

**FINAL ISSUANCE OF EMERGENCY REGISTRATION CERTIFICATES
FOR A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that, on November 1, 2002 the director of Ohio EPA issued (4) four emergency infectious waste transporter certificates to Stericycle, Inc., 28161 N. Keith Drive, Lake Forest, IL 60045, ID No: 00-T-00199. Persons wishing to be notified of further actions or proceedings 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. This final action was not preceded by a proposed action and may be appealed to the Environmental Review Appeals Commission, at 236 East Town Street, Room 300, Columbus, Ohio 43215.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on November 4, 2002, the director of Ohio EPA issued three certificates of registration as transporter of scrap tires to Tri-County Industries, Inc., 159 T C I Park Drive, Grove City, Pennsylvania 16127. Persons wishing to be notified of further actions or proceedings 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. This action was not preceded by a proposed action and may be appealed to the Environmental Review Appeals Commission, at 236 East Town Street, Room 300, Columbus, Ohio 43215.

**State of Ohio
Environmental Protection Agency
Notice of Adoption of Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Ohio Revised Code Section 3704.03 has adopted amended rules 3745-20-01, 3745-20-06, 3745-20-07; rescinded and new rules, 3745-20-02, 3745-20-03, 3745-20-04, 3745-20-05, 3745-20-08; and new rules 3745-20-09, 3745-20-10, 3745-20-11, 3745-20-12, 3745-20-13, 3745-20-14, 3745-20-15, of the Ohio Administrative Code (OAC).

These rules went out for interested party review September 13, 2001, including Ohio EPA Program and Division Chiefs, District Chiefs, Assistant Director, Rules Coordinator, and parties representing large companies, small businesses, medium sized companies, environmental attorneys, citizen and environmental interest groups, and transportation companies. The notice was also placed on DAPC's World Wide Web site in order that any other interested parties might have the opportunity to provide us with comments on this rule review. Comments received identified clerical errors and those which would have made the amended rules more stringent than the federal rules at Chapter 40 of the Code of Federal Regulations, Part 61, Subpart M.

The proposed amendments add or revise many definitions. Several definitions differ from their federal counterparts to correct or clarify their meanings, or to further protect public health.

The proposed amendments align the OAC rules with the federal regulations and inform regulated parties of the Ohio Department of Health's regulations at OAC Chapter 3701-34 which require that the person inspecting a planned demolition or renovation site before work begins be certified as an asbestos evaluation specialist, and that a person trained in the provisions of OAC Chapter 3745-20 be on site when asbestos-containing material is stripped, removed or disturbed.

The proposed amendments expand Ohio's permitting provisions to require that manufacturing, fabricating, and asbestos waste conversion processes obtain permits to install and permits to operate from Ohio EPA.

The proposed rules require asbestos manufacturers to discharge no visible emissions to the outside air or to use air cleaning devices, and to monitor emissions, inspect air cleaning devices, and maintain records.

The proposed amendments require the removal of all regulated asbestos-containing materials from a facility before it is intentionally burned, and make overt the federal implication that such materials must be removed from demolition debris before the debris is intentionally burned.

For all asbestos-containing waste material that is transported offsite, the proposed amendments specify a system to track the waste material through the use of waste shipment records and the labeling of containers.

The proposed amendments require the owner or operator of an asbestos waste disposal site to maintain Waste Shipment Records, and to report to Ohio EPA whenever a significant amount of improperly enclosed waste is received, to maintain records of the location, depth and area, and volume of asbestos-containing waste material within the disposal site, to notify Ohio EPA in writing prior to disturbing such material, and, when the site stops receiving asbestos waste, to state on the property deed that the property has been used for the disposal of such material. All of these proposed changes are minor and none increase the stringency of the rules.

A public hearing on the proposed amendments was held on April 25, 2002, in Columbus, Ohio. There were no comments received during the comment period and no changes were made to the proposed rules as a result of public comment. The Director's order of adoption was issued on November 4, 2002. The effective date of these rules is November 18, 2002.

To request a copy of these rules, obtain further information, or inspect or request copies of agency files and records pertaining to the proceeding contact Mr. Tom Buchan, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Mr. Buchan at 614-644-3607. These rules are also available electronically at <http://www.epa.state.oh.us/dapc/dapcmain.html> under "regulations" in the "Topics" drop-down box.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Ohio Revised Code Section 3745.04. 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 ERAC within thirty (30) days after notice of the Director's action, at 236 East Town Street, Room 300, Columbus, Ohio 43215. Copies of the appeal must be served upon the Director of the Ohio EPA within three (3) days of filing with ERAC. Ohio EPA also requests that a copy of the appeal be served upon the Environmental Enforcement Section of the Ohio Attorney General's Office.

**PUBLIC HEARING
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Proposed action concerning
the one-hour ozone redesignation maintenance plan
and conformity budget for Cincinnati, Ohio

The Ohio EPA is proposing to update an existing request to redesignate the Cincinnati area to attainment for the one-hour standard. Additional data are being provided to allow U.S. EPA to review and approve this request. In addition, a request to adjust the mobile source conformity budget is being made.

