

STATEWIDE

**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency, pursuant to Sections 3745.01 and 6109.04 of the Ohio Revised Code, has issued a Final Action to revoke Gary Davis' Wastewater Operator Class III Certificate No. 3-88-023 and deny Mr. Davis' Class IV Wastewater Operator Certification Application. This final action will be effective on February 13, 2003, and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be filed with the ERAC within thirty (30) days after notice of the Director's action. A copy of the appeal must be served upon the Director of the Ohio Environmental Protection Agency within three (3) days of filing at the ERAC. The ERAC's address is:

Environmental Review Appeals Commission
236 East Town Street
Room 300
Columbus, Ohio 43215

PUBLIC NOTICE

OHIO ENVIRONMENTAL PROTECTION AGENCY RENEWAL OF CERTIFIED PROFESSIONAL CERTIFICATIONS UNDER OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on February 4, 2003, 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 a renewal of certification to Jeff A. Lower-CP246, Jeffrey A. Miller-CP248, George R. Carter-CP182, Kevin C. Flynn-CP227, Linda K. Aller-CP141, and Michael J. Pardus-CP238 to perform work as certified professionals under the Voluntary Action Program.

The issuance of these renewal certificates are 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 any renewal 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

OHIO ENVIRONMENTAL PROTECTION AGENCY RENEWAL OF CERTIFIED PROFESSIONAL CERTIFICATIONS UNDER OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on February 13, 2003, 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 a renewal of certification to Gary R. Brown-CP139, Eric V. Augustine-CP255, Kenneth H. Stroebel-CP251, Donald A. Fay-CP254, and Craig A. Cox-CP189 to perform work as certified professionals under the Voluntary Action Program.

The issuance of these renewal certificates are 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 any renewal 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 (STI PROPERTIES, INC.)

Notice is hereby given that on February 6, 2003, 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 STI Properties, Inc., for the property identified as the the CII Technologies Inc. (the "Property").

STI Properties, Inc. conducted a voluntary action of the approximately 2.5 acre-Property located at 175 N. Diamond Street, Mansfield, Richland County, Ohio. A No Further Action letter was submitted on May 1, 2001, to the Voluntary Action Program of Ohio EPA, Division of Emergency and Remedial Response, on behalf of STI Properties, Inc. by William Rish, of Hull & Associates, a Certified Professional, (No. CP140), 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

COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS (*Liberty Place, LLC*) (*Liberty Place Property*)

Notice is hereby given that on February 6, 2003, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Administrative Code ("OAC"), Chapter 3745-300, issued a Covenant Not To Sue/Final Findings and Orders to Liberty Place, LLC for the property identified as the the Liberty Place property (the "Property").

Liberty Place, LLC conducted a voluntary action of the approximately 6.729 acre-Property located at 100 Liberty Street, Columbus, Franklin County, Ohio. A No Further Action letter was submitted on May 30, 2002, to the Voluntary Action Program of Ohio EPA, Division of Emergency and Remedial Response, on behalf of Liberty Place, LLC by Christopher Krumm, a Certified Professional, (No. CP177), 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 EPA Holds Public Hearing; Issues Preferred Plan for
NASA Glenn Research Center, Cleveland, Ohio

On February 3, 2003, Ohio EPA issued a preferred plan concerning a portion of the South 40 property at the NASA Glenn Research Center, located at 21000 Brookpark Road in Cleveland, Ohio (Cuyahoga County). The preferred plan summarizes the history of the site, the remedial investigation and feasibility study, and outlines Ohio EPA's preferred alternative for remediation of the site.

The site addressed by this preferred plan contains one inactive landfill known as the Old landfill. The preferred alternative for remediation calls for excavating contaminated soils above risk cleanup goals, capping the landfill area, and placing a deed restriction on the area for industrial use. Once remediation is complete, the property will continue to be used by NASA -Glenn Research Center for industrial facilities, such as hazardous waste storage building, salt dome and maintenance building .

Ohio EPA will hold a public information session and public hearing on February 19, 2003, to accept comments on the preferred plan. The public meeting will begin at 7:00 p.m. in the Council Chambers of the Brook Park City Hall, 6161 Engle Road, Brook Park. During the information session, Ohio EPA will present a summary of the preferred plan and answer questions about the preferred plan. During the hearing, which will immediately follow the information session, the public can submit comments for the record regarding the preferred plan. Ohio EPA will consider all comments before taking a final action.

Ohio EPA will accept written comments through March 3, 2003. Anyone may submit written comments on the preferred plan or request to be placed on a mailing list for information by writing to: Nancy Zikmanis, Site Coordinator, Ohio EPA, Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087. Comments can also be faxed to Nancy Zikmanis at (330) 487-0769 or e-mailed to her at nancy.zikmanis@epa.state.oh.us. The preferred plan and related materials are available for review at Ohio EPA's Northeast District Office by first calling (330) 963-1200. The materials also are available at the Brook Park Public Library, 6155 Engle Road, Brook Park, and the Fairview Park Public Library, 21255 Lorain Road, Fairview Park.

**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Notice is hereby given that the Director of Environmental Protection has issued a trade secret determination to American Recycling Company, Ltd. ("ARC"), Cleveland, Ohio. The Director has determined that certain information contained in documents submitted to the Ohio Environmental Protection Agency's Northeast District Office is confidential as a trade secret of ARC. The information relates to the identification of ARC customers.

