

STATEWIDE

PUBLIC NOTICE

THE FOLLOWING PERMITS ARE BEING ISSUED AS FINAL ACTIONS ON DECEMBER 27, 2002. FINAL ACTIONS ARE ACTIONS OF THE DIRECTOR WHICH ARE EFFECTIVE UPON ISSUANCE OR A STATED EFFECTIVE DATE. PURSUANT TO OHIO REVISED CODE SECTION 3745.04, A FINAL ACTION MAY BE APPEALED TO THE ENVIRONMENTAL REVIEW APPEALS COMMISSION (ERAC) (FORMERLY KNOWN AS THE ENVIRONMENTAL BOARD OF REVIEW) BY FILING AN APPEAL WITHIN 30 DAYS OF NOTICE OF THE FINAL ACTION. PURSUANT TO OHIO REVISED CODE SECTION 3745.07, A FINAL ACTION ISSUING A PERMIT WHICH IS NOT PRECEDED BY A PROPOSED ACTION, MAY BE APPEALED TO THE ERAC BY FILING AN APPEAL WITHIN 30 DAYS OF ISSUANCE OF THE FINAL ACTION. ERAC APPEALS MUST BE FILED WITH: ENVIRONMENTAL REVIEW APPEALS COMMISSION, 236 EAST TOWN STREET, ROOM 300, COLUMBUS, OHIO 43215. A COPY OF THE APPEAL MUST BE SERVED ON THE DIRECTOR WITHIN 3 DAYS AFTER FILING THE APPEAL WITH ERAC.

FINAL ISSUANCE OF NPDES GENERAL PERMITS:

SMALL MUNICIPAL STORM SEWER SYSTEMS
STATEWIDE OH ISSUE DATE 12/27/02
OHIO NPDES PERMIT NO: OHQ100001

SMALL MUNICIPAL AND SEPARATE STORM SEWER SYSTEMS LOCATED
WITHIN RAPIDLY DEVELOPING WATERSHEDS
STATEWIDE OH ISSUE DATE 12/27/02
OHIO NPDES PERMIT NO. OHQ100000

THESE FINAL ACTIONS WERE NOT PRECEDED BY PROPOSED ACTIONS
ARE AND APPEALABLE TO ERAC

BOTH PERMITS WERE WRITTEN IN RESPONSE TO THE U.S. EPA'S PHASE II STORM WATER RULES AND REQUIRE THE DEVELOPMENT OF A STORM WATER MANAGEMENT PROGRAM. THE FULL TEXT OF EACH PERMIT CAN BE VIEWED OVER THE INTERNET AT <http://www.epa.state.oh.us/dsw> OR COPIES CAN BE OBTAINED BY CALLING JASON FYFFE AT (614)728-1793 OR ANTHONY ROBINSON AT (614)728-3392.

STATEWIDE

REVISED PUBLIC NOTICE

THE FOLLOWING PERMITS ARE BEING ISSUED AS FINAL ACTIONS ON DECEMBER 27, 2002. FINAL ACTIONS ARE ACTIONS OF THE DIRECTOR WHICH ARE EFFECTIVE UPON ISSUANCE OR A STATED EFFECTIVE DATE. PURSUANT TO OHIO REVISED CODE SECTION 3745.04, A FINAL ACTION MAY BE APPEALED TO THE ENVIRONMENTAL REVIEW APPEALS COMMISSION (ERAC) (FORMERLY KNOWN AS THE ENVIRONMENTAL BOARD OF REVIEW) BY FILING AN APPEAL WITHIN 30 DAYS OF NOTICE OF THE FINAL ACTION. PURSUANT TO OHIO REVISED CODE SECTION 3745.07, A FINAL ACTION ISSUING A PERMIT WHICH IS NOT PRECEDED BY A PROPOSED ACTION, MAY BE APPEALED TO THE ERAC BY FILING AN APPEAL WITHIN 30 DAYS OF ISSUANCE OF THE FINAL ACTION. ERAC APPEALS MUST BE FILED WITH: ENVIRONMENTAL REVIEW APPEALS COMMISSION, 236 EAST TOWN STREET, ROOM 300, COLUMBUS, OHIO 43215. A COPY OF THE APPEAL MUST BE SERVED ON THE DIRECTOR WITHIN 3 DAYS AFTER FILING THE APPEAL WITH ERAC.

