

Public Notice and Public Hearing
Ohio Environmental Protection Agency
Five-Year Rule Review and Draft Revisions to Ohio Administrative Code (OAC)
Chapters 3745-18, "Sulfur Dioxide Regulations Rules"

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the above referenced rules primarily to satisfy the requirements of Section 106.03 and 106.031 of the Ohio Revised Code (five-year review). The DAPC finds these rules to be necessary and with need for changes. The rules in this chapter set limits, testing and recordkeeping requirements for emissions of sulfur dioxide from sources in the state of Ohio. A complete discussion of changes can be found in the synopsis document on Ohio EPA's website at the URL listed below.

Also included with this rulemaking for review and comment are draft State Implementation Plan (SIP) submittals for the removal from OAC rule 3745-18-37 of emission limits for Boiler #4 at DTE. St. Bernard, LLC. In Cincinnati, Ohio and modification of emission limits and stack height at the Veolia Fort Hill Plant in Miami, Ohio. The draft submittals are intended to show that these removals and modifications do not cause a violation of Section 110(l) of the Clean Air Act.

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 April 13, 2021 these rules went out for a 30-day review by interested parties. Ohio EPA's responses to comments received is available electronically on Ohio EPA's website at the URL listed below.

Pursuant to Part D of Title I of the Clean Air Act (CAA), Ohio EPA is required to establish a 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, and 110(l) demonstrations will be submitted to the United States Environmental Protection Agency (U.S. EPA) as a modification of the SIP.

Ohio EPA will hold an in-person and virtual public hearing on the rules on **Thursday, December 16, 2021 at 11:00 AM**. The in-person hearing will be at the same time and date and will be located at Ohio EPA, Suite 700, 50 W. Town Street, Columbus, Ohio 43215. During the hearing, the public may submit written comments on the record about the proposed rules. If participating virtually, comments may be submitted electronically and may be submitted verbally if participating in person.

To facilitate the scheduling of oral presentations, persons intending to give testimony in-person at the hearing should notify Cathryn Allen at the Ohio EPA Public Interest Center, cathryn.allen@epa.ohio.gov or (614) 644-2160.

Citizens who want to participate virtually must register in advance for the meeting at: <https://attendee.gotowebinar.com/register/8266035378047504139>

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes and SIP revisions. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on December 16, 2021, will be considered by Ohio EPA prior to final action on this rule and SIP revisions. Written statements submitted after December 16, 2021 may be considered as time and circumstances permit but will not be part of the official record of the hearing.

These rules and associated rulemaking documents are available on DAPC's Web page for electronic downloading. The URL is: <http://epa.ohio.gov/dapc/DAPCrules.aspx>. Please see the information under the "proposed rules" tab. Questions regarding accessing the web site should be directed to Paul Braun at 614-644-3734; other questions or comments about these rules or SIP revisions should be directed to Paul Braun at Ohio EPA, (614) 644-3734, paul.braun@epa.ohio.gov, or mailed to Paul Braun, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.