

## **PUBLIC NOTICE**

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

Notice is hereby given that on April 28, 2003, the director of Ohio EPA issued two certificates of registration as transporter of scrap tires to Friendly Tire, 672 N Riverside Dr, Clarksville, TN 37042. 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**

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

Notice is hereby given that on April 30, 2003, the director of Ohio EPA issued an amended infectious waste generator certificate to BioLife Plasma Services L.P. 1435 Lake cook Rd LCII-2N, BioLife US Headquarters, Deerfield, IL 60015, ID No.: 00-G-00372. 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**

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

Notice is hereby given that on April 30, 2003, the director of Ohio EPA issued an amended infectious waste transporter certificate to Commodore Medical Services of Ohio LP, 1941 Cement Plant Rd., Nashville, TN 37208., ID No.: 00-T-00259. 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**

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

Notice is hereby given that on April 30, 2003, the director of Ohio EPA issued an amended infectious waste transporter certificate to Stericycle Inc., 28161 N Keith Dr., 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**

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

Notice is hereby given that on April 30, 2003, the director of Ohio EPA issued a renewal infectious waste transporter certificate to Onyx Waste Services Inc., RD 2 PO Box O, Brockway, PA 15824, ID No.: 00-G-00204. 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.

STATEWIDE

**Ohio Environmental Protection Agency  
PUBLIC NOTICE  
Draft Intended Use Plan and Management Plan  
For The Drinking Water Assistance Fund  
For Program Year 2004**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Drinking and Ground Waters (DDAGW) has issued the draft Intended Use Plan and Management Plan for the Drinking Water Assistance Fund, which has been authorized by Ohio Revised Code section 6109.22 and Section 1452 of the Safe Drinking Water Act. Copies of the draft Intended Use Plan and Management Plan are available from the Division of Drinking and Ground Waters upon request, through the Internet at <http://www.epa.state.oh.us>, or by writing to:

Ohio EPA  
Lazarus Government Center  
Attention: Flo Sellu, DDAGW  
P. O. Box 1049  
Columbus, Ohio 43216

Written comments should be submitted to:

Ohio EPA  
Lazarus Government Center  
Attention: Monica Hogan, DDAGW  
P. O. Box 1049  
Columbus, Ohio 43216  
E-mail address: [monica.hogan@epa.state.oh.us](mailto:monica.hogan@epa.state.oh.us)

**Written comments must be received on or before June 4, 2003.**

To allow interested persons to present their comments and suggestions and for the Ohio EPA to provide a response to questions on Ohio's Draft 2004 Program Management and Intended Use Plan, two public meetings will be held at the following times and location:

**1:00 p.m. and 6 p.m., Wednesday, June 4, 2003  
Ohio EPA  
Lazarus Government Center  
122 South Front Street, Conference Room 5A  
Columbus, Ohio**

**Date of Notice: April 30, 2003**

**Public Notice  
Ohio Environmental Protection Agency**

**Notice Regarding Updates to  
Division of Surface Water Policy Manual**

Notice is hereby given that the Ohio Environmental Protection Agency has reviewed Sections 0200, 0300, 0400 and 0500 of the Division of Surface Water Policy Manual. These materials cover technical aspects of the Permit To Install, Design Criteria (for wastewater treatment), Enforcement and Pretreatment programs. In accordance with Section 3745.30 of the Ohio Revised Code (ORC), the Agency is required to maintain a central compendium of all policies and to review policies at least once every five years.

The Agency removed all but one of the policies in these sections because they did not conform to the definition of a policy or meet the requirements of a policy as stated in the above Revised Code section. The removal of these policies is for the reason stated and should not be interpreted to be evidence of a substantive concern with any specific policy content. As a follow up to the policy review and removal process, the Division of Surface Water will either schedule future rulemaking based on policies that previously articulated standards, or will revise the Division of Surface Water Guidance Manual as appropriate. In some instances, the substance of certain policies is outdated and will not migrate either to rule or guidance.