FINAL ISSUANCE OF NPDES GENERAL PERMITS:

SMALL MUNICIPAL STORM SEWER SYSTEMS
STATEWIDE OH ISSUE DATE 12/27/02
OHIO NPDES PERMIT NO: OHQ000001

SMALL MUNICIPAL AND SEPARATE STORM SEWER SYSTEMS LOCATED
WITHIN RAPIDLY DEVELOPING WATERSHEDS
STATEWIDE OH ISSUE DATE 12/27/02
OHIO NPDES PERMIT NO. OHQ100000

THESE FINAL ACTIONS WERE NOT PRECEDED BY PROPOSED ACTIONS
ARE AND APPEALABLE TO ERAC

BOTH PERMITS WERE WRITTEN IN RESPONSE TO THE U.S. EPA'S PHASE II STORM WATER RULES AND REQUIRE THE DEVELOPMENT OF A STORM WATER MANAGEMENT PROGRAM. THE FULL TEXT OF EACH PERMIT CAN BE VIEWED OVER THE INTERNET AT <http://www.epa.state.oh.us/dsw> OR COPIES CAN BE OBTAINED BY CALLING JASON FYFFE AT (614)728-1793 OR ANTHONY ROBINSON AT (614)728-3392.

STATEWIDE

REVISED PUBLIC NOTICE

THE FOLLOWING PERMITS ARE BEING ISSUED AS FINAL ACTIONS ON DECEMBER 27, 2002. FINAL ACTIONS ARE ACTIONS OF THE DIRECTOR WHICH ARE EFFECTIVE UPON ISSUANCE OR A STATED EFFECTIVE DATE. PURSUANT TO OHIO REVISED CODE SECTION 3745.04, A FINAL ACTION MAY BE APPEALED TO THE ENVIRONMENTAL REVIEW APPEALS COMMISSION (ERAC) (FORMERLY KNOWN AS THE ENVIRONMENTAL BOARD OF REVIEW) BY FILING AN APPEAL WITHIN 30 DAYS OF NOTICE OF THE FINAL ACTION. PURSUANT TO OHIO REVISED CODE SECTION 3745.07, A FINAL ACTION ISSUING A PERMIT WHICH IS NOT PRECEDED BY A PROPOSED ACTION, MAY BE APPEALED TO THE ERAC BY FILING AN APPEAL WITHIN 30 DAYS OF ISSUANCE OF THE FINAL ACTION. ERAC APPEALS MUST BE FILED WITH: ENVIRONMENTAL REVIEW APPEALS COMMISSION, 236 EAST TOWN STREET, ROOM 300, COLUMBUS, OHIO 43215. A COPY OF THE APPEAL MUST BE SERVED ON THE DIRECTOR WITHIN 3 DAYS AFTER FILING THE APPEAL WITH ERAC.

FINAL ISSUANCE OF NPDES GENERAL PERMITS:

SMALL MUNICIPAL STORM SEWER SYSTEMS
STATEWIDE OH ISSUE DATE 12/27/02
OHIO NPDES PERMIT NO: OHQ000001

SMALL MUNICIPAL AND SEPARATE STORM SEWER SYSTEMS LOCATED
WITHIN RAPIDLY DEVELOPING WATERSHEDS
STATEWIDE OH ISSUE DATE 12/27/02
OHIO NPDES PERMIT NO. OHQ100000

THESE FINAL ACTIONS WERE NOT PRECEDED BY PROPOSED ACTIONS
ARE AND APPEALABLE TO ERAC

BOTH PERMITS WERE WRITTEN IN RESPONSE TO THE U.S. EPA'S PHASE II STORM WATER RULES AND REQUIRE THE DEVELOPMENT OF A STORM WATER MANAGEMENT PROGRAM. THE FULL TEXT OF EACH PERMIT CAN BE VIEWED OVER THE INTERNET AT <http://www.epa.state.oh.us/dsw> OR COPIES CAN BE OBTAINED BY CALLING JASON FYFFE AT (614)728-1793 OR ANTHONY ROBINSON AT (614)728-3392.

Public Hearing
Ohio Environmental Protection Agency
OAC Chapter 3745-100-16
Lower thresholds for chemicals of special concern
Rescinded and New Rules

Notice is hereby given that the Director of Environmental Protection ("Ohio EPA") proposes to rescind Chapter 3745-100-16 of the Ohio Administrative Code and submit a new rule Chapter 3745-100-16 of the Ohio Administrative Code. The Ohio EPA is amending this rule to maintain consistency with the federal statute. Ohio EPA has reviewed this rule and determined this action to be necessary to maintain consistency with the federal statute. Changes in the formatting, in addition to the text, affected more than fifty percent of the rule necessitating the rescission of the rule and the filing of a new rule.

The proposed changes would lower the annual reporting threshold for lead and lead compounds to 100 pounds. All of these proposed changes are minor and none increase the stringency of the rule.

