

**BEFORE THE OHIO ENVIRONMENTAL PROTECTION AGENCY  
PUBLIC NOTICE OF PROPOSED RULE-MAKING  
GOVERNING THE CESSATION OF REGULATED OPERATIONS**

Notice is hereby given that the Director of Environmental Protection, under the authority of Section 3752 of the Ohio Revised Code and in accordance with Chapter 119 of the Ohio Revised Code, proposes to adopt amendments to, or submit for review pursuant to Ohio Revised Code 119.032 without amendment, the following 9 rules of the Ohio Administrative Code (known as the CRO rules):

<u>Rule Number</u>	<u>Rule Title</u>	<u>Action</u>
3745-352-01	Incorporated by reference	amend
3745-352-05	What definitions do I need to know in order to understand the "CRO rules?"	amend
3745-352-10	What is the "cessation of regulated operations" program and how do I determine whether the "CRO rules" apply to a facility?	amend
3745-352-15	Who is responsible for complying with the "CRO rules?"	no-change
3745-352-20	What are my responsibilities if I am an owner or operator?	amend
3745-352-25	What are my responsibilities if I am a holder of a first mortgage on real property, a fiduciary, an indentured trustee for debt securities, or a receiver?	amend
3745-352-30	How do I provide adequate security?	amend
3745-352-35	How do I designate a contact person?	no-change
3745-352-40	How can I get a waiver from complying with certain requirements of rule 3745-352-20 of the Administrative Code?	no-change

**Purpose of rule-making.** The primary purpose of this proposed rule-making is to review these rules pursuant to Ohio Revised Code (ORC) section 119.032, which requires Ohio EPA to review certain rules every five years, and to make corrections as necessary.

**A public hearing** pursuant to ORC sections 119.02 through 119.04 will be conducted on Tuesday, February 7, 2012 at 10:30 a.m. in conference center room B at the Ohio Environmental Protection Agency, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio. All interested parties are entitled to attend or be represented and give their written or verbal comments on this proposed rule-making. A presiding officer will be present until 11:00 a.m. or until all interested parties have been heard if more time is necessary.

**If you plan to attend the hearing,** please be aware that all visitors to Ohio EPA must register at the security desk in the lobby upon arrival. Please bring photo identification (e.g., a valid driver's license); it is a requirement for building admittance. For security reasons, visitors are required to wear their badge at all times while in the building. Please arrive early to complete security procedures.

**To give notice of intent to provide verbal comments at the public hearing,** please contact Kit Arthur; her contact information is at the end of this notice. To facilitate scheduling of verbal presentations, people who intend to give testimony at the hearing should ensure that Ohio EPA receives notice of such intent by 5:00 p.m. on Monday, February 6, 2012. Those who provide Ohio EPA with prior notice will be heard before those who register at the hearing.

**Comment due date.** In order to assure that written communications are considered as part of the official record of this hearing, written communications must be received by Ohio EPA by 5:00 p.m. on Tuesday, February 7, 2012. Written communications may be filed with the presiding officer during the hearing, or provided via U.S. mail or email to Kit Arthur. Your emailed comments on these rules are welcome, but *must* include the sender's name and phone number in order to be verified and considered.

**Accessing the rules.** These proposed rules may be accessed **electronically** via the Register of Ohio (ROO) at <http://www.RegisterOfOhio.state.oh.us/>. Once you enter the ROO website, follow the instructions to access each rule of interest, or search using the "original filing date" so enter "December 30, 2011" at the prompt. Ohio EPA does not have a downloadable "package" of these proposed rules on our website; you will need to access them via the ROO. To obtain a **hard copy** of these proposed rules, please contact Kit Arthur, request "Proposed CRO," and be sure to include your name and phone number if you leave a message. There is no charge for proposed rules, but as a cost-savings measure, only one paper copy will be provided per request (paper copies will be made only upon request).

**Contact information.** Please direct communications concerning these "proposed CRO rules" to Ms. Kit Arthur at email [kit.arthur@epa.state.oh.us](mailto:kit.arthur@epa.state.oh.us) or via phone at (614) 644-2932. The U.S. mail address is Kit Arthur, Division of Materials and Waste Management, Ohio EPA, 50 West Town Street, Suite 700, Columbus, Ohio 43215.