The one policy in these sections that was not removed is 0500.008 (Pretreatment and National Pollutant Discharge Elimination System: Toxic Organics Management Plan) which was last revised on August 23, 2002.

The revised Division of Surface Water Policy Manual and a summary of the changes to the manual are available on the Division of Surface Water Web page (<http://www.epa.state.oh.us/dsw/index.html>) or through the contact listed below. To request information, call the Division of Surface Water at (614) 644-2001 or write the address below:

Ohio Environmental Protection Agency  
Division of Surface Water  
Lazarus Government Center  
Columbus, Ohio 43216-1049

**PUBLIC HEARING**  
**OHIO ENVIRONMENTAL PROTECTION AGENCY**

Proposed action concerning  
recommended Ohio eight hour ozone designations

In November 2002, U.S. EPA entered into a consent agreement to implement the eight hour ozone standard. As part of this agreement, U.S. EPA agreed to finalize boundaries for eight-hour ozone nonattainment areas by April 15, 2004. Each state is to submit recommended boundaries by July 15, 2003 Ohio EPA is seeking comments on the State's current recommendations.

### Background

U.S. EPA has issued guidance on the development of boundaries for eight-hour ozone nonattainment areas. Each state is to develop boundaries and submit the recommended boundaries to U.S. EPA by July 15, 2003

U.S. EPA has issued guidance and has also provided monitoring and modeling data on the internet to assist in the development of these boundaries. The guidance identifies the boundaries of the metropolitan statistical area (MSA) or combined metropolitan statistical area (CMSA) as the initial size of their recommended boundary and full counties as the basic unit. Information such as population, industry (or lack of industry), location relative to the urban core (upwind or downwind) and modeling information can be used as justification for deviations from a MSA or CMSA boundary. The Ohio EPA has reviewed this guidance and has developed a preliminary recommendation.

Ohio EPA's current recommendations for each urban area within the state includes each Ohio County within the MSA or CMSA , with exceptions noted:

**Canton/Massillon MSA;** The MSA includes Stark and Carroll Counties. Ohio EPA is recommending to exclude Carroll County, a rural upwind area with a population less than 30,000.

**Cincinnati/Hamilton CMSA;** The interstate CMSA includes Butler, Warren, Hamilton, Clermont and Brown Counties in Ohio, Boone, Campbell, Ohio, Grant, Gailath and Pendelton Counties in Kentucky and Dearborn County in Indiana. In Ohio, Ohio EPA is recommending to exclude Brown County, a rural upwind area with a population less than 50,000. Ohio EPA is also recommending the addition of Clinton County, a downwind area with monitored violations.

**Cleveland/Akron CMSA:** The CMSA includes Lorain, Medina, Cuyahoga, Summit, Lake, Portage, Geauga and Ashtabula Counties.

**Columbus MSA;** The MSA includes Franklin, Delaware, Licking, Fairfield, Pickaway and Madison Counties. Ohio EPA is recommending the addition of Knox County, a downwind area with monitored violations.

**Dayton/Springfield MSA:** The MSA includes Miami, Clark, Greene and Montgomery Counties.

**Huntington/Ashland MSA:** The interstate MSA includes Lawrence County in Ohio, Greenup, Carter and Boyd Counties in Kentucky and Wayne and Cabell Counties in West Virginia.

**Lima MSA;** The MSA includes Allen and Auglaize Counties. Ohio EPA is recommending to exclude Auglaize County, a rural upwind area with population less than 50,000.

**Mansfield MSA:** The classification should be **attainment**. The MSA includes Crawford and Richland Counties. Ohio EPA is recommending that these counties be designated attainment.

**Parkersburg/Marietta MSA:** The interstate MSA includes Washington County in Ohio and Wood County in West Virginia.

**Steubenville/Weirton MSA,** The interstate MSA includes Jefferson County in Ohio and Hancock and Brook Counties in West Virginia.

