

**PUBLIC NOTICE**  
**OHIO ENVIRONMENTAL PROTECTION AGENCY**  
**RENEWAL OF LABORATORY CERTIFICATION UNDER OHIO'S**  
**VOLUNTARY ACTION PROGRAM**

Notice is hereby given that on September 18, 2002 the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") 3746.04(B)(6) and Ohio Administrative Code ("OAC") 3745-300-04, issued a renewal of laboratory certification to GEOAnalytical, Inc., 9263 Ravenna Road, Suite A-7, Twinsburg, Ohio. The certification number assigned to GEO remains CL0008.

The issuance of the renewal certification is a final action of the Director and will be public noticed in accordance with OAC 3745-47-07. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice or issuance of the action. See ORC 3745.04 and 3745.07. A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 236 East Town Street, Room 300, Columbus, OH 43215.

If you would like to review a copy of the certificate, or any documents related to the laboratory's certification, please contact Kay Hughes, Records Management Officer, at Ohio EPA, Division of Emergency and Remedial Response, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
***Huffy Celina East Property***

Notice is hereby given that on September 17, 2002, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") Chapter 3745-300, issued a Covenant Not To Sue/Final Findings and Orders to Huffy Bicycle Company for the property identified as the Huffy Celina East property (the "Property").

Huffy Bicycle Company conducted a voluntary action of the approximately 55 acre-Property located at south of Haven Road, Celina, Mercer County. A no further action letter was submitted on February 19, 2002 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of Huffy Bicycle Company by J. Michael Clinch, Ph.D., P.G., a Certified Professional (No. CP 207), as defined in ORC 3746.01(E) and OAC 3745-300-01(A)(8).

The issuance of the Covenant Not to Sue/Final Findings and Orders is a final action of the Director. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice or issuance of the action. (See ORC 3745.04 and 3745.07). A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 236 East Town Street, Room 300, Columbus, Ohio 43215.

If you would like to review a copy of the Covenant Not To Sue/Final Findings and Orders, please contact the Records Management Officer, Ohio EPA, Division of Emergency and Remedial Response, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

**PUBLIC NOTICE**  
**OHIO ENVIRONMENTAL PROTECTION AGENCY**  
**INITIAL CERTIFICATION OF ENVIRONMENTAL PROFESSIONAL**  
**UNDER OHIO'S VOLUNTARY ACTION PROGRAM**

Notice is hereby given that on September 16, 2002, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") 3746.04(B)(5) and Ohio Administrative Code ("OAC") 3745-300-05, issued an initial "certified professional" certification to Mr. Phillip L. Hayden, CP263.

The issuance of the initial certification is a final action of the Director and will be public noticed in accordance with OAC 3745-47-07. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice or issuance of the action. See ORC 3745.04 and 3745.07. A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 236 East Town Street, Room 300, Columbus, OH 43215.

If you would like to review a copy of the certificate, or any documents related to the certification, please contact Kay Hughes, Records Management Officer, at Ohio EPA, Division of Emergency and Remedial Response, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**Rookwood Commons, LLC, Rookwood Commons**

Notice is hereby given that on September 18, 2002, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") Chapter 3745-300, issued a Covenant Not To Sue/Final Findings and Orders to Rookwood Commons, LLC for the property identified as the Rookwood Commons property (the "Property").

Rookwood Commons, LLC conducted a voluntary action of the approximately 25.52 acre-Property located at 2620 through 2750 Edmondson Road, Norwood, Hamilton County, Ohio. A no further action letter was submitted on November 27, 2001 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of Rookwood Commons, LLC by John L. Payne, a Certified Professional (No. CP104), as defined in ORC 3746.01(E) and OAC 3745-300-01(A)(8).

The issuance of the Covenant Not to Sue/Final Findings and Orders is a final action of the Director. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice or issuance of the action. (See ORC 3745.04 and 3745.07). A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 236 East Town Street, Room 300, Columbus, Ohio 43215.

If you would like to review a copy of the Covenant Not To Sue/Final Findings and Orders, please contact the Records Management Officer, Ohio EPA, Division of Emergency and Remedial Response, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

**PUBLIC NOTICE**

**HANCOCK COUNTY SOLID WASTE MANAGEMENT  
DISTRICT PLAN DISAPPROVAL**

Pursuant to ORC Section 3734.55 (c)(2), notice is hereby given that on September 19, 2002, the director of Ohio EPA issued Final Findings and Orders which disapproves the ratified draft plan of the Hancock County Solid Waste Management District, 300 South Main Street, Findlay, Ohio 45840-3345. This order is subject to all rules, regulations, and specified conditions. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission, at 236 East Town Street, Room 300, Columbus, Ohio 43215. Persons wishing to be on Ohio EPA's interested parties mailing list for this project must submit a request in writing to Ohio EPA, Division of Solid and Infectious Waste Management, Attn: Systems Management Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.

