

## **PUBLIC NOTICE**

### **FINAL ISSUANCE OF AN AMENDED CERTIFICATE OF REGISTRATION AS A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that on April 11, 2003, the director of Ohio EPA issued an amended infectious waste transporter certificate to VA Ann Arbor Healthcare System, 2215 Fuller Rd, Ann Arbor, MI 48105, ID No.: 00-T-00121. 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 April 14, 2003, the director of Ohio EPA issued fifty four certificates of registration as transporter of scrap tires to Lakin General Corp., 2044 N Dominick Street, Chicago, IL 60614. 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.

## **PUBLIC NOTICE**

### **ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION**

Notice is hereby given that on April 14, 2003, the director of Ohio EPA issued six certificates of registration as transporter of scrap tires to Morelli Bros. Block & Brick, Inc., 4500 Freedom Way, Weirton, WV 26062. 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.

## **PUBLIC NOTICE**

### **ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION**

Notice is hereby given that on April 14, 2003, the director of Ohio EPA issued twenty one certificates of registration as transporter of scrap tires to Rumpke of Kentucky Inc., 1374 Bryan Griffin Rd., Butler, KY 41006. 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.

## Public Notice Date:

**PUBLIC NOTICE  
AMENDMENTS TO THE PROJECT PRIORITY LIST  
OF THE WATER POLLUTION CONTROL LOAN FUND**

The Director of the Ohio Environmental Protection Agency is providing notice of the addition of assistance proposals as amendments to the Water Pollution Control Loan Fund (WPCLF) priority list. The following applicants have indicated their intent to apply for financial assistance for their respective water quality improvement activities:

|  |  |              |
|--|--|--------------|
| Baltimore Village of                     | WWTP upgrade                             | \$2,600,000  |
| Cambridge City of                        | Digester Repair                          | \$550,000    |
| Chagrin River Land Conservancy           | Mayer Preserve                           | \$1,200,000  |
| Columbus City of                         | Bulen Ave/Sycamore Sewer (CIP # 650632)  | \$1,400,000  |
| Green Camp Village of                    | Sanitary Sewers                          | \$1,719,000  |
| Lorain City of                           | West Side Sewer Rehab                    | \$1,800,000  |
| Lorain City of                           | East Central Relief Sewer Improv.        | \$2,150,000  |
| Lorain City of                           | Pearl Road & Tacoma Pump Stations        | \$1,300,000  |
| Lucas County Commissioners               | Maumee River WWTP Improvements           | \$19,383,600 |
| Medina County Health Department          | Home Sewage Treatment Systems            | \$700,000    |
| Metropolitan Sewer District              | Springdale-Sharonville Sewer Replacement | \$2,265,000  |
| Miami County Health District             | Home Sewage Linked Deposit               | \$300,000    |
| New Philadelphia Village of              | WWTP Improvements                        | \$1,000,000  |
| New Weston Village of                    | Sewer System                             | \$1,000,000  |
| Newton Falls City of                     | CSO Long Term Control Plan               | \$8,000,000  |
| Northeast Ohio Regional Sewer District   | BCI-3D                                   | \$22,000,000 |
| Northeast Ohio Regional Sewer District   | Mill Creek CSO Relief (MCSO - 4)         | \$5,000,000  |
| Northeast Ohio Regional Sewer District   | East. Intercpts Reline/Replace Rehab     | \$8,500,000  |
| Northeast Ohio Regional Sewer District   | CSO Floatables Control (CSOFLOAT-2)      | \$2,500,000  |
| Ohio & Lee Water and Sewer               | WWTP and Sewer Phase 1 Sardis            | \$4,072,174  |
| Ohio & Lee Water and Sewer               | Design Loan                              | \$341,826    |
| Oregon City of                           | Stadium Road Sewer Phase 3               | \$3,285,641  |
| Paint Creek Watershed                    | Linked Deposits                          | \$1,000,000  |
| Ripley Village of                        | WWTP Improvement Project                 | \$175,000    |
| Southwest Licking Water & Sewer District | Gale Road Pump Station                   | \$2,600,000  |
| Toledo City of                           | Planning - Nebraska I&I Reduction        | \$1,000,000  |
| Toledo City of                           | Planning - Manhattan I&I Reduction       | \$6,100,000  |
| Toledo City of                           | Maumee Ave CSO Reg                       | \$900,000    |
| Toledo City of                           | Design - Nebraska I&I Reduction          | \$100,000    |
| Toledo City of                           | Bennett I&I Reduction                    | \$5,000,000  |
| Toledo City of                           | Nebraska I&I Reduction                   | \$5,000,000  |

