



## Ohio Administrative Code

### Rule 3750-80-03 Decision by emergency response commission.

Effective: April 1, 2026

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- (A) The emergency response commission votes to grant or deny the application for a variance within one hundred twenty days of the date on which a completed application for a variance is received, unless information is presented to the commission at the meeting which, in the judgement of the commission, requires additional review and evaluation. If the commission determines that the information presented at the meeting needs further evaluation, the commission may approve a motion to delay a vote on the application for a variance until the next regularly scheduled meeting.
- (1) The commission issues an order granting the variance when sixty per cent or more of the voting members of the commission vote to approve the variance application.
  - (2) The commission issues an order denying the variance when less than sixty per cent of the voting members of the commission vote to approve the variance application.
- (B) The commission issues an order within sixty days of the date on which the commission has voted to either grant or deny the application for a variance.
- (C) An order of the commission granting or denying an application for a variance may be appealed to the environmental board of review in accordance with section 3750.19 of the Revised Code.