## Lawrence and Scioto Counties

**Date of Public Notice: September 25, 2002**

### **PUBLIC NOTICE NOTICE OF RECEIPT OF 401 APPLICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to construct a 9.6 mile natural gas pipeline from Texas Eastern Transmission's existing Line Loop 25 in Scioto County to Duke Energy North America's Hanging Rock proposed generating facility in Lawrence County. The project would impact 4.15 acres of wetlands and cross 6 perennial and 10 intermittent tributaries to the Ohio River. The application was submitted by Texas Eastern Transmission, LP, 5151 San Felipe, Houston, Texas, 77251-1642. The pipeline will be located along U.S. Route 52 from Sand Hill to Hanging Rock. The Huntington District Army Corps of Engineers has issued a Nationwide Permit 12 for this project. The Army Corps of Engineers Project Number for this project is 200200789. The Ohio EPA ID Number for this project is 020823.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Ohio River. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting September 25, 2002, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available at Ohio EPA District Offices by calling the same number.

Persons wishing to 1) be on Ohio EPA's interested parties mailing list for this project, 2) request a public hearing, or 3) submit written comments for Ohio EPA's consideration in reviewing the application should do so in writing to Ohio EPA/DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 within 30 days of the date of this public notice.

Ohio EPA PTI No. 01-9921

Ohio Environmental Protection Agency Draft Permit to Install

**PUBLIC NOTICE**

Draft Permit to Install for wastewater treatment and/or disposal facilities

Ohio Environmental Protection Agency  
Permits Section  
122 South Front Street  
P.O. Box 1049  
Columbus, Ohio 43216-1049  
(614) 644-2001

Public Notice No. 02-09-047  
Date of Issue of Public Notice: September 25, 2002

Name and Address of Applicant; Mayor and Council, 934 West Main Street, PO Box 898,  
Hebron, OH, 43025

Name and Address of Facility Where Discharge Occurs: Hebron WWTP, 3261 Hebron  
Road SE, Hebron, OH, 43025

Receiving Water: Beaver Run

Public notice is hereby given that Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has issued a draft permit-to-install (PTI) for the construction of the wastewater treatment works/disposal system for the above referenced project. Ohio EPA has made a determination that the wastewater discharge from this proposed facility would result in degradation to or lowering of the water quality of Beaver Run and subsequently the South Fork Licking River. After considering the technical, economic, and social aspects of this project, the Director of the Ohio EPA has decided to make the preliminary determination to allow this degradation. However, the chemical-specific water quality standards developed to protect aquatic life and human health, set forth in Ohio Administrative Code (OAC) 3745-1, will not be exceeded.

In accordance with OAC 3745-1-05, Ohio EPA will provide an opportunity for public comment concerning this project. Comments received shall be considered by the Director before the permit is issued as final. Any person may submit written comments on the draft permit and administrative record and may request a public hearing. A request for public hearing shall be in writing and shall state the nature of the issues to be raised. In appropriate cases, including cases where there is significant public interest, the director may hold a public hearing on a draft permit or permits prior to final issuance of the permit

or permits. Written comments and/or public hearing requests must be received by the Ohio EPA, Division of Surface Water no later than 30 days from the date of this public notice. Comments and/or public hearing requests should be delivered or mailed to both of the following locations: 1) Ohio Environmental Protection Agency, Division of Surface Water, Permits Processing Unit, 122 South Front Street, P.O. Box 1049, Columbus, Ohio 43216 and 2) Ohio Environmental Protection Agency, Central District Office, 3232 Alum Creek Drive, Columbus, Ohio 43207-3461. Comments received after this date may not be considered by the Director before issuing the final permit.

Copies of the draft Permit to Install and technical support information may be reviewed and/or copies made at the Ohio EPA Central District Office, 3232 Alum Creek Drive, Columbus, Ohio, 43207-3461, by first calling, 614-728-3778 or 800-686-2330 to make an appointment.

**PUBLIC NOTICE**

**OHIO EPA ISSUES DRAFT RENEWAL HAZARDOUS WASTE PERMIT**

On September 23, 2002, Ohio EPA issued a draft renewal hazardous waste facility installation and operation permit (Permit) to Ashland Distribution Company for its facility at 2854 Springboro Pike, Dayton, Ohio 45439. The EPA Identification Number for this facility is OHD074700311.

