

**In BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Public Notice
Proposed Rulemaking Governing
Solid Waste and Construction and Demolition Debris Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 3714.02, 3714.022, 3714.062, 3734.02, 3734.021, 3734.12, and 3734.73 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
3745-27-06	Sanitary landfill facility permit to install application.	Amend
3745-27-08	Sanitary landfill facility construction.	Amend
3745-27-09	Sanitary landfill facility operating record.	Amend
3745-400-26	Operator certification.	Amend
3745-513-370	Certification report for modern and historic facilities	Amend
3745-550-300	Permit to install.	Amend
3745-560-100	Class I composting facility establishment	Amend

These rules of the Ohio Administrative Code contain specifications for owners and operators of solid waste landfills, solid waste incinerators and energy recovery facilities, solid waste composting facilities, construction and demolition debris landfill and processing facility certified operators, and any person engaging in in filling, grading, excavating, building, drilling, or mining on land where a hazardous waste facility or solid waste facility was operated.

In a joint rulemaking effort, the Lieutenant Governor's office and Ohio EPA have identified instances where notarized signatures are required. To reduce adverse impacts to regulated entities, Ohio EPA is proposing to remove the requirement to provide notarized signatures where possible.

The public comment period will run until February 12, 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 12, 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/7537179033159214426>. 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 12, 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>.