

(A) Permit to install.

- (1)** Except as provided in rule 3745-31-03 of the Administrative Code, no person shall cause, permit, or allow the installation of a new source of air pollutants or a new disposal system as defined in division (G) of section 6111.01 of the Revised Code, or cause, permit, or allow the modification of an air contaminant source or a disposal system, or establish or modify a solid waste disposal facility or an infectious waste treatment facility, without first obtaining a permit to install from the director. With regard to disposal systems as defined in division (G) of section 6111.01 of the Revised Code, application for a permit to install shall include plans for the disposal system, and issuance of a permit to install shall constitute approval of plans for the disposal system pursuant to sections 6111.44 and 6111.45 of the Revised Code.
- (2)** The owner or operator of any air contaminant source may apply for a permit to install to voluntarily limit the allowable emissions from the air contaminant source or limit the type of air contaminants authorized to be emitted from the air contaminant source. The director shall act upon such application in accordance with the requirements of rule 3745-31-05 of the Administrative Code, provided that paragraphs (A)(3) and (C) of that rule shall not apply unless the application is for the installation of a new source as defined by paragraph (PP) of rule 3745-31-01 of the Administrative Code or is for a modification of an air contaminant source as defined by paragraph (MM) of rule 3745-31-01 of the Administrative Code.
- (3)** The transferee of any permit to install shall assume personally the responsibilities of the original permit holder-transferor. The Ohio Environmental Protection Agency must be notified in writing of any transfer of a permit to install.

(B) Land application of sludge.

In the case of land application of sludge, no person shall cause, permit, or allow sludge to be applied to land without first submitting and obtaining approval of detail plans from the director. Any plan approval issued for land application of sludge shall specifically describe the type, character, and composition of such sludge and shall specifically designate the method, terms and conditions of its application.

- (C)** The director, in his discretion, may issue an order requiring any person planning to install or modify, or in the process of installing or modifying, any air contaminant

3745-31-02 Requirements.

(A) Permit to install.

- (1) Except as provided in rule 3745-31-03 of the Administrative Code, no person shall cause, permit, or allow the installation of a new source of air pollutants or a new disposal system as defined in division (G) of section 6111.01 of the Revised Code, or cause, permit, or allow the modification of an air contaminant source or a disposal system, or establish or modify a solid waste disposal facility or an infectious waste treatment facility, without first obtaining a permit to install from the director. With regard to disposal systems as defined in division (G) of section 6111.01 of the Revised Code, application for a permit to install shall include plans for the disposal system, and issuance of a permit to install shall constitute approval of plans for the disposal system pursuant to sections 6111.44 and 6111.45 of the Revised Code.
- (2) The owner or operator of any air contaminant source may apply for a permit to install to voluntarily limit the allowable emissions from the air contaminant source or limit the type of air contaminants authorized to be emitted from the air contaminant source. The director shall act upon such application in accordance with the requirements of rule 3745-31-05 of the Administrative Code, provided that paragraphs (A)(3) and (C) of that rule shall not apply unless the application is for the installation of a new source as defined by paragraph (PP) of rule 3745-31-01 of the Administrative Code or is for a modification of an air contaminant source as defined by paragraph (MM) of rule 3745-31-01 of the Administrative Code.

(B) Land application of sludge.

In the case of land application of sludge, no person shall cause, permit, or allow sludge to be applied to land without first submitting and obtaining approval of detail plans from the director. Any plan approval issued for land application of sludge shall specifically describe the type, character, and composition of such sludge and shall specifically designate the method, terms and conditions of its application.

- (C) The director, in his discretion, may issue an order requiring any person planning to install or modify, or in the process of installing or modifying, any air contaminant source and/or disposal system as these terms are defined in paragraphs (D) and (U) of rule 3745-31-01 of the Administrative Code, which are otherwise exempted, to obtain

a permit to install or plan approval, before proceeding with installation or modification, if in the director's judgment, operation of the air contaminant source and/or disposal system after installation or modification might result in a violation of the criteria established in paragraph (A) of rule 3745-31-05 of the Administrative Code.

- (D) The director, in his discretion or where required to do so by federal laws or regulations, may issue a single permit to install or plan approval having application to all pollutants of any kind emanating from any air contaminant source, disposal system, or solid waste disposal facility, or issue a single permit to install or plan approval having applicability to more than one air contaminant source, disposal system or solid waste disposal facility, controlled by a common owner or operator, located in the same county.

Replaces: _____

Effective: April 27, 1998

Certification: original signed by Donald R. Schregardus
Donald R. Schregardus, director
Ohio Environmental Protection Agency

April 8, 1998
Date

Promulgated under: R.C. 119
Rule amplifies: R.C. 3704.03, 3734.02,
3734.05, 6111.03
119.032 review date:
Rule authorized by: R.C. 3704.03,
3734.02, 3734.05, 6111.03
Prior effective date: 1/1/74, 8/15/82,
9/18/87, 4/20/94, 4/12/96