

**Ohio Department of Natural Resources  
Division of Mineral Resources Management**

**\*\*PROCEDURE DIRECTIVE\*\***

Permitting, Hydrology & Bonding # 2007-1

**This directive replaces all references to submittal of permit revisions (ARP) for Small Area Drainage Exemptions contained in Permitting, Hydrology and Bonding PPD 2001-1. Remove from Notebook.**

**Subject:** Submittal of Application to Revise a Coal Mining Permit (ARP) for SADE – Applicant Guidelines

**Effective:** October 1, 2007

**Purpose:** To revise and streamline the process for submittal of ARPs for Small Area Drainage Exemptions

ARPs for Small Area Drainage Exemptions will no longer be submitted to Columbus for processing. The field inspector responsible for inspection of any given permit will now be responsible for processing SADE permit revision applications for that permit. SADE permit revision applications must now be sent to the respective field office administering the permit named on the ARP. (NOTE: this applies to SADE ARPs ONLY). The ARP will be assigned to the respective inspector for processing.

All revision requests will originate from the inspector and are to be returned to the inspector. Submit four copies of the application.

The ARP for a SADE may not revise any other part of the permit application. For example, the ARP may not request approval of a SADE and request a land use change.

**SMALL AREA DRAINAGE EXEMPTION (SADE)**

The application must include, at the minimum, the following:

1. A certified and notarized map clearly delineating the extent of the exemption area. Include a specific acreage measurement of the area. Designed drainage control structures must also be shown on the map.
2. A description of the area for which the SADE is being requested, including details on why the exemption is needed and the types of alternative drainage control structures that will be implemented.

3. Evidence demonstrating that the discharge will meet the appropriate effluent limitations, including information supporting that runoff from the SADE will conform to OEPA-NPDES effluent limitations.
4. If a designed structure(s) (i.e. sumps, diversions) is to be utilized to control drainage, include certified designs.
5. If straw bale dikes or a silt fence are proposed to control drainage on the area, provide information demonstrating the methods that will be used for maintaining such devices and a schedule for regular maintenance.

Revision letters will contain a due date for submittal of revisions. This date will be flexible through dialog with the inspector. The inspector will be required to make follow-up inquiry concerning delinquent revisions before further action is taken. Failure to submit revisions will result in the application being deemed incomplete and the package will be withdrawn and returned to the applicant. At this point, processing on that application will end. Re-submittal of the same application will be treated as a new application submittal.

Please note that enforcement action may result from failure to obtain an approved application. Enforcement action may also be taken if an area, suitable for exemption but not covered by the provisions of the blanket SADE (see Procedure Directive Permitting, Hydrology & Bonding 2007-2), is created prior to approval of an application as outlined in this Procedure Directive.

If an area is large enough to require pond designs, the area can no longer be considered as suitable for exemption under the provisions governing Small Area Drainage Exemptions. This would constitute a revision of the drainage control plan and should be treated accordingly. EPA Storm Water Pollution Prevention Plan (SWP3) requirements are the responsibility of the operator. In accordance with EPA requirements, affectment of one acre or greater shall require a SWP3.



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