

Instructions

The Ohio Environmental Review Appeals Commission has exclusive original jurisdiction over any matter that may be brought before it from final actions of:

- The Director of the Ohio Environmental Protection Agency; or
- The Director of the Ohio Department of Agriculture; or
- The State Fire Marshal's Office; or
- The State Emergency Response Commission; or
- County and local boards of health.

Any person who was a party to a proceeding before any of the above-listed entities may participate in an appeal to the Commission by filing a notice of appeal within thirty (30) days of notice of the final action. In addition, if the Ohio Environmental Protection Agency denies, modifies, revokes, or renews a permit, license, or variance without issuing a proposed action, any person who would be aggrieved or adversely affected by the action may file an appeal with the Commission within thirty (30) days of the issuance, denial, modification, revocation, or renewal.

Pursuant to Ohio Administrative Code 3746-5-07, a notice of appeal shall:

- identify the name, address, and telephone number of the appellant;
- include a copy of the action being appealed;
- contain the assignments of error; and
- contain the relief sought on appeal.

All appeals must be filed via U.S. mail or hand-delivered. No filings via facsimile or electronic transmission will be accepted.

Notice of the filing of the appeal shall be served by the appellant upon the appellee within three days (3) after the appeal is filed with the commission.

The appeal shall be accompanied by a filing fee of \$70.00

The Commission may reduce this filing fee if, by affidavit, the appellant demonstrates that payment of the full amount of the fee would cause extreme hardship. In the event the required filing fee is not submitted to the Commission within five days of the filing of the notice of appeal, the Commission may dismiss the appeal for failure to comply with section 3745.04 of the Revised Code.

**BEFORE THE ENVIRONMENTAL REVIEW APPEALS COMMISSION
STATE OF OHIO**

Appellant's Name : Case No. ERAC _____
Appellant's Address :
Appellant's Telephone :
v. : **NOTICE OF APPEAL**
Appellee's Name :
Appellee's Address :
Appellee's Telephone :
:

Notice is hereby given that Appellant's Name hereby appeals to the Environmental Review Appeals Commission, from the final action of Appellee's Name taken on Click here to enter a date. A true and accurate copy of the final action is attached.

PROCEDURAL AND FACTUAL BACKGROUND

Describe the procedural and factual background of the case

ASSIGNMENTS OF ERROR

List the reasons you believe the Appellee erred

RELIEF REQUESTED

State the relief you are requesting from ERAC

Appellant's Counsel or Appellant (pro se) Signature

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing Notice of Appeal was served via please select one on this ____ day of Month, Year upon the following:

List the parties upon whom you have served a copy of this Notice of Appeal

Appellant's Counsel or Appellant (pro se) Signature