

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice
Proposed Rulemaking Governing
Solid Waste Transfer Facility Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 3734.02 of the Ohio Revised Code (ORC) and in accordance with ORC Chapter 119, proposes to original file the following rules of the Ohio Administrative Code:

Rule Number	Rule Title	Action
3745-500-03	Incorporation by reference.	Amend
3745-555-01	Solid waste transfer facility - applicability.	Amend
3745-555-02	Solid waste transfer facility - definitions.	Amend
3745-555-10	General obligations for owners, operators, and applicants.	Amend
3745-555-20	Variances, exemptions, alternatives, alterations, and administrative changes.	No Change
3745-555-110	Parks.	No Change
3745-555-120	Natural areas.	No Change
3745-555-130	Domiciles.	No Change
3745-555-140	Floodplains.	Amend
3745-555-150	Surface waters.	No Change
3745-555-200	Engineered components.	No Change
3745-555-210	Waste handling floor design.	No Change
3745-555-215	Conveyance pipes.	No Change
3745-555-216	Leachate holding tanks.	No Change
3745-555-300	Permit to install application procedures.	Amend
3745-555-310	Transfer facility permit to install application.	Amend
3745-555-320	Permit to install issuance.	No Change
3745-555-400	License application requirements and procedures.	Amend
3745-555-500	Construction and construction certification requirements.	No Change
3745-555-510	Waste handling floor construction.	No Change
3745-555-520	Building to enclose waste handling area.	Amend
3745-555-610	Operation of a solid waste transfer facility – general requirements.	Amend
3745-555-615	Maintaining a log of operations.	Amend
3745-555-620	Access.	Amend
3745-555-650	Waste handling.	Amend
3745-555-670	Annual report.	Amend
3745-555-690	Operations of a transfer facility that accepts exclusively source-separated yard waste.	Amend
3745-555-700	Closure of a transfer facility.	Amend

Ohio Administrative Code Chapter 3745-555 contains specifications for owners and operators of solid waste transfer facilities and is currently due for a five-year review pursuant to Ohio Revised Code section 106.03. Ohio Administrative Code rule 3745-500-03 lists documents incorporated by reference into OAC Chapters 3745-500 to 3745-599 and provides their availability.

The purpose of this rule making is to satisfy the requirements of Ohio Revised Code section 106.03. The Agency has reviewed the current rules and has determined that minimal changes are necessary.

The public comment period will run until February 7, 2024. 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 7, 2024, at 10:30 a.m. During the hearing, the public may submit written comments on the record about the proposed rules and, if participating in person, may provide comments verbally.

The in-person hearing will be located at Ohio EPA, Suite 700, 50 W. Town Street, Columbus, Ohio 43215. Anyone wishing to participate virtually must register in advance for the meeting at: <https://attendee.gotowebinar.com/register/4626975163897472853>. Registration for the in-person hearing is not required.

Persons intending to give testimony at the hearing should notify the Ohio EPA Office of Communications and Outreach, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160 or by emailing mary.mccarron@epa.ohio.gov. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rule making.

Written testimony should be emailed to the attention of Michelle Mountjoy at michelle.mountjoy@epa.ohio.gov. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by close of business on February 7, 2024, will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.

Questions regarding this rule package should be directed to Michelle Mountjoy at the Division of Materials and Waste Management at (614) 728-5372 or michelle.mountjoy@epa.ohio.gov.

To receive a copy of the proposed rules, please contact the DMWM receptionist at (614) 644-2621. In addition, full copies of all proposed rules are available for review at any Ohio EPA district office and at the Ohio EPA central office. The proposed rules are also accessible on DMWM web page at <https://epa.ohio.gov/divisions-and-offices/materials-and-waste-management/regulations/proposed-rules>.

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