



## Memorandum of Response

**To:** Sophia Papadimos, Regulatory Policy Assistant  
**From:** Mandi Payton, Rules Coordinator  
**Date:** April 9, 2015  
**Re:** Memorandum of Response to CSI Review – General Provisions on Air Pollution Control  
(OAC Rules 3745-15-01 through 3745-15-09)

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### Recommendations

On April 9, 2015, Ohio EPA received the Recommendations for the Division of Air Pollution Control's General Provisions (OAC Rules 3745-15-01 through 3745-15-09) Rules.

The CSI memorandum stated that:

"According to the BIA, the Agency sent notification to more than 1,200 stakeholders soliciting comment and feedback on the existing rules. Stakeholders' feedback resulted in changes to existing rules which were summarized in a "Synopsis of Changes" document and distributed as part of this rule package.

The majority of amendments in the proposed rules were minor and primarily stylistic. One proposed change in OAC 3745-15-05 "De Minimis" air contaminant source exemption, was to amend certain numbers from text such as "ten," to numerical values including one decimal point such as "10.0" This proposed change drew opposing comment, and after consideration the OEPA decided to revert back to the original text format for describing numerical values. On February 24, 2015, the OEPA provided responses to all comments and included its rationale for why the suggested changes should or should not be implemented.

Review of the proposed rules and associated BIA prompted follow-up with the OEPA to gain a better understanding of certain explanations and to request a revised BIA. Upon review of the proposed rules, revised BIA, comments and response to comments, the CSI Office has determined that the rule satisfactorily meets the standards espoused by the CSI Office, and the purpose of the amendments is justified.

For the reasons discussed above, the CSI Office does not have any recommendations for this rule package.

Based on the above comments, the CSI Office concludes that the Ohio Environmental Protection Agency should proceed with the formal filing of this rule package with the Joint Committee on Agency Rule Review."

### Next Steps

At this time, it is Ohio EPA's plan to move forward with the original filing of this rule with the Joint Committee on Agency Rule Review.

If you have any questions please contact Mandi Payton at 614-644-2782.