**Toledo MSA;** The MSA includes Lucas, Wood and Fulton Counties. Ohio EPA is recommending to exclude Fulton County, a rural upwind area with population less than 50,000.

**Youngstown/Warren MSA;** The MSA includes Trumbull, Mahoning and Columbiana Counties. Ohio EPA is recommending to exclude Columbiana County, a rural upwind area with a population less than 115,000.

**Wheeling MSA;** The interstate MSA includes Belmont County in Ohio and Ohio and Marshall Counties in West Virginia. Ohio EPA is recommending the exclusion of Belmont County, a rural upwind county with a population less than 75,000.

A public meeting is being scheduled for 2 p.m. on June 9, 2003 in conference room 5b of the Lazarus Government Building, 122 South Front Street, Columbus, Ohio 43215. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed boundaries. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on June 13, 2003 will be considered by the Ohio EPA prior to final submittal; of the state

recommended boundaries. Written statements submitted after June 13, 2003 may be considered as time and circumstances allow.

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

**Date of Public Notice: May 5, 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 place fill in 1.59 acres of wetland and 375 linear feet of ephemeral streams in order to construct a new high school. The application was submitted by the Independence Local School District, 7733 Stone Road, Independence, Ohio 44131. The project is located at 6001 Archwood Road, Independence, Ohio 44131. The Buffalo District Corps of Engineers Public Notice Number for this project is 2002-01981(0) The Ohio EPA ID Number for this project is 033384.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of wetlands and ephemeral tributaries to West Creek. 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 May 5, 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**

**OHIO EPA RECEIVES HAZARDOUS WASTE CLOSURE PLAN**

On January 3, 2003, Ohio EPA received a hazardous waste closure plan from Columbus Steel Drum Company concerning a hazardous waste storage pad located at 1385 Blatt Boulevard, Blacklick, Ohio 43004. The EPA Identification Number for this facility is OHD004291654.

**Why is Columbus Steel Drum Company submitting this Closure Plan?**

At the request of Ohio EPA, Columbus Steel Drum Company submitted this closure plan. The plan depicts a step by step closure procedure including concrete cleaning, soil analysis and equipment decontamination; and a time frame for closure. In addition the sampling plan and analytical methods are outlined. If necessary, repeated decontamination and rinsate sampling will be collected until the area is considered clean. Other sections of the plan include an inspection and closure certification, and a closure cost estimate.

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

You can submit written comments anytime between April 30, 2003 and May 29, 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:

**Columbus Metropolitan Library**, Reynoldsburg Branch, 1402 Brice Road, Reynoldsburg, Ohio 43068, tel: (614) 645-2340,

**Ohio EPA, Central District Office**, 3232 Alum Creek Drive, Columbus, Ohio 43207, tel: (614) 728-3778,

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

**Date of Notice: May 9, 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 modification of a National Pollutant Discharge Elimination System (NPDES) permit No. OPT00018 for the discharge from the proposed expanded Green Elementary School wastewater disposal system. Public notice is also given that Ohio EPA-DSW has received an application for Permit to Install (PTI) No. 06-7148 for the construction of the proposed expanded disposal system. The NPDES and PTI applications were submitted by the Gallipolis City School District, 61 State Street, Gallipolis, Ohio 45631.

The expanded disposal system submitted for approval is proposed to treat 17,000 gallons per day of domestic type wastewaters associated with the school sewage collection system. The system is located at 113 Centenary Church Road, Green Township, Gallia County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to Clear Fork and subsequently the Ohio River.

The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of Clear Fork 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 de minimis net increase in the discharge of a regulated pollutant.

Copies of the pending NPDES and PTI applications are available for review at Ohio EPA's Southeast District Office, 2195 Front Street, Ohio, (740) 385-8501. Persons wishing to 1) be on the 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.

