

**BEFORE THE  
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice  
Proposed Rulemaking Governing  
Solid Waste Transfer Facility Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 3734.02 and 3734.12 of the Ohio Revised Code and in accordance with Chapter 119, proposes to original file the following rules of the Ohio Administrative Code:

- 3745-27-21 Solid waste transfer facility permit to install application.
- 3745-27-22 Additional criteria for approval of solid waste transfer facility permit to install application.
- 3745-27-23 Operation of solid waste transfer facilities.
- 3745-27-24 Final closure of solid waste transfer facilities.
- 3745-500-02 General administration – definitions.
- 3745-500-03 Incorporation by reference.
- 3745-500-120 Procedures for issuing, denying, modifying, transferring, and revoking licenses and permits to install.
- 3745-500-210 Variances for solid waste facilities.
- 3745-512-01 Construction – applicability and general compliance.
- 3745-512-02 Construction – definitions.
- 3745-512-17 Alternative construction materials evaluation and reporting.
- 3745-512-30 Construction activities – general requirements.
- 3745-512-50 Construction certification.
- 3745-512-51 Procedure for concurrence of construction certification.
- 3745-512-55 Failed tests and alterations.
- 3745-512-60 Repair of damaged or failed engineered components.
- 3745-512-450 Conveyance pipes.
- 3745-512-460 Tanks.
- 3745-555-01 Solid waste transfer facility – applicability.
- 3745-555-02 Solid waste transfer facility – definitions.
- 3745-555-10 General obligations for owners, operators, and applicants.
- 3745-555-20 Variances, exemptions, alternatives, alterations, and administrative changes.
- 3745-555-110 Parks.
- 3745-555-120 Natural areas.
- 3745-555-130 Domiciles.
- 3745-555-140 Floodplains.
- 3745-555-150 Surface waters.
- 3745-555-200 Engineered components.
- 3745-555-210 Waste handling floor design.
- 3745-555-215 Conveyance pipes.
- 3745-555-216 Leachate holding tanks.

3745-555-300 Permit to install application procedures.  
3745-555-310 Transfer facility permit to install application.  
3745-555-320 Permit to install issuance.  
3745-555-400 License application requirements and procedures.  
3745-555-500 Construction and construction certification requirements.  
3745-555-510 Waste handling floor construction.  
3745-555-520 Building to enclose waste handling area.  
3745-555-610 Operation of a solid waste transfer facility – general requirements.  
3745-555-615 Maintaining a log of operations.  
3745-555-620 Access.  
3745-555-650 Waste handling.  
3745-555-670 Annual report.  
3745-555-690 Operations of a transfer facility that accepts exclusively source-separated yard waste.  
3745-555-700 Closure of a transfer facility.

These rules address solid waste transfer facility regulations.

The purpose of this rule making is to review and reorganize the existing rules in OAC 3745-27-21 to 3745-27-24 into the new multi-program chapter format. Some content changes were made to keep the program current with changes being made to other DMWM-administered programs.

The public comment period will run until June 6, 2016. A public hearing on this proposed rule making will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held on June 6, 2016 at 10:30 a.m. at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio.

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 making.

Written testimony should be sent to the attention of Michelle Mountjoy at the Division of Materials & Waste Management, 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 close of business on June 6, 2016, will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.

Questions regarding this rule package should be directed to Annette De Havilland, at the Division of Materials & Waste Management, at (614) 728-5373.

To receive a copy of the proposed rules, please contact the DMWM receptionist at (614) 644-2621. In addition, full copies of all proposed rules are available for review at any Ohio EPA district office and at the Ohio EPA central office. The proposed rules are also accessible on DMWM's web page at <http://epa.ohio.gov/dmwm/dmwmnonhazrules.aspx>.