The Director's determination has been issued as a final action, and is appealable to the Ohio Environmental Review Appeals Commission pursuant to section 3745.04 of the Ohio Revised Code. Any such appeal must be filed within thirty (30) days of notice of the Director's action. A copy of the notice of appeal must be served on the Director within three (3) days of filing with the Commission. The Commission's address is:

Environmental Review Appeals Commission
236 East Town Street
Room 300
Columbus, Ohio 43215

Hamilton County

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL TEMPORARY AUTHORIZATION**

On February 12, 2003, Ohio EPA issued a final temporary authorization under its hazardous waste facility installation and operation permit (Hazardous Waste Permit) to Bayer Corporation for its facility at 356 Three Rivers Parkway, Addyston, Ohio 45001. The EPA Identification Number for this facility is OHD004233003.

Why does Bayer Corporation need this temporary authorization?

Bayer Corporation is permitted to store hazardous waste in containers and tanks at its facility in Addyston. On January 15, 2003, Bayer Corporation submitted a Class 3A modification to its Hazardous Waste Permit requesting to transfer the facility's owner/operator name from Bayer Corporation to the new owner/operator, Bayer Polymers LLC. The temporary authorization provides this change prior to the issuance of the Class 3A permit modification, which is currently under review.

Can I appeal this temporary authorization?

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 temporary authorization you have the right to appeal this decision to the Environmental Review Appeals Commission (ERAC).

If I decide to appeal this final temporary authorization, how and when must I make the appeal?

If you file an appeal, you must put it in writing no later than March 14, 2003. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. You must file your appeal, according to Ohio Revised Code §3745.04, 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.

**PUBLIC NOTICE
OHIO EPA RECEIVES AMENDED POST-CLOSURE PLAN**

On January 30, 2003, Ohio EPA received an amended post-closure plan from Durez Corporation (fka Occidental Chemical Corporation, Inc.) for the hazardous waste Former Surface Impoundment # 2 at 13717 State Route 68 South, Kenton, Ohio 43326. The EPA Identification Number for this facility is OHD990747859.

Why is Durez Corporation submitting this Amended Post-Closure Plan?

At the request of Ohio EPA, Durez Corporation submitted this amended closure plan. This plan includes the inspection and maintenance of the cap and monitoring equipment, and the monitoring of groundwater quality. The inspection program includes groundwater monitoring wells, video camera security devices, and fence security systems. The maintenance program consists of re-development of the bedrock monitoring well, replacement of locks, repair work and backfilling. The monitoring program consists of measurement of static water levels and collection of groundwater samples.

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

You can submit written comments anytime between February 19 and March 20, 2003. 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 Post-Closure Plan?

You can review the post-closure plan and related material at the following locations:

Hardin County District Library, Mary Lou Johnson Branch, 325 East Columbus Street, Kenton, Ohio 43326, tel: (419) 673-2278,

Ohio EPA, Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402, tel: (419) 352-8461,

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

Date of Public Notice: February 19, 2003

Portage County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATION AND PUBLIC HEARING**

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 restore the middle Cuyahoga River to a free flowing river by removing the 50-foot retaining wall at the Kent City Dam. The application was submitted by the City of Kent, 930 Overholt Road, Kent Ohio, 44240. The project is located east of North Gougler and Main Street, Kent, Ohio. The Ohio EPA Public Notice Number for this application is 032879.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the 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.

Beginning February 19, 2003, 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 p.m. on April 8, 2003, at Kent City Council Chambers, 325 S. Depeyster, Kent, Ohio. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the project.

All interested persons are entitled to attend or be represented and give written or oral comments on the proposed project. 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 April 15, 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 April 15, 2003.

PUBLIC NOTICE

Notice is hereby given that on February 13, 2003, the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit (Level 2) to Lorain Land Development Company, 1050 Terminal Tower, 50 Public Square, Cleveland, Ohio 44113. The permit was issued for a project to construct Phase 1 of Martin 's Run Residential Community by filling 0.94 acres of category 1 and 0.18 acres of category 2 isolated wetlands. 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.

Seneca County

**PUBLIC NOTICE
SITE SPECIFIC GROUND WATER MONITORING PLAN**

Pursuant to OAC Rule 3745-27-10, notice is hereby given that on February 12, 2003, the director of Ohio EPA, approves the revision (Revision 6) of the Site Specific Ground Water Monitoring Plan for the closed Seneca East Recycling and Disposal Facility (Facility), located in Seneca County. The Revised Plan was submitted by Waste Management, Inc. (WMI), 851 Robison Road East, Erie, PA 16509. This approval is subject to all rules, regulations, and specified conditions. 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. 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 ENVIRONMENTAL PROTECTION AGENCY**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has issued as a final action Director's Final Findings and Orders to Bison Corp. and Morelli Realty Corp. to implement an interim action that will reduce the concentrations of volatile contaminants in the indoor air to acceptable levels in homes impacted by contaminated ground water coming from the Bison facility located at 1935 Allen Avenue SE, Canton, Stark County, Ohio. The contaminants found in the ground water include: tetrachloroethylene, trichloroethylene; 1,1,1-trichloroethane; 1,1-dichloroethane; 1,1-dichloroethylene; 1,2-dichloroethylene; and vinyl chloride. At this time the following residences located on Kimball Road SE will receive remedial systems: 2012; 2016; 2026; 2030; 2038; 2013; 2017; and 2033. Based on further investigation some additional homes may receive remedial systems.

The effective date of this action is February 7, 2003. The action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be filed with ERAC within thirty (30) days after notice of the Director's action. A copy of the appeal must be served upon the Director of Ohio EPA within three (3) days of filing at the ERAC. The ERAC's address is:

Environmental Review Appeals Commission
236 East Town Street
Room 300
Columbus, OH 43215

A copy of the Director's Final Findings and Orders may be obtained from the Division of Emergency and Remedial Response, Ohio EPA, P.O. Box 1049, OH 43216-1049 or Ohio EPA, Northeast District Office, 2110 East Aurora Road, Twinsburg, OH 44087.