**Date of Notice: May 7, 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 renewal of a National Pollutant Discharge Elimination System (NPDES) permit (11O00004) for the discharge from the existing Fernald Closure Project (formerly Fernald Environmental Management Project) disposal system. The NPDES permit application was submitted by Fernald Closure Project, PO Box 538704, Cincinnati, Ohio 45253.

Fernald Closure Project preferred wastewater disposal alternative submitted for approval is proposed to treat 8,600,996 gallons per day of wastewaters associated with remediation activities. The disposal system is located at 7400 Willey Road, Crosby Township, Hamilton County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to the Great Miami River and Paddy's Run.

Other wastewater disposal alternatives resulting in lesser or no degradation or lowering of water quality will be considered by Ohio EPA.

The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of the Great Miami River and possibly Paddy's Run. 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 no exclusions or waivers, as outlined by section 3745-1-05 (D) of the antidegradation rule (effective as of October 1, 1996), apply or may be granted by the Director of Ohio EPA.

Copies of the pending NPDES and PTI applications are available for review at Ohio EPA's Southwest District Office, 401 East Fifth Street, Dayton, Ohio 45402 by first calling (937) 285-6357 or (800) 686-8930.

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.

**Date of Notice: May 8, 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 (2PA00088) for the discharge from the proposed Chickasaw WWTP disposal system. Public notice is also given that Ohio EPA-DSW has received an application for Permit to Install (PTI) (03-15705) for the construction of the proposed disposal system. The NPDES and PTI applications were submitted by the Village of Chickasaw, 40 West Wayne Street, Chickasaw, Ohio 45826.

The disposal system submitted for approval is proposed to treat 70,000 gallons per day of domestic wastewaters associated with household activities. The system is proposed to be located on the east side of State Route 716 just south of Dead End Road, Marion Township, Mercer County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to Chickasaw Creek and possibly the Grand Lake.

The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of Chickasaw Creek and possibly the Grand Lake. 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 as a land application and controlled system.

Copies of the pending NPDES and applications are available for review at Ohio EPA's Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402 by first calling (419) 352-8461 or (800) 686-6930.

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**

**ISSUANCE OF A DRAFT PERMIT TO INSTALL (PTI #02-14348)  
AND  
NOTICE OF PUBLIC INFORMATION SESSION / PUBLIC HEARING**

Notice is hereby given that on May 2, 2003, Ohio EPA issued a draft Permit to Install (PTI-#02-14348) for Municipal Solid Waste Services, Inc. (f.k.a. Waste Control Services, Inc.), 2500 First National Tower, Akron, Ohio 44308. The permit, if issued as a final action, authorizes the establishment of Indian Run Sanitary Landfill- a proposed new non-captive municipal solid waste landfill to be located at 7392 Goodland Street, SE in Waynesburg, Stark County, Ohio. Municipal Solid Waste Services, Inc. is the owner of the proposed landfill. A Public Information Session / Public Hearing will be held on Thursday, June 12, 2003, at the Sandy Valley Jr.-Sr. High School (Auditorium), 5362 State Route 183, N.E., Magnolia, Ohio 44643. The meeting will start at 7:00 p.m. The draft PTI may be reviewed in accordance with Ohio EPA's file review procedures by writing to Ms. Lily Aaron, Ohio EPA Northeast District Office, 2110 E. Aurora Road, Twinsburg, Ohio 44087, tel:(330) 963-1200. Written comments will be accepted until June 26, 2003 for the director's consideration and should be sent 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  
PROPOSED CONSENT ORDER**

