

Public Hearing Notice
Proposed Rulemaking Governing
Five-Year Rule Review of Rules in Ohio Administrative Code (OAC) Chapter 3745-31, "Permits-to-Install New Sources and Permit-to-Install and Operate Program"

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 3704.03(E) of the Ohio Revised Code (ORC) and in accordance with ORC Chapter 119, proposes to propose amended, new and rescinded rules in Ohio Administrative Code (OAC) Chapter 3745-31, "Permits-to-Install New Sources and Permit-to-Install and Operate Program" to the Joint Committee on Agency Rule Review (JCARR).

These rules relate to procedures for permitting sources of air pollution. Our preliminary review indicates that the rules continue to be necessary, and some require changes. Minor changes are being proposed to OAC rules 3745-31-01, 3745-31-02, 3745-31-05 to 3745-31-07, 3745-31-09 to 3745-31-29, and 3745-31-32. Ohio EPA is also changing OAC rule 3745-31-03, moving portions of the rule related to permit-by-rule into new OAC rule 3745-31-30.

The public comment period will run until Thursday, January 5, 2023. A public hearing on this proposed rulemaking will be held **on January 5, 2023 at 10:30 AM** to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. Ohio EPA will be holding simultaneously an in-person and virtual public hearing. The in-person hearing will be held 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 and verbally if participating in person. Written comments may also be submitted electronically any time before the close of business on January 5, 2023 to DAPC-Comments@epa.ohio.gov.

Citizens who want to participate virtually must register in advance for the meeting at: <https://attendee.gotowebinar.com/register/576246774905945358>.

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.

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.

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 January 5, 2023 will be considered by Ohio EPA prior to final action on this rule and SIP revisions.

Written statements submitted after January 5, 2023 may be considered as time and circumstances permit but will not be part of the official record of the hearing.

These rules and associated documents are available on DAPC's Web page for electronic downloading at <https://epa.ohio.gov/divisions-and-offices/air-pollution-control/regulations/proposed-rules>. Questions regarding accessing the web site and any other questions or comments about these rules should be directed to Paul Braun at Ohio EPA, (614) 644-3734, DAPC-Comments@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. Persons submitting comments electronically may follow-up with a hard copy via regular mail.

To request a reasonable accommodation due to a disability, visit <https://epa.ohio.gov/ada>