

# Hearing Summary

Rule Package: Contingency Plans

Original filing date: 1/4/2022

Public comment start date: 1/4/2022

Public comment end date: 2/8/2022

Public hearing date: 2/8/2022

List of Rules: 3745-85-01

Were there any participants in this public hearing beyond Ohio EPA staff or JCARR staff?

☐ Yes

☒ No

Were there comments received during the public comment period outside of those presented at this hearing?

☐ Yes

☒ No

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This hearing summary has been compiled to meet the requirements of Section 119.03 of the Revised Code.

This hearing summary includes this cover sheet and the following attachments:

1. **Attachment A** - A copy of the public notice for this hearing.
2. **Attachment B** - A copy of the sign-in sheet for this hearing.
3. **Attachment C** - A copy of the script read into the record to begin and end the hearing.

Ohio EPA's response to comments document includes the comments received, who commented, the agency response to comments, and a statement of whether or not the rule was changed due to the comments.

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Ohio EPA digitally records all public hearings for rules. The digital recordings are available upon request. These recordings may be sent out for transcription if necessary.

## Registration Report

Generated

02/08/2022 09:02 AM EST

### General Information

#### Webinar Name

Public Hearing: Contingency Plan Rules (Statewide)

#### Scheduled Start Date

02/08/2022

#### Scheduled Start Time

11:00:00 AM EST

#### Scheduled Duration (minutes)

60

### Registrants

First Name	Last Name	Email	Registration Date	Organization	Registrant's Status	Unsubscribed
thomas	erwin	erwinwater@gmail.com	02/07/2022 02:55 PM EST	City of Sheffield Lake	Approved	No
Ed	Turner	ed.turner@co.warren.oh.us	02/04/2022 03:01 PM EST	Warren County	Approved	No
russell	rataiczak	rataiczak@polymet.us	02/03/2022 08:43 AM EST	polymet	Approved	No
Alice	Godsey	agodsey@ci.perrysburg.oh.us	02/01/2022 08:40 AM EST	City of Perrysburg OH	Approved	No
Sarah	Greeley	sarah.greeley@neaseco.com	01/31/2022 07:32 AM EST	Nease Co. LLC - West Chester, OH	Approved	No
Bethany	Clouden	Bclouden@shinetsua.com	01/25/2022 09:18 AM EST	Shin-Etsu Silicones of America	Approved	No
Alexandra	Rinehart	arinehart@shinetsua.com	01/25/2022 09:09 AM EST		Approved	No
Juanita	Williams	utilityclerk@newknoxville.com	01/21/2022 09:27 AM EST	The Village of New Knoxville	Approved	No
Heather	Freese	hfreese@accgbp.com	01/17/2022 03:20 PM EST		Approved	No
Daniel	Bond	dbond@co.ottawa.oh.us	01/13/2022 01:37 PM EST	Ottawa County Regional Water	Approved	No
Benjamin	Clardy	bclardy@municipalh2o.com	01/10/2022 07:43 AM EST	MunicipalH2O	Approved	No
Robert	Hoke	rhoke@newcarlisle.net	01/06/2022 10:55 AM EST	City of New Carlisle, Water Plant	Approved	No
Dennis	Hevener	lieut1331@yahoo.com	01/06/2022 10:25 AM EST		Approved	No
Mike	Jividen	mjividen@co.ottawa.oh.us	01/06/2022 05:57 AM EST	Ottawa County Sanitary Engineering	Approved	No
Charles	Smith	chuck_smith@clevelandwater.com	01/05/2022 04:59 PM EST	cwd	Approved	No
Jessica	Glowczewski	Jglowczewski@akronohio.gov	01/05/2022 02:28 PM EST	City of Akron	Approved	No
Brian	OConnell	boconnell@bgohio.org	01/05/2022 09:28 AM EST		Approved	No
Joseph	Kolleth	jwkolleth@starkcountyohio.gov	01/05/2022 09:07 AM EST	Stark County Water District	Approved	No
Anthony	Flarey	aflarey@thecityofniles.com	01/05/2022 08:42 AM EST	Niles ohio city sdministration	Approved	No
Kevin	Robertson	krobertson@thecityofniles.com	01/05/2022 07:34 AM EST	City of Niles	Approved	No
Jim	Shaw	jshaw@co.lucas.oh.us	01/04/2022 04:15 PM EST	Lucas Co	Approved	No
Lincoln	Frey	lincolnfrey@fultoncountyoh.com	01/04/2022 03:50 PM EST	Fulton County Public Utilities	Approved	No
Rylee	Lane	Rylee.Lane@epa.ohio.gov	01/04/2022 07:58 AM EST	Ohio EPA	Approved	No
Julie	Tapp	jultap@pyrotek.com	12/17/2021 09:02 AM EST	Pyrotek	Approved	No
Zachary	Winoker	zachary.winoker@epa.ohio.gov	12/14/2021 03:19 PM EST	Ohio EPA	Approved	No
J	Lee	james.lee@epa.ohio.gov	12/14/2021 02:33 PM EST		Approved	No