|                   |  |              |
|-------------------|--|--------------|
| Toledo City of    | Pump Station & Swirls                      | \$4,601,000  |
| Toledo City of    | Design - Maumee Ave CSO Reg                | \$100,000    |
| Toledo City of    | Final Effluent Pump Station                | \$5,050,000  |
| Toledo City of    | EQ Basins (I-48B)                          | \$57,680,000 |
| Toledo City of    | Planning - Bennett I&I Reduction           | \$1,000,000  |
| Toledo City of    | Wet Weather Treatment (I-47-B)             | \$22,129,000 |
| Toledo City of    | Design - Ottawa R CSO Stor/Treat - Phase 1 | \$1,000,000  |
| Toledo City of    | Final Tank #13                             | \$7,269,000  |
| Toledo City of    | Design - Bennett I&I Reduction             | \$100,000    |
| Toledo City of    | Ottawa R CSO Stor/Treat - Phase 1          | \$18,500,000 |
| Washington County | Oxbow/Riverview Sewer Improv               | \$457,000    |
| Wooster City of   | WWTP Improv/Sewer Sep                      | \$13,330,600 |

The addition of these activities to the priority list will not affect the potential for the WPCLF to provide assistance to other activities currently designated as Fundable on the WPCLF Intended Projects list during the current program year.

Each of these additions is a distinct final action of the Director and may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Sections 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 236 East Town Street, Room 300, Columbus, Ohio 43215.

Additional information regarding these proposals can be obtained at <http://www.epa.state.oh.us/defa/newprojects.htm>, or by contacting Amanda Nickell at (614) 644-2798, or at this address: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

## **PUBLIC NOTICE**

### **ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION**

Notice is hereby given that on April 14, 2003, the director of Ohio EPA issued twelve certificates of registration as transporter of scrap tires to Entech Inc., 69676 M-103, White Pigeon, MI 49099. 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.

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

Notice is hereby given that on April 8, 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 Charles R. Bishop-CP253, John L. Payne-CP104, Julianne M. Schucker-CP258, and Thomas P. Shalala-CP188 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.

**OHIO ENVIRONMENTAL PROTECTION AGENCY**  
**PUBLIC NOTICE**  
**ISSUANCE OF A CERTIFIED PROFESSIONAL CERTIFICATE**

Notice is hereby given that on April 8, 2003, The Director of the Ohio Environmental Protection Agency, pursuant to Ohio Revised Code Section 3746.04 (B)(5) and Ohio Administrative Code Rule 3745-300-05, issued a professional certificate to Douglas P. Klicman-CP269 to perform work as a certified professional under the Voluntary Action Program. .

The issuance of this 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, Ohio 43215.

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

## **PUBLIC NOTICE FOR FINAL ACTION OF DIRECTOR**

Pursuant to Ohio Administrative Code (OAC) rule 3745-77-01(GG)(1)(b), the Director of the Ohio Environmental Protection Agency approved the request to delegate the authority of Mr. Joseph J. Wagner, Vice President East Operations, to Mr. Dominique DiBari, Plant Manager, or his successor, to act as the responsible official for the Title V facility, Orion Power Niles Power Plant, located at 1047 Belmont Avenue, Niles, Ohio 44446. According to the request for delegation of authority, Mr. DiBari is responsible for the overall operation of this facility, thereby meeting the criteria in OAC rule 3745-77-01(GG). The delegation is effective as of April 11, 2003.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. It is also requested by the Director that a copy of the appeal be served upon the Environment Enforcement Section of the Office of the Attorney General. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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

## **PUBLIC NOTICE FOR FINAL ACTION OF DIRECTOR**

Pursuant to Ohio Administrative Code (OAC) rule 3745-77-01(GG)(1)(b), the Director of the Ohio Environmental Protection Agency approved the request to delegate the authority of Mr. Joseph J. Wagner, Vice President East Operations, to Mr. William Bruss, Plant Manager, or his successor, to act as the responsible official for the Title V facility, Orion Power Avon Lake Power Plant, located at 33570 Lake Road, Avon Lake, Ohio 44012. According to the request for delegation of authority, Mr. Bruss is responsible for the overall operation of this facility, thereby meeting the criteria in OAC rule 3745-77-01(GG). The delegation is effective as of April 11, 2003.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. It is also requested by the Director that a copy of the appeal be served upon the Environment Enforcement Section of the Office of the Attorney General. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