**Why does Ashland Distribution Company need a Permit?**

Ashland Distribution Company is a collection and storage facility for hazardous and non-hazardous wastes generated by Ashland's customers. There are two (2) container storage units which include the South storage area and the West storage area. Both areas are located in the Main Warehouse Building. To store the hazardous wastes, Ashland Distribution Company needs a Permit. The draft renewal Permit contains the conditions under which the facility must operate if the Permit receives final approval. To issue this draft renewal Permit, Ohio EPA determined that the Permit application is complete and meets appropriate standards and that the applicant has a history of compliance with relevant environmental laws, given the potential for harm to the public health and safety and the environment that could result from the irresponsible operation of the facility. When issued, the renewal Permit will allow Ashland Distribution Company to continue to store hazardous waste in the designated areas and will require Ashland Distribution Company to investigate and, if necessary, clean up any contamination from hazardous wastes or constituents that may be at the facility.

**How can I tell Ohio EPA what I think about this draft renewal Permit?**

You can attend the public meeting and present your comments in person or submit written comments that are clear, concise, and well documented. Or, you are welcome to do both. Everyone who wants to comment at the public meeting will be allowed to speak. You should limit your presentation to five minutes and, if possible, submit a written copy of your comments to Ohio EPA at the meeting.

**When and where will Ohio EPA hold a public meeting?**

Ohio EPA will hold a public meeting on October 22, 2002, at 7:00 p.m. It will be at the Dayton and Montgomery County Public Library, Wilmington Stroop Branch, 3980 Wilmington Pike, Dayton, Ohio 45429.

**When and how do I submit written comments?**

You can submit written comments anytime between September 23, 2002 and November 6, 2002. Send your comments to Ohio EPA, Lazarus Government Center, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail: [dhwmcomments@epa.state.oh.us](mailto:dhwmcomments@epa.state.oh.us).

**Where can I review the Permit Application and draft renewal Permit?**

You can review these at one of the following locations:

**Dayton and Montgomery County Public Library, Wilmington Stroop Branch**, 3980  
Wilmington Pike, Dayton, Ohio 45429 (937) 227-9521.

**Ohio EPA - Southwest District Office**, 401 East 5<sup>th</sup> Street, Dayton, Ohio 45402,  
(937) 285-6357,

**Ohio EPA, Division of Hazardous Waste Management**, 122 South Front Street,  
Columbus, Ohio 43215  
(614) 644-2917

**What will Ohio EPA do with the comments?**

After carefully considering public comments, Ohio EPA will reconsider the draft renewal Permit, making any necessary changes, and issue or deny the final Permit. Ohio EPA will issue a "response to public comments," specifying any changes made to the draft Permit. If you commented on the draft Permit, Ohio EPA will send you copies of the "response to public comments" and the final permit decision.

**Muskingum County**

**PUBLIC NOTICE**

**DIRECTOR'S FINAL FINDINGS AND ORDERS**

Notice is hereby given on September 16, 2002, that the director of Ohio EPA issued Final Findings and Orders to Jerry, Cory and Rick Hazen dba Gene Hazen & Sons, ("Respondents"), 3000 Dillon School Road, Zanesville, Ohio 43701. Respondents were the operators and the license holders of the Gene Hazen & Sons Construction and Demolition Debris ("C&DD") Landfill located at 701 and 725 Rock Road, Zanesville, Ohio. The Respondents shall achieve compliance with ORC Chapter 3714. and the rules promulgated thereunder according to the following compliance schedule: (1). Within sixty days (60) after the effective date of these Orders, the Respondents shall complete final closure activities for the Facility pursuant to OAC Rule 3745-400-12. (2). Within one hundred and twenty (120) days after the effective date of these Orders, the Respondents shall submit the certification of construction of the final cap system report and the final closure certification report pursuant to OAC Rule 3745-400-08. (3). Within thirty (30) days after the effective date of these Orders, Respondents shall obtain and fully fund financial assurance for final closure pursuant to OAC Rules 3745-400-13 and 3745-400-14. These orders are subject to all rules, regulations, and specified conditions. This final action was not preceded by a proposed action. Person's wishing to be on Ohio EPA's interested parties mailing list for this project must submit a request in writing to Ohio EPA, Division of Solid and Infectious Waste Management, Attn: Systems Management Unit, P.O. Box 1049, Columbus, Ohio 43216-1049, Tel: (614) 644-2621.