The Ohio Environmental Protection Agency (Ohio EPA) has entered into a proposed Consent Order with Zana Genovese and James Genovese, d.b.a. Sandy Beach Mobile Home Park (Defendants), to resolve all claims alleged in the Complaint filed by the State of Ohio, Summit County Court of Common Pleas case number CV-2002-04-2342. The proposed Consent Order requires the Defendants to comply with all applicable provisions of Ohio's Water Pollution Control Law, R.C. Chapter 6111, and Ohio's Safe Drinking Water Law, R.C. Chapter 6109, and the rules and regulations promulgated thereunder, and the terms and conditions of any permit, license, or plan approval that may be issued to the Defendants. The proposed Consent Order also requires that, until such time as the Defendants' public water system is properly abandoned, the Defendants shall properly monitor their public water system for lead and copper and other contaminants pursuant to the schedules and provisions set forth in Ohio Administrative Code (Ohio Adm. Code) 3745-81; issue public notices in accordance with Ohio Adm. Code 3745-81-32; prepare and have available a written contingency plan in the event of an emergency pursuant to Ohio Adm. Code 3745-81-01; and prepare and have available a written sample siting plan in accordance with Ohio Adm. Code 3745-81-21. The proposed Consent Order also requires the payment of a twenty thousand dollar (\$20,000.00) civil penalty. Under the terms and conditions of the proposed Consent Order and in lieu of an additional ten thousand dollar (\$10,000.00) civil penalty, the Defendants have agreed to abandon their public drinking water system and connect to the Consumers Ohio Water Company - Stark Regional Water System (COWC) no later than six (6) months after the signing of the proposed Consent Order. Prior to the signing of the proposed Consent Order, the Defendants abandoned their wastewater treatment plant and connected to the Summit County public sanitary sewer system.

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 **June 6, 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 **May 7, 2003**. Both the State of Ohio and Zana Genovese and James Genovese, d.b.a. Sandy Beach Mobile Home Park, reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.

**Date of Notice: May 4, 2003**

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

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 the LaBrae Local Schools (Ronald Joseph, Superintendent) and school property located at 1015 North Leavitt Road, Leavittsburg, Ohio, 44430. The application proposes to fill 1.734 acres of jurisdictional wetlands as part of a project to construct a new school building, roads, parking lots, sports facilities, and other school utilities. The U.S. Army Corps of Engineers (Pittsburgh District) Public Notice Number for this application is 03-01. The Ohio EPA ID Number for this application is 033062.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an unnamed tributary of Chocolate Run, in the Mahoning River Watershed (HUC 05030103). 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 May 4, 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 18, 2003, at the American Legion Post 699, 201 S. Leavitt, Leavittsburg, 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.

Ohio EPA will continue to accept written comments on the application through the close of business on June 25, 2003. Comments received after this date may not be considered as part of the official record of the hearing. Anyone may submit written comments or requests to be placed on a mailing list for information by writing to: Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.

**PUBLIC NOTICE**

**OHIO EPA RECEIVES REVISED HAZARDOUS WASTE CLOSURE PLAN**

On April 30, 2003, Ohio EPA received a revised hazardous waste closure plan from the Astro Cosmos Metallurgical Corporation for its hazardous waste container and tank storage units, and land application disposal area located at 3225 Old Lincoln Way West, Wooster, Ohio 44691. The EPA Identification Number for this facility is OHD990659435.

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

As the result of Ohio EPA's January 28, 2003 Notice of Deficiency, the Astro Cosmos Metallurgical Corporation submitted this revision. This revision includes additional hazardous waste management units for closure consideration and presents Ohio EPA's comments on **bold** print, ~~overstruck~~ old language, and CAPITALIZED new language. Pages to the entire plan have also been renumbered. The closure plan includes a description of the closure areas; a description of the remedial techniques, decontamination procedures, and cleanup goals; a copy of the Sampling & Analysis Plan under which closure and sampling activities will be performed; a copy of the Health & Safety Plan under which the closure will be performed; a schedule for completion of the proposed work; and estimated costs for performance of the proposed closure activities.

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

You can submit written comments anytime between May 6 and June 4, 2003. Send your comments to Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail address: [dhwmcomments@epa.state.oh.us](mailto:dhwmcomments@epa.state.oh.us)

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

You can review the Closure Plan at the following locations:

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

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

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