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

**PUBLIC NOTICE**  
**PROPOSED CONSENT ORDER**

The Ohio Environmental Protection Agency (Ohio EPA) has entered into a proposed Consent Order to resolve all claims alleged in the Complaint filed by the State of Ohio in Ashtabula County Court of Common Pleas, case number 2003-cv-355. The proposed Order would require the City of Ashtabula to eliminate and prevent wet weather bypasses from its wastewater treatment plant (WWTP), maintain compliance with the terms and conditions of its approved Pretreatment Program, properly operate and maintain its WWTP and associated equipment and structures; and to operate the facility in compliance with the applicable requirements of Chapters 3734 and 6111 of the Ohio Revised Code. The proposed Consent Order also requires payment of eight thousand five hundred dollars (\$8,500.00) in civil penalty. In addition, and in lieu of an additional \$150,000 civil penalty, the City of Ashtabula agrees to perform a Supplemental Environmental Project (SEP). The SEP shall require the City to construct and operate a septage receiving station that is tributary to the WWTP. Copies of the Consent Order can be obtained by writing to:

Ohio Environmental Protection Agency  
Northeast District Office  
2110 E. Aurora Road  
Twinsburg, Ohio 44087  
Attn: Enforcement Coordinator

Written comments should be submitted to Ohio EPA, Northeast District Office at the above address. Written comments should be submitted on or before May 24, 2003.

The final approval and entry of the proposed Consent Order will not occur until after the thirty (30) day public comment period has expired. The thirty day period commences on April 24, 2003. Both the State of Ohio and the City of Ashtabula reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.

**Date of Notice: April 26, 2003**

**PUBLIC NOTICE  
NOTICE OF RECEIPT OF APPLICATION  
ANTIDEGRADATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has received an application for the initial issuance of a National Pollutant Discharge Elimination System (NPDES) permit (01N00250) for the discharge from the proposed Gould Electronics, Inc. Bridgeport site disposal system. Public notice is also given that Ohio EPA-DSW has received an application for Permit to Install (PTI) (06-7093) for the construction of the proposed disposal system. The NPDES and PTI applications were submitted by Gould Electronics, Inc., 34929 Curtis Boulevard, Eastlake, Ohio 44095-4001.

The disposal system submitted for approval is proposed to treat an average of 34,600 gallons per day of groundwater remediation wastewaters associated with groundwater VOC contamination. The system is proposed to be located on US Route 40, Section 10, Colerain Township, Belmont County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to Wheeling Creek and subsequently the Ohio River.

The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of Wheeling Creek and subsequently the Ohio River. However, the chemical-specific water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1, will not be exceeded. 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.

The contents of the above stated applications indicate an exclusion from various portions of the antidegradation review and information submittal requirements applies as outlined by section 3745-1-05 (D)(1) of the antidegradation rule (effective as of October 1, 1996). The exclusion relates to a disposal system built and operated exclusively for the treatment of volatile organic compounds at response action clean-up sites and which achieves final effluent limits of five micrograms per liter or less as a thirty-day average for each individually regulated volatile organic compound.

Copies of the pending NPDES and PTI applications are available for review at Ohio EPA's Southwest District Office, 2195 Front Street, Logan, Ohio 43138 by first calling (740) 385-8501 or (800) 686-7330.

Persons wishing to 1) be on Ohio EPA's interested parties mailing list for this project, or 2) submit comments for Ohio EPA's consideration in reviewing the application, or 3) request

a public hearing must do so in writing to Ohio EPA's Division of Surface Water, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio, 43216 within thirty days of the date of this public notice. Comments received after this date may not be considered as part of the official record.

**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 Final Findings and Orders to dismiss Ohio EPA Case No. 01-WS-006. These Final Findings and Orders withdraw the April 3, 2001 proposed action reclassifying the City of Wilmington's public water system (PWS ID 1401211) as a Class IV public water system and a Class II water distribution system. This final action will be effective on April 14, 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

**Date of Public Notice: April 24, 2003**

**PUBLIC NOTICE  
NOTICE OF RECEIPT OF ISOLATED WETLAND PERMIT  
APPLICATION (LEVEL 2)**

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, an Isolated Wetland Permit (Level 2) for a project to build 31 cluster housing units resulting in the filling of 1.084 acres of Category 2 wetlands. The application was submitted by the Greystone Reality Group, 715 Wye Rd, Bath, OH 44333. The project is located on the east side of Columbia Road, south of Brookpark Road in North Olmsted, Cuyahoga County. The Ohio EPA Public Notice Number for this project is 033304.