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT**

On September 19, 2002, Ohio EPA issued a final class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to PPG Industries Ohio, Inc. for its facility at 559 Pittsburgh Drive, Circleville, Ohio 43113. The EPA Identification Number for this facility is OHD004304689.

**Why is PPG Industries, Inc. Circleville modifying its Permit?**

PPG Industries, Inc. is permitted to operate a hazardous waste incinerator and other related hazardous waste management units at its facility. PPG Industries Ohio, Inc. wants to include testing protocol for performing ultrasonic testing of the bottoms of all ERU cell room tanks (16 tanks) by December 31, 2007. Coating of the concrete containment under the tanks is required. This final modified permit will allow PPG Industries, Inc., to make the requested changes. To issue this final modified Permit, Ohio EPA has determined that the modification application is complete and meets appropriate standards.

**Can I appeal this final modified Permit?**

Yes, if you are an officer of an agency of the state or of a political subdivision, acting in a representative capacity, or any person who would be aggrieved or adversely affected by this modified Permit, you have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC).

**If I decide to appeal this final modified Permit, how and when must I make the appeal?**

If you file an appeal, you must put it in writing no later than October 19, 2002. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. You must file your appeal with ERAC at the following address:

***Environmental Review Appeals Commission***, 236 E. Town Street, Room 300, Columbus, Ohio 43215. You must send a copy of the appeal to the director of Ohio EPA at the following address no later than three (3) days after you file it with ERAC:  
***Christopher Jones, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

**Date of Public Notice: September 25, 2002**

**PUBLIC NOTICE  
NOTICE OF RECEIPT OF 401 APPLICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to fill 7.91 acres of Category 2 wetlands and 850 linear feet of an intermittent tributary to Mud Brook to expand Ascot Industrial Park. The application was submitted by the City of Akron, Department of Public Service, 166 South High Street, Akron, Ohio 44308. The project is located adjacent to the existing Ascot Industrial Park and north of West Bath Rd. The Buffalo District Corps of Engineers Public Notice Number for this project is 2000-01083(4).

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Middle Cuyahoga River. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting September 25, 2002, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available at Ohio EPA District Offices by calling the same number.

Persons wishing to 1) be on Ohio EPA's interested parties mailing list for this project, 2) request a public hearing, or 3) submit written comments for Ohio EPA's consideration in reviewing the application should do so in writing to Ohio EPA/DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 within 30 days of the date of this public notice.

**PUBLIC NOTICE**

**OHIO EPA EXTENDS COMMENT PERIOD FOR NEW  
HAZARDOUS WASTE CLOSURE PLAN**

On August 8, 2002, Ohio EPA received a new hazardous waste closure plan from the Astro Cosmos Metallurgical Corporation for its hazardous waste container and tank storage units, and land application disposal area located at 3225 Old Lincoln Way West, Wooster, Ohio 44691. The EPA Identification Number for this facility is OHD990659435.

**Why is Astro Cosmos Metallurgical Corporation Submitting this Closure Plan?**

At the request of Ohio EPA, the Astro Cosmos Metallurgical Corporation submitted this closure plan. This closure plan includes a description of the closure areas; a description of the remedial techniques, decontamination procedures, and cleanup goals; a copy of the Sampling & Analysis Plan under which closure and sampling activities will be performed; a copy of the Health & Safety Plan under which the closure will be performed; a schedule for completion of the proposed work; and estimated costs for performance of the proposed closure activities.

**When and where will Ohio EPA hold a public hearing?**

Ohio EPA will hold a public hearing on October 23, 2002, at 7:00 p.m. It will be at the Wayne County Public Library, Main Branch, 304 North Market Street, Wooster 44691, tel: (330) 262-0916.

**When and how do I submit written comments about this Closure Plan?**

The comment period has been extended from September 12, 2002 to November 2, 2002. You can submit written comments anytime between these dates. Send your comments to Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail address: [dhwmcomments@epa.state.oh.us](mailto:dhwmcomments@epa.state.oh.us).

**Where can I review the Closure Plan?**

You can review the Closure Plan at the following locations:

**Wayne County Public Library**, Main Branch, 304 North Market Street, Wooster Ohio 44691, tel: (330) 262-0916,

**Ohio EPA, Northeast District Office**, 2110 East Aurora Road, Twinsburg, Ohio 44087, tel: (216) 963-1200,

**Ohio EPA, Division of Hazardous Waste Management**, 122 South Front Street, Columbus, Ohio 43215 (614) 644-2977.