14-3-07 Final highwalls.

1501:14-3-10 Revegetation.

1501:14-3-11 Construction of dams, dikes, diversions, impoundments, and drainage channels.

1501:14-4-01 Geological data report.

1501:14-4-02 Cross sections.

1501:14-4-04 Abandoned and inactive mining areas.

The reasons for amending these rules are the following:

- To comply with the five-year-review requirements of section 106.03 of the Revised Code.
- To remove regulatory restrictions and offer clarification.
- To eliminate fees.
- To update the publication dates of the Code of Federal Regulations and the United States Code.

A public hearing on the rules with amendments will be held on Monday, December 18, 2023, at 10:00 AM. This public hearing will be held at Ohio Department of Natural Resources, 2045 Morse Road, Building H2 Conference Room, Columbus, Ohio 43229. At the public hearing, any person affected by the proposed rule amendments may appear and be heard in person, or by the person's attorney, or both, and may 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, if adopted, will be unreasonable or unlawful.

Written positions, arguments, or contentions regarding these proposed rule amendments may also be submitted to the Division of Mineral Resources Management at the address below or to the following e-mail address: <mailto:minerals.rules@dnr.ohio.gov>. Comments must be post-marked or e-mailed by Tuesday, December 19, 2023.

Copies of the proposed rule amendments are available on the Register of Ohio website, <http://www.registerofohio.state.oh.us/>.

Copies will also be posted under the "JCARR Review and Public Comment" tab on this Ohio Department of Natural Resources website page: <https://ohiodnr.gov/wps/portal/gov/odnr/rules-and-regulations/rule-changes/proposed-rule-changes/Mineral-Resources-proposed-rule-changes>. For persons who do not have access to the Internet, copies of the proposed rule amendments are available from the Ohio Department of Natural Resources, Division of Mineral Resources Management, 2045 Morse Road, Building H-2, Columbus, Ohio 43229. If you have any questions, please call the Division of Mineral Resources Management at (614) 265-6633.