

As Introduced

124th General Assembly
Regular Session
2001-2002

S. B. No. 15

SENATOR Mumper

A BILL

To enact section 1514.081 of the Revised Code to
require the Chief of the Division of Mineral
Resources Management in the Department of Natural
Resources to adopt rules governing the beneficial
use of lime mining wastes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF OHIO:

Section 1. That section 1514.081 of the Revised Code be
enacted to read as follows:

Sec. 1514.081. (A) As used in this section:

(1) "Lime mining wastes" means residual solid or semisolid
materials generated from lime or limestone mining and processing
operations, including, without limitation, lime kiln dust,
scrubber sludge from lime kiln operations, lime or limestone
materials not meeting product specification, lime hydrating
materials, and other lime or limestone mining, processing, or
calcining materials associated with lime or limestone mining or
processing.

(2) "Beneficial use" means the use of lime mining wastes for
land application for land that is reclaimed in accordance with
this chapter and rules adopted under it, including, but not
limited to, use as fill material in quarries, and any other

purposes designated by the chief of the division of mineral resources management, including demonstration projects approved by the chief.

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(3) "Solid waste disposal facility" means a facility for the disposal of solid wastes that is licensed under Chapter 3734. of the Revised Code.

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(4) "Disposal system" has the same meaning as in section 6111.01 of the Revised Code.

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(B) The chief may adopt, amend, and rescind rules in accordance with Chapter 119. of the Revised Code establishing standards and requirements for the beneficial use of lime mining wastes, including the beneficial use of lime mining wastes at lime mining and reclamation operations governed by this chapter. The beneficial use of lime mining wastes is subject to any applicable standards and requirements established under this chapter and rules adopted it.

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(C) The beneficial use of lime mining wastes does not constitute establishing a solid waste disposal facility or a disposal system. A beneficial use of lime mining wastes that is authorized under this section is not subject to any of the following:

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(1) Permit and license requirements for solid waste facilities established under sections 3734.02 and 3734.05 of the Revised Code;

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(2) The prohibition against open dumping of solid wastes established under section 3734.03 of the Revised Code;

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(3) Solid waste disposal and generation fees established under sections 3734.57 to 3734.574 of the Revised Code;

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(4) Permit to install and plan approval requirements and prohibitions established under sections 6111.03, 6111.04, 6111.44,

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and 6111.45 of the Revised Code.

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Nothing in this section shall be construed to limit any other requirements that are applicable to the beneficial use of lime mining wastes under Chapter 3704., 3714., 3734., or 6111. of the Revised Code or any local or federal laws, including, without limitation, requirements governing air pollution control permits, hazardous waste installation and operation permits, national pollutant discharge elimination system permits, and section 401 water quality certifications.

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