



MEMORANDUM OF RESPONSE

To: Ethan Wittkorn, Regulatory Policy Advocate

From: Mandi Payton, Rules Coordinator

Date: July 23, 2021

Subject: Memorandum of Response to CSI Review – CSI Review – Chapter 3745-18, 5-year review and Globe SO2 Emissions Limit (OAC 3745-18-01 to 3745-18-94)

Recommendations

On July 23, 2021, Ohio EPA received the recommendations for the Division of Air Pollution Control's Chapter 3745-18, 5-year review and Globe SO2 Emissions Limit (OAC 3745-18-01 to 3745-18-94) rules.

The CSI memorandum stated that:

"Impacted communities include facilities that operate under air pollution control permits, and coal or other fossil fuel-fired facilities. Potential impacts of the rules include costs and time associated with a facility complying with sulfur dioxide emission limits specific to their county. Additionally, facilities are required to report information on compliance to the EPA and obtain permits to install and operate facilities. The EPA has estimated costs to facilities include up to \$250,000 for time and consulting fees to develop a compliance assurance plan and demonstrate emissions compliance, up to \$50,000 for laboratory equipment for necessary testing, annual costs of up to \$70,000 for daily material sampling, and up to \$400,000 in equipment and employee costs to perform validation tests. The proposed rules are necessary to enact and maintain sulfur dioxide standards required by the Clean Air Act.

Based on the information above, the CSI Office has no recommendations on this rule package.

The CSI Office concludes that the EPA should proceed in filing the proposed rules 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 these rules with the Joint Committee on Agency Rule Review.

If you have any questions, please contact Mandi Payton at amanda.payton@epa.ohio.gov.