Background

Subsequent to the designation of several areas across the United States as nonattainment for ozone in 1991, several areas in Ohio were redesignated to attainment. The Cincinnati area was redesignated to attainment on June 19, 2000 (65 FR 37879). This action was vacated by the Sixth Circuit Court on September 11, 2001 due to a failure to fully implement certain control requirements for volatile organic compounds (VOCs).

Air quality data for the period 1996-2002 continue to show the Cincinnati area to be in attainment of the one-hour ozone standard. The Ohio EPA is proposing to update the emissions projections contained in the previously submitted maintenance plan and request that U.S. EPA review this submittal as part of an amended package that will allow U.S. EPA to approve the redesignation request. The revised rules for VOC's will be submitted as part of this redesignation package in Spring 2003. That submittal will complete the amended redesignation request and U.S. EPA will be able to finalize the redesignation consistent with the Court directives.

The maintenance plan has been amended to include emission projections to the year 2013, ten years after the expected redesignation date. In addition, Ohio EPA is requesting that two tons per day of the safety margin (both NO₂ and VOC) be transferred to the mobile sector for conformity purposes.

Section 175A(d) of the Clean Air Act Amendments requires that areas receiving a redesignation from nonattainment to attainment for ozone have an approvable plan by which the standard will be protected for at least ten years after the date of redesignation. This maintenance plan must contain a contingency plan in the event air quality degrades in spite of the maintenance plan. Ohio EPA proposes to retain the current approach in the existing request whereby a contingency measure which could be implemented within one year will be chosen if and when a requirement for a contingency is triggered.

Pursuant to Chapter 119.03 of the Ohio Revised Code, a public hearing on the proposed action will be conducted on November 19, 2002 at 7:00 p.m. At the Hamilton County Department of Environmental Services, 250 William Howard Taft Road, Cincinnati, Ohio 45219-2660. A presiding officer will be present until all persons wishing to give oral comments are heard.

All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed action. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on November 22, 2002 will be considered by the Ohio EPA. Written statements submitted after November 22, 2002 may be considered as time and circumstances allow.

To obtain information concerning the rule revision, contact the Division of Air Pollution Control, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, 43215 (telephone number: 614-644-2270. Written comments on the proposed action should be submitted to Bill Spires, Division of Air Pollution Control Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, 43215 (telephone number: 614-644-3618) or to the presiding officer at the public hearing.

PUBLIC NOTICE

OHIO EPA RECEIVES AMENDED HAZARDOUS WASTE CLOSURE PLAN

On October 28, 2002, Ohio EPA received an amended hazardous waste closure plan from Provac Plant Services, Inc., for its hazardous waste tank storage and waste pile units located at 16363 Saint Clair Avenue, East Liverpool, Ohio 43920. The EPA Identification Number for this facility is OHD061718078.

Why is Provac Plant Services, Inc., submitting this amended Closure Plan?

At the request of Ohio EPA, Provac Plant Services submitted this amended closure plan. The plan describes the closure activities for the truck wash pad, a summary of previous field activities including background remediation standards; results of sampling activities; and, removal and disposal of sump contents. The plan also includes a summary of hazardous waste decontamination activities and evaluates the impacts to surface water and nearby drinking water wells.

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

You can submit written comments anytime between November 6 and December 5, 2002. Send your comments to Ohio EPA, 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 address: dhwmcomments@epa.state.oh.us.

Where can I review the Closure Plan?

You can review the Closure Plan at the following locations:

Carnegie Public Library, 219 East Fourth Street, East Liverpool, Ohio 43920-3143, tel: (330) 385-2048,

Ohio EPA, Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087, tel: (330) 963-1200,

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

Ohio EPA PTI No. 01-10033

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. 02-11-017
Date of Issue of Public Notice: November 14, 2002

Name and Address of Applicant; Fairfield County Board of Commissioners, 210 East Main Street, Room 302, Lancaster, OH, 43130-3854

Name and Address of Facility Where Discharge Occurs: Tussing Road Wastewater Reclamation Facility, 10955 Tussing Road, Violet Township, Fairfield County, OH

Receiving Water: Blacklick Creek

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 Blacklick Creek and subsequently Big Walnut Creek. 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 43202. 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, OH, 43207-3461, by first calling, 614-728-3778 to make an appointment.

Ohio EPA PTI No. 90-712

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. 02-11-014
Date of Issue of Public Notice: November 11, 2002

Name and Address of Applicant; Mayor and Council, City of Amherst, 206 South Main Street, City Hall, Amherst, OH, 44001

Name and Address of Facility Where Discharge Occurs: Amherst WWTP, 931 North Lake Street, Amherst, Lorain County, OH

Receiving Water: Beaver Creek 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 Creek and subsequently Lake Erie. 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, Northeast District Office, 2110 E Aurora Road, Twinsburg, Ohio 44087. 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 Northeast District Office, 2110 E. Aurora Road, Twinsburg, Ohio, by first calling, (330) 425-9171 to make an appointment.