

Public Hearing Notice
Ohio Environmental Protection Agency
Proposed Rescission of
Ohio Administrative Code (OAC) Chapter 3745-101
Transportation Conformity

Please note that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the rules in OAC chapter 3745-101, "Transportation Conformity" and determined that the rules are no longer necessary and can be rescinded.

On March 2, 2015, USEPA published in the federal register (80 FR 11133) a notice detailing the replacement of OAC Ch. 3745-101 in Ohio's state implementation plan (SIP) with a set of memorandums of understanding (MOU) between Ohio EPA and various federal, state and local agencies responsible for the conformity process. Because the rules in OAC Chapter 3745-101 are no longer a part of Ohio's SIP, they are no longer necessary, therefore, Ohio EPA is rescinding all of the rules in this chapter.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the Division formally adopts them. On July 1, 2015, these rules went out for a 30-day review by interested parties. Ohio EPA did not receive any comments on the rulemaking.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on Tuesday, October 27, 2015 at 10:30 AM at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio. All visitors to Ohio EPA must register at the Security desk in the lobby upon arrival. Please bring photo identification (such as a valid driver's license). For security reasons, visitor's are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.

Pursuant to Part D of Title I of the Clean Air Act, Ohio EPA is required to establish a state implementation plan (SIP) for the attainment and maintenance of the National Ambient Air Quality Standards (NAAQS). The above-mentioned rules are a part of Ohio's SIP and the proposed amendments will be submitted to USEPA as a modification of the SIP. The above-mentioned hearing shall be considered the public hearing for the SIP submittal.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on October 27, 2015, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after October 27, 2015, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on DAPC's Web page for electronic downloading. The URL is: <http://epa.ohio.gov/dapc/DAPCrules.aspx> and see the information under the "proposed rules" tab. Questions regarding accessing the web site should be directed to Paul Braun at 614-644-3734; other questions or comments about these rules should be directed to Paul Braun at Ohio EPA, (614) 644-3734, paul.braun@epa.ohio.gov or mailed to Paul Braun, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.