



**Environmental Health Division**

**scph.org**

**TO:** Summit County Public Health  
Solid Waste Program

**RE:** Notice of Intent to Fill

Please be advised that the undersigned will be conducting a "clean fill" operation pursuant to the Ohio Revised Code Section 3714.13 as detailed below:

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| <b>Applicant/Responsible Party</b><br>Name/Title<br>Address<br>Phone Number                                    |  |
| <b>Site Location</b><br>Address<br>City/Village/Township   |  |
| <b>Site Property Owner</b><br>Name<br>Address<br>Phone Number  |  |
| <b>Nature of Fill Material</b><br>(ex. brick, block, tile, stone,<br>reinforced or non-reinforced<br>concrete) |  |
| <b>Purpose of the Fill Operation</b>   |  |
| <b>Beginning Date</b>  |  |
| <b>Ending Date</b>   |  |
| <b>Hours of Operation</b>  |  |
| <b>Signature of Property Owner</b>   |  |
| <b>Date</b>  |  |
| <b>Signature of Applicant</b>  |  |
| <b>Date</b>  |  |

Please note, a new "Notice of Intent to Fill" will be required if there are any changes in the information listed above.

**Ohio Revised Code 3714.13 (F)**

No person shall knowingly place or cause to be placed any reinforced or nonreinforced concrete, asphalt, clay tile, building or paving brick, or building or paving stone resulting from the alteration, construction, destruction, rehabilitation, or repair of any physical structure that is built by humans as fill material on or in any land owned, leased, or controlled by the person, other than on the site where the materials were so generated or removed, without providing written notice to the board of health of the health district in which the land is located or, if the health district is not on the approved list under section [3714.09](#) of the Revised Code, to the director of environmental protection at least seven days prior to the first placement of any such materials as fill material at the off-site location.

**Ohio Administrative Code 3745-400-05 (A) and (C)**

(A) Clean hard fill consisting of reinforced or nonreinforced concrete, asphalt concrete, brick, block, tile, or stone shall be managed in one or more of the following ways:

- (1) Recycled into a usable construction material.
- (2) Disposed in licensed construction and demolition debris or other waste facilities.
- (3) Used in legitimate fill operations for construction purposes or to bring the site up to a consistent grade, on the site of generation.
- (4) Used in legitimate fill operations for construction purposes or to bring the site up to a consistent grade, on a site other than the site of generation, pursuant to paragraph (C) of this rule.

(C) The person responsible for causing clean hard fill to be used in legitimate fill operations for construction purposes or to bring the site up to a consistent grade, on a site other than the site of generation, shall provide a written "Notice of Intent to Fill" to each licensing authority where the clean hard fill is to be placed. The "Notice of Intent to Fill" shall state the nature of the fill material, the site to be filled, when filling will begin and end, and the telephone number of the notifier. The notification shall be received by each local licensing authority with sites to be filled, at least seven days prior to filling as required by division (F) of section [3714.13](#) of the Revised Code. The notifier shall provide a new Notice of Intent to Fill if there are any changes in the information required by this rule for notification.

**DISCLAIMER:**

This Notice of Intent to Fill applies only to the location specified. The applicant, landowner, and any interest holder, either prior to or subsequent to the Notice of Intent to Fill, shall be responsible for any prior or future environmental responsibility concerning the site.

Permission from the United States Army Corps of Engineers (ACOE), the Ohio Department of Natural Resources, and/or the Ohio Environmental Protection Agency (OEPA) may be required prior to conducting any fill operations. This "Notice of Intent to Fill" does not release the owner/operator/applicant from the responsibility of obtaining any permits from the ACOE required under 404 (33 USC 1344) of the Clean Water Act, the OEPA 6111 and 401 Water Quality Certification requirements, or any other applicable rules or regulations.

**For Office Use Only:**

Copy sent to OEPA

Copy sent to ODNR, if applicable

File Copy