

**C. NEPA**

June 2, 1982

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Valdas Adamkus  
Regional Administrator  
U.S. EPA, Region V  
230 South Dearborn Street  
Chicago, Illinois 60604

Dear Mr. Adamkus:

The purpose of this letter is to request delegation of authority for the State of Ohio to implement and enforce the provisions of the National Emission Standards for Hazardous Air Pollutants (NESHAPS). This authority is being requested pursuant to Section 112, Part (d)(1) of the Clean Air Act as amended August of 1977.

The Ohio EPA has revised Chapters 3745-31 and 3745-35 of the Ohio Administrative Code which govern the issuance of permits to install new sources and permits to operate existing sources of air pollution. These revisions incorporate by reference all federal rules promulgated under Section 112 of the Clean Air Act. The effective date of the Permit to Operate revisions is June 14, 1982. The revised Permit to Install rules will be effective before August 1, 1982. The revised rules will require new sources of hazardous air pollutants to undergo a thorough review to insure that proper control measures are being taken and that all applicable NESHAPS requirements are met. Existing sources are required to comply with NESHAPS provisions within the time-table contained in the federal rules.

Under the revised Ohio rules any changes or additions in the federal NESHAPS rules will be automatically enforceable on the state level. For this reason, we would appreciate your consideration of a general request that all future NESHAPS promulgations by U.S. EPA be considered automatically delegated to the Ohio EPA.

Attached for your information are copies of the permit to install and permit to operate rules as revised. If you have any questions regarding this request please address them to Robert Hodanbosi, (614) 466-6116 Division of Air Pollution Control.

Very truly yours,

*Wayne*  
Wayne S. Nichols  
Director

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**AIR & HAZARDOUS MATERIALS DIV.**  
U. S. EPA, REGION V,  
DIRECTOR'S OFFICE