



Ohio Administrative Code

Rule 3745-91-08 Procedure for approval; changes.

Effective: August 12, 2023

(A) The following shall be used as a guide in the technical review of plans submitted under this chapter of the Administrative Code:

(1) The Ohio EPA's "Planning and Design Criteria for Establishing Approved Capacity for (1) Surface Water and Ground Water Supply Sources, (2) Drinking Water Treatment Plants (WTPs), and (3) Source/WTP Systems" (2010). The terms and conditions of this document shall be followed in the event of inconsistencies between this document and the document in paragraph (A)(2) of this rule.

(2) "The Great Lakes-Upper Mississippi River Board of State and Provincial Public Health and Environmental Managers' Recommended Standards for Water Works"(RSWW).

(3) The Ohio EPA's "Guidelines for Design of Small Public Water Systems" (2015). The requirements of Chapter 3745-9 of the Administrative Code shall be followed in the event of inconsistencies between this document and Chapter 3745-9 of the Administrative Code.

(4) The Ohio EPA's "Guidelines for Arsenic Removal Treatment for Small Public Drinking Water Systems" (2010).

(5) "Expert Panel Final Report: Evaluation of the Feasibility of Developing Uniform Water Recycling Criteria for Direct Potable Reuse." Prepared August 2016 by the National Water Research Institute for the State Water Resources Control Board, Sacramento, CA.

(6) Such other publications as may be prepared by the Ohio EPA for guidance of designers of public water systems.

(B) If an application is incomplete, the applicant shall be so notified. No action will be taken on an application until it is complete. An incomplete application may be returned to the applicant.



(C) If an application is complete, but plans are not approvable, the applicant shall be so notified. Such notice may be accompanied by a statement of alterations or revisions necessary for approval, or the director may, in the alternative, disapprove the plans. A revised application shall be made in the same manner as required by this chapter of the Administrative Code for original application, or as directed in the notice.

(D) Approval of plans submitted under this chapter of the Administrative Code may be conditioned upon requirements that may be necessary or desirable to ensure that the system being constructed, or of which the proposed project is a part, will be able to meet generally accepted standards for the design, equipping and operation of water systems.

(E) Plans that require an escrow under section 6109.08 of the Revised Code shall not be approved until compliance with said section and Chapter 3745-92 of the Administrative Code is achieved. Compliance with said section and chapter are not required until the applicant is notified that the plans will be approved upon compliance with said section and chapter. If compliance does not occur within thirty days following receipt of such notice, the director may return the application as incomplete.

(F) When plans are approved, a copy of the plan drawings shall be so marked and returned to the owner, accompanied by notice of approval. The director may send copies of such materials to such other persons as the director may deem advisable.

(G) No person shall construct or install a public water system, or make any substantial change in a public water system, as defined in rule 3745-91-01 of the Administrative Code, which is not in accordance with plans approved by the director.

Requests for substantial changes from approved plans shall be made in advance of any construction work that will be affected by such changes, and shall allow sufficient time for review and approval by the director. A request for substantial change shall be made in the same manner as required by this chapter of the Administrative Code.

[Comment: "Planning and Design Criteria for Establishing Approved Capacity for (1) Surface Water



and Ground Water Supply Sources, (2) Drinking Water Treatment Plants (WTPs), and (3) Source/WTP Systems," issued 2010. This document is available from "Ohio EPA, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, OH 43215," (614) 644-2752. A copy may also be obtained online at <https://epa.ohio.gov/divisions-and-offices/drinking-and-ground-waters.>]

[Comment: "Recommended Standards for Water Works" 2018 edition. Copies are available online at https://www.health.ny.gov/environmental/water/drinking/regulations/docs/2018_recommended_standards.pdf.]

[Comment: "Guidelines for Design of Small Public Water Systems," issued 2015. This document is available from "Ohio EPA, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, OH 43215," (614) 644-2752. A copy may also be obtained online at <https://epa.ohio.gov/divisions-and-offices/drinking-and-ground-water.>]

[Comment: "Guidelines for Arsenic Removal Treatment for Small Public Drinking Water Systems," first edition, issued 2010. This document is available from "Ohio EPA, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, OH 43215," (614) 644-2752. A copy may also be obtained online at <https://epa.ohio.gov/divisions-and-offices/drinking-and-ground-waters.>]

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