

**State of Ohio**  
**Environmental Protection Agency**

**PUBLIC NOTICE**

January 26, 2009

**Request for Comment on Draft Rules**

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Drinking and Ground Waters (DDAGW) is proposing revisions to Chapter 3745-91 of the Ohio Administrative Code (OAC), which sets forth the requirements for plan approval of public water systems. The draft rules are, in part, a result of the five year rule review requirements of Section 119.032 of the Revised Code.

The division is proposing to amend three plan approval rules, which establish requirements for plan drawings and procedures for plan approval or modification. The revisions include an update to the rule by reference to the 2007 version of the "Recommended Standards for Water Works," and the addition of three new ones: "Planning and Design Criteria for Obtaining Approved Capacity from Ohio EPA for 1) Surface Water and Ground Water Supply Sources, 2) Drinking Water Treatment Plants, and 3) Water Systems, "Guidelines for Design of Small Public Water Systems" and "Guidelines for Arsenic Removal Treatment for Small Public Drinking Water Systems." These documents will be available on the DDAGW Web site at <http://www.epa.state.oh.us/ddagw/oac.html#drafrules>.

Additionally, paragraph (E) of OAC rule 3745-91-03 was revised to clarify that a professional engineer signature is not always required on plans submitted to the Agency. However, plans are required for the construction or installation of a public water system, or for any major modifications to a public water system.

As part of the rule-making process, the Agency is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The Agency is offering you and your organization the opportunity to comment on these rules before the division adopts them.

To obtain a copy of the proposed rules, contact Flo Sellu at Ohio EPA at (614) 644-2916 or email at [flo.sellu@epa.state.oh.us](mailto:flo.sellu@epa.state.oh.us) or write to "Ohio Environmental Protection Agency, Division of Drinking and Ground Waters, P.O. Box 1049, Lazarus Government Center, Columbus, Ohio 43216-1049, Attn: "Flo Sellu". Please request the "draft plan approval rules" and be sure to include your name, telephone number, and complete mailing address. There is no charge to receive a copy of these draft rules. The draft rules will be available on the Agency web page until their adoption or withdrawal. The address is: <http://www.epa.state.oh.us/ddagw/oac.html#drafrules>.

Questions concerning these draft rules, other than obtaining copies of the proposed rules, may be addressed to Susan Baughman at the above address or by phone at (614) 644-2752. Comments can be submitted in hard copy to the following address: "Ohio Environmental Protection Agency, Division of Drinking and Ground Waters, 50 West Town Street, Suite 700, Lazarus Government Center, Columbus, Ohio 43215, Attn: Susan Baughman" or by email to [ddagw\\_rulecomments@epa.state.oh.us](mailto:ddagw_rulecomments@epa.state.oh.us). Comments should be received at the above address by close of business February 20, 2009.