

OHIO ENVIRONMENTAL PROTECTION AGENCY

Public Notice
Proposed Rulemaking Governing
Storm Water

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 6111.03 of the Ohio Revised Code and in accordance with Chapter 119, proposes to original file the following rules of the Ohio Administrative Code:

<u>Rule #:</u>	<u>Title:</u>	
3745-39-01	Applicability of rules of procedure and definitions.	Amend
3745-39-02	Objectives of the Ohio EPA storm water management program for small MS4s.	Amend
3745-39-03	Ohio EPA NPDES requirements for small MS4s.	Amend
3745-39-04	Ohio EPA NPDES requirements for industries, including construction activities, and large and medium MS4s	Amend

These rules address stormwater regulations.

The purpose of this rule making is to conduct the five year rule review of rule 3745-39-01, to update language throughout the other three rules to be consistent, and to make updates of references and cross references with other rules and to be consistent with USEPA's June 7, 2023 final rule to clarify designation criteria for Small MS4s.

The public comment period will run until December 5, 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 Thursday, December 5th at 10:30a.m. 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.

Citizens who want to participate virtually must register in advance for the meeting at: <https://attendee.gotowebinar.com/register/3197212030967960919>

Registration for the in-person hearing is not required. Citizens intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, 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 sent to the attention of Emily Imhoff, Rules Coordinator at the Division of Surface Water, P.O. Box 1049, Columbus Ohio 43216-1049 or can be emailed to dsw_rulecomments@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 December 5, 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 Wesley Sluga, at the Division of Surface Water at Wesley.Sluga@epa.ohio.gov or by phone at (614) 644-2141.

To receive a copy of the proposed rules, please contact the DSW receptionist at (614) 644-2001. 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 the DSW web page at epa.ohio.gov/divisions-and-offices/surface-water/regulations/proposed-rules

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