The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Ohio Revised Code (ORC) Sections 6111.02 to 6111.028 and other applicable provisions of state laws. Other alternatives as proposed by the applicant resulting in less adverse impact to the isolated wetland ecosystem, will be considered by Ohio EPA during the review process.

Starting April 24, 2003, copies of the application 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 20 days of the date of this public notice.

**PUBLIC NOTICE**

**OHIO EPA RECEIVES HAZARDOUS WASTE CLOSURE PLAN**

On March 12, 2003, Ohio EPA received a hazardous waste closure plan from Defiance Precision Products concerning an underground (cistern) vault storage unit located at 733 Perry Street, Defiance, Ohio 43512. The EPA Identification Number for this facility is OHR000111567.

**Why is Defiance Precision Products submitting this Closure Plan?**

At the request of Ohio EPA, Defiance Precision Products submitted this closure plan. The plan describes three categories of activities necessary for the unit closure, including 1) pre-decontamination which involves characterization of residual materials, soil sampling adjacent to the unit, and a survey of the cistern and area property; 2) transportation and disposal of liquid, sludge and debris upon removal, and 3) post-decontamination activities such as confirming sampling materials, sampling of concrete, field samples, and sample acquisition and transferal. Other sections of the plan include a contingency closure plan, a cost estimate/financial responsibility, site safety considerations and a closure implementation schedule.

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

You can submit written comments anytime between April 21, 2003 and May 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](mailto:dhwmcomments@epa.state.oh.us)

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

You can review the Closure Plan at the following locations:

Defiance Public Library, Main Branch, 320 Front Street, Defiance, Ohio 43512, tel: (419)782-1456,

Ohio EPA, Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402, tel: (419) 352-8164,

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

**Date of Public Notice: April 24, 2003**

**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 dredge approximately 1500 cubic yards of accumulated aggregate materials, sediments, and debris at the unloading and fleeting areas of the Hilltop Basic Resources' River Terminal Facility, Ohio River Mile 470.8. The proposed project would authorize this maintenance dredging annually, for a period of five years. The application was submitted by Hilltop Basic Resources, Inc., One West Fourth Street, Suite 1100, Cincinnati, Ohio 45202-3615. The Ohio EPA ID Number for this project is 033570.

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 April 24, 2003, 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. 05-12245**

**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. 03-04-054  
Date of Issue of Public Notice: April 25, 2003

Name and Address of Applicant; Sundance Property Management, 11367 Deerfield Road, Cincinnati, OH, 45242

Name and Address of Facility Where Discharge Occurs: Branch Hill Mobile Home Park, 11200 State Route 128, Crosby Twp., Ohio

Receiving Water: Great Miami River

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 Great Miami River and possibly the Ohio 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, Southwest District Office, 401 East Fifth Street, Dayton, OH 45402-2911. 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 Southwest District Office, 401 East Fifth Street, Dayton, OH, 45402, by first calling (937) 285-6357 to make an appointment.

**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 Final Findings and Orders to dismiss Ohio EPA Case No. 02-CT-030. These Final Findings and Orders dismiss the request for an adjudication hearing regarding the proposed revocation of John Hilliard's Class III Ohio Wastewater Works Operator Certificate No. 3-82-017. This final action will be effective on April 14, 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

**Date of Public Notice: April 24, 2003**

**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 two-lane boating and fishing access along with associated courtesy docks and parking facilities. Approximately 457 cubic yards of material would be dredged from below the ordinary high water mark. For construction, approximately 820 cubic yards of sub-grade limestone, 71 cubic yards of concrete, 59 cubic yards of dump rock limestone, and 232 linear feet of steel sheet piling fill would be used. The application was submitted by the Village of Coal Grove, 513 Carlton-Davidson Lane, Coal Grove, Ohio 45638. The proposed project is located at Ohio River Mile 324.1, immediately upstream from the intersection of Ice Creek and the Ohio River in the Village of Coal Grove. The Huntington District Corps of Engineers Public Notice Number for this project is (H)200300028. The Ohio EPA ID Number for this project is 033510.

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 April 24, 2003, 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**

**DIRECTOR'S FINAL FINDINGS AND ORDERS**

Notice is hereby given that on April 14, 2003, the director of Ohio EPA issued Final Findings and Orders to Ohio University ("Respondent"), Cutler Hall, Athens, Ohio 45701. These Findings and Orders require the Respondent to implement an Investigation Work Plan which requires them to delineate the extent of the disposal area, conduct chemical analysis of the waste, install limited ground water monitoring system, and conduct ground water sampling. Upon completion of the work, the Respondent is required to submit the results to Ohio EPA. Once the results are received, Ohio EPA and Ohio University will meet again to negotiate a remedy for the site. These Orders are subject to all rules, regulations, and specified conditions. 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.