Pursuant to Chapter 119.03 of the Ohio Revised Code, a public hearing on this rule review will be conducted on Wednesday, January 29, 2003, at 10:00 a.m. at, Ohio EPA, Lazarus Government Center, Division Air Pollution Control SIP Room, 122 South Front Street, Columbus, Ohio.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on this rule review. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on Friday, January 31, 2003, will be considered by Ohio EPA prior to final action on this rule review. Written statements submitted after Friday, January 31, 2003, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

This rule is available on the Web page for electronic downloading by clicking on "regulations" under the "topics" drop-down box and scrolling down to OAC 3745-100-16, "Lower thresholds for chemicals of special concern". The URL is: <http://www.epa.state.oh.us/dapc/dapcmain.html>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Muhammad Elsalahat at Ohio EPA, (614) 644-3608, muhammad.elsalahat@epa.state.oh.us, or mailed to Muhammad Elsalahat, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

Date of Public Notice: December 31, 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 an industrial park. This is a modification of a Section 401 certification issued on March 31, 2000. The proposed expansion will result in impacts to an additional 2.30 acres of Category 1 and Category 2 wetlands and 3,532 linear feet of modified stream channels. The application was submitted by Southgate Corporation, P.O. Box 397, Newark, Ohio 43058-0397. The project is located north of State Route 40 and east of Mink Road, Etna Township. The Huntington District Corps of Engineers Public Notice Number for this project is (H)199900234-1. The Ohio EPA ID Number for this project is 022300.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of two unnamed tributaries to Sycamore Creek in the Upper Scioto watershed (HUC 05060001). 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 December 31, 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.

Date of Public Notice: December 31, 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 relocate 1,835 linear feet of an existing modified stream channel in order to allow sand and gravel mining through the area occupied by the stream. The relocated stream would be located about 500 feet east of the existing channel and would measure about 2,935 linear feet. The existing trapezoidal channel will be replaced by a two-step channel consisting of a low-flow channel and a high-flow channel. The new channel will have a 50' wide riparian buffer along each bank. The application was submitted by Van Wey Sand And Gravel, 6824 Mt. Vernon Road, Newark, Ohio 43055. The project is located at this address on the east side of State Route 13, just south of St. Louisville. The Huntington District Corps of Engineers Public Notice Number for this project is (H)200101354. The Ohio EPA ID Number for this project is 021862.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an unnamed tributary to the North Fork Licking River in the Licking River watershed (HUC 0504006). 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 December 31, 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

Notice is hereby given that on December 27, 2002 the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit (Level 2) to Kimmelman and Associates, 1738 Northhampton Road, Suite 201, Akron Ohio 44313. The permit was issued for a project to construct the Elyria Hidden Acres townhouse apartment complex. This permit was issued as a final action, and may be appealed to the Environmental Review Appeals Commission (ERAC), pursuant to Chapter 3745.04 of the Ohio Revised Code. The appeal must be filed with ERAC at 236 East Town Street, Room 300, Columbus, Ohio 43215 within 30 days of issuance of this final action.

Date of Notice: December 27, 2002

**PUBLIC NOTICE
OF RESCHEDULED PUBLIC HEARING FOR SECTION 401 CERTIFICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) is reviewing an application, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to place fill in 7.54 acres of wetland, including 1.13 acres of isolated wetland, and 2,755 linear feet of streams, including 90 feet of Plum Creek, associated with the construction of roads, building pads and infrastructure for the Brunswick Town Center. The project also will involve the re-construction of a new Lake Brunswick Dam and temporary impacts (from lake dewatering) to 6.07 acres of wetlands adjacent to Lake Brunswick. The application was submitted by The City of Brunswick, 4085 Center Road, Brunswick, Ohio 44212 and Zaremba Group, 737 Bolivar Road, Cleveland, Ohio 44115. The project is located on the south side of Center Road in the City of Brunswick, Medina County.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of wetlands, Plum Creek and unnamed tributaries, and Lake Brunswick. 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 3745-1-05, 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, apply or may be granted by the Director of Ohio EPA.

Starting December 27, 2002, copies of the application for the certification and technical support information may be inspected at Ohio EPA-DSW, P.O. Box 1049, Columbus, Ohio 43216-1049 by first calling (614) 644-2001. Applications can be made available at Ohio EPA District Offices by calling the same number.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 7:00 PM on Monday, February 10, 2003 at the Brunswick High School West Cafeteria, 3581 Center Road (Route 303), Brunswick, Ohio 44212. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the projects.

All interested persons are entitled to attend or be represented and give written or oral comments on the proposed projects. The purpose of the hearing is to obtain additional information that will be considered by the director of Ohio EPA prior to any further action on the application. Written comments must be received by the Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio, 43216-1049 by the close of business on Friday, February 17, 2003. Comments received after this date may not be considered as part of the official record of the hearing.

Persons wishing to be on Ohio EPA's interested parties mailing list for this project, or wish to submit 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 by the close of business on Friday, February 17, 2003.