## GoTo Webinar

#### Webinar ID

396-697-091

#### Registered

27

#### Opened Invitation

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#### Clicked Registration

Link

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**BEFORE THE  
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**1/4/2022**

**Public Notice: Proposed Rulemaking: Contingency Plans**

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Drinking and Ground Waters (DDAGW) proposed revisions to rules in Chapter 3745-85 of the Ohio Administrative Code. DDAGW has reviewed the Contingency Plans rules to satisfy the five-year rule review requirements of section 106.03 and 106.031 of the Ohio Revised Code. OAC Chapter 3745-85 describes the requirements of Contingency Plans for community water systems.

Proposed revisions to OAC Rules 3745-85-01 include the following:

- Review and add to required circumstances that PWSs must include (Cyberattacks, Supply chain disruptions, severe disease outbreak)
- Clarify filing and recording requirements for both electronically stored files and hard copies
- Ensure consistency with American's Water Infrastructure Act
- Additions to process for updating emergency contact list and 24-hour call list
- Review of critical user designation and consultation process for hazardous spill exercises
- Correct minor grammatical errors

The public comment period will run until February 8<sup>th</sup>, 2022. A public hearing on this proposed rulemaking will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. Ohio EPA will be holding an in-person and virtual public hearing on the rules on February 8<sup>th</sup>, 2022 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 and verbally if participating in person. To facilitate the scheduling of oral presentations, persons intending to give testimony in-person at the hearing should notify the Ohio EPA Public Interest Center, [mary.mccarron@epa.ohio.gov](mailto:mary.mccarron@epa.ohio.gov) or (614) 644- 2160.

Citizens who want to participate virtually must register in advance for the meeting at <https://register.gotowebinar.com/register/8173865518112958477>

Comments can be submitted by email to [ddagw\\_rulecomments@epa.ohio.gov](mailto:ddagw_rulecomments@epa.ohio.gov). Comments should be received at the above address by close of business, February 8<sup>th</sup>, 2022.

To facilitate scheduling of oral presentations, persons intending to give testimony at the hearing should ensure that Ohio EPA receives notice of such intent by February 7<sup>th</sup>, at 5:00 PM. Persons who provide Ohio EPA with prior notice will be heard ahead of persons who register at the hearing. To provide notice of intent to give oral comments at the public hearing, contact Colin White by mail at Ohio EPA, DDAGW, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio 43215, or by phone at (614) 644-2759.

In order to ensure that written comments are considered as part of the official record of this hearing, written comments must be received by Ohio EPA by the close of business February 8<sup>th</sup>, 2022. Written comments on the proposed rules may be given to the presiding officer during the hearing, sent by mail to Zach Winoker at the address above, or sent by email to the following address: [ddagw\\_rulecomments@epa.ohio.gov](mailto:ddagw_rulecomments@epa.ohio.gov).

To obtain a copy of the proposed rules, contact Zach Winoker at Ohio EPA at (614) 644-3387 or email at [Zachary.Winoker@epa.ohio.gov](mailto:Zachary.Winoker@epa.ohio.gov). Please request the "Contingency Plans Amended Rules" and be sure to include your name, telephone number, and complete mailing address. There are amendments to the proposed rules. These rules and associated documents are available on DDAGW's Web page for electronic downloading here: <https://epa.ohio.gov/ddagw/DDAGWrules>

Comments can be submitted in hard copy to the following address: "Ohio Environmental Protection Agency, DDAGW, P.O. Box 1049, Lazarus Government Center, Columbus, Ohio 43216-1049, Attn: Zach Winoker" or by email to [ddagw\\_rulecomments@epa.ohio.gov](mailto:ddagw_rulecomments@epa.ohio.gov). Comments should be received at the above address by close of business, February 8<sup>th</sup>, 2022.