**Date of Public Notice: April 24, 2003**

**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 build a timber crib pier impacting 115 linear feet of Lake Erie shoreline. The project will result in 300 cubic yards of stone and timber fill to Lake Erie. The application was submitted by Thomas E. Wasserman, 32918 Lake Road, Avon, Lake, Ohio 44012. The project is located at 32918 Lake Road., Avon Lake. OH 44012. The Buffalo District Corps of Engineers Public Notice Number for this project is (B)2003-00343(0). The Ohio EPA ID Number for this project is 022490.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. 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 April 24, 2003, 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: April 24, 2003**

**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 build a timber crib pier impacting 245 linear feet of Lake Erie shoreline. The project will result in 668 cubic yards of stone and timber fill to Lake Erie. The application was submitted by William R. Mason, 32950 Lake Road, Avon Lake, Ohio 44012 and John T. O'Neill, 32942 Lake Road, Avon Ale, Ohio 44012. The project is located at 32950 and 32942 Lake Road., Avon Lake, Lorain County. The Buffalo District Corps of Engineers Public Notice Number for this project is (B)98-478-0012(1). The Ohio EPA ID Number for this project is 032758.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. 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 April 24, 2003, 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: April 24, 2003**

**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 build a seawall and T-Pier impacting 195 linear feet of Lake Erie shoreline. The application was submitted by Geoffrey Smith, 33824 Lake Road, Avon Lake, Ohio 44012 and David Witzigreuter, 33826 Lake road, Avon Lake, Ohio 44012. The project is located at 33826 and 33834 Lake Road, Avon Lake, Lorain County. The Buffalo District Corps of Engineers Public Notice Number for this project is (B)89-478-8(1). The Ohio EPA ID Number for this project is 033163.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. 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 April 24, 2003, 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.

**Mahoning County**

**PUBLIC NOTICE**

Notice is hereby given that on April 18, 2003, the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit (Level 2) to Garden Ridge Development, LLC, 2070 Samuel Court, Canfield, Ohio 44406. The permit was issued for a project to construct 19 residential lots on an 8-acre site in Boardman Township. 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.

**PUBLIC NOTICE**

**DIRECTOR'S FINAL FINDINGS AND ORDERS  
ORC SECTION 3734.02(G) EXEMPTION**

Notice is hereby given that on April 14, 2003, pursuant to ORC Section 3734.02(G), the director of Ohio EPA issues Final Findings and Orders which grants Liberty Tire Services of Ohio, 3041 Jackson Pike, Grove City, Ohio 43123, an exemption from the requirements of OAC Rules 3745-27-75(L) and 3745-27-65(F)(1)(a), which restrict the size of scrap tire storage areas and piles, in order to utilize more storage area at the Facility. Liberty shall utilize no more than 49,000 square feet of effective scrap tire storage area. The scrap tire storage piles may utilize a basal area greater than 2,500 square feet in basal area as specified in the plan drawings submitted December 30, 2002. The exemption granted in Order No. 1 shall expire 90 days after the effective date of these Orders unless otherwise authorized by Ohio EPA. All scrap tires must be stored in the locations and configurations provided in the plan drawings submitted on December 30, 2002. All scrap tire storage areas must maintain fire lanes in accordance with OAC 3745-27-65(F)(1)(a). All scrap tires must be processed within seven days of acceptance unless the appropriate mosquito control is utilized. Not later than 60 days after the effective date of these Orders, Liberty shall submit to Ohio EPA an evaluation of the facility contingency plan and any revisions necessary, and shall revise the financial assurance closure cost estimate to include the additional scrap tire storage area. These Findings and Orders are subject to all rules, regulations, and specified conditions. This final action 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. 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.

**Date of Notice: April 21, 2003**

**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 fill 0.48 acres of Category 3 wetlands as part of a project to build a 70,000 gpd activated sludge extended aeration wastewater treatment plant. The application was submitted by the Wayne County Board of Commissioners, 428 West Liberty Street, Administration Building, Wooster, Ohio 44691. The project is located east of the Village of Burbank, Wayne County. The Ohio EPA ID number for this project is 033490.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Killbuck Creek Watershed (HUC 05040003). 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.

Beginning April 21, 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 7:00 PM on June 5, 2003, at Burbank Elementary School, 125 South Street, Burbank, Ohio. 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 June 12, 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 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 June 12, 2003.