

PUBLIC NOTICE
ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on May 7, 2004, the director of Ohio EPA issued five certificates of registration as transporter of scrap tires to Nationwide OTR Recyclers, 203 S. Fourth St., Armington, IL 61721. 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 309 South Fourth St, Ste 222, Columbus, OH 43215.

State of Ohio
Environmental Protection Agency

May 5, 2004

Notice of Proposed Rule-making and Public Hearing

Notice is hereby given that the Ohio Environmental Protection Agency's Division of Drinking and Ground Waters (DDAGW) has proposed amendments to the rules of the Ohio Administrative Code (OAC) regulating microbial pathogens in drinking water as well as a new rule to regulate filter backwash recycling. The purpose of this rule-making is to adopt the new requirements of USEPA's Long Term 1 Enhanced Surface Water Treatment Rule and Filter Backwash Recycling Rule, published in the Federal Register on January 14, 2002, and June 8, 2001, respectively. The amendments will improve the control of microbial pathogens in drinking water by strengthening filtration requirements and calculation of microbial inactivation by surface water systems serving fewer than ten thousand persons. In addition, the amendments will ensure microbial control by adding requirements to water systems that recycle filter backwash through the plant's treatment processes. Finally, an amendment was proposed to OAC rule 3745-81-14 "Maximum contaminant levels for microbiological contaminants" to update a reference to another recently amended rule; and to OAC rule 3745-84-01 "Public water system licenses" to update the license to operate fees pursuant to House Bill 95.

Specifically, DDAGW proposed the following rule-making actions:

<u>Rule Number</u>	<u>Rule Title</u>	<u>Action</u>
3745-81-01	Definitions	Amendment
3745-81-14	Maximum contaminant levels for microbiological contaminants	Amendment
3745-81-60	Sanitary surveys	Amendment
3745-81-71	General requirements for filtration and disinfection of surface water sources	Amendment
3745-81-72	Disinfection of water from surface water sources	Rescission
3745-81-72	Disinfection of water from surface water sources	New Rule
3745-81-73	Filtration of water from surface water sources	Amendment
3745-81-74	Turbidity and disinfection monitoring requirements for surface water systems	Amendment
3745-81-75	Reporting and recordkeeping requirements	Amendment
3745-81-79	Filter backwash recycling	New Rule
3745-83-01	Operational requirements	Amendment
3745-84-01	Public water system licenses	Amendment

A public hearing pursuant to §119.02 through §119.04 of the Ohio Revised Code will be conducted on June 8, 2004, beginning at 1:30 PM in room 5A at the Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, Ohio. A presiding officer will be present until all interested persons have been heard.

All interested persons are entitled to attend or be represented and give their written or oral comments on this proposed rule-making. To facilitate scheduling of oral presentations, persons intending to give testimony at the hearing should ensure that Ohio EPA receives notice of such intent by 5:00 p.m. on June 4, 2004. Persons who provide Ohio EPA with prior notice will be heard ahead of persons who register at the hearing. To provide notice of intent to give oral comments at the public hearing, contact Kelly Butler, Ohio EPA, DDAGW, Lazarus Government Center, P. O. Box 1049, Columbus, Ohio 43216-1049.

In order to ensure that written comments are considered as part of the official record of this hearing, written comments must be received by Ohio EPA by the close of business June 8, 2004. Written comments on the proposed rules may be filed with the Hearing Clerk at the address above or with the presiding officer during the hearing.

To obtain a copy of the proposed rules, contact Donna Roberts at Ohio EPA at (614) 644-2755 or email at donna.roberts@epa.state.oh.us. Please request the "proposed LT1 and FBR rules" and, if a recorded message is left, be sure to include your name, telephone number, and complete mailing address. There is no charge for proposed rules. The proposed rules will be available on the Agency web page until their adoption or withdrawal. The address is: <http://www.epa.state.oh.us/ddagw/oac.html>.

Questions concerning this proposed rule-making, other than obtaining copies of the proposed rules, may be addressed to Kelly Butler at the above address or by phone at (614) 644-2752. Email can be sent to kelly.butler@epa.state.oh.us.

PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
SUSPENSION OF PORTION OF LABORATORY CERTIFICATION UNDER
OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on May 4, 2004, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") 3745-300-04, issued Final Findings and Orders to Zande Environmental Services ("Zande"), 1233 Dublin Road, Columbus, Ohio, to suspend its certification under Ohio's Voluntary Action Program to perform analyses for Antimony by method 6010B. This suspension is limited to the certified laboratory's performance of work under the Voluntary Action Program.

Zande has been issued a revised laboratory certificate that reflects the analytes, parameter groups and methods for which they remain certified. Zande may perform analyses under the Voluntary Action Program only for those parameter groups, analytes and methods identified in its revised certificate.

The issuance of the suspension and revised certificate 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 309 South Fourth Street, Suite 222, Columbus, OH 43215.

If you would like to review a copy of the certificate, or any documents related to the laboratory's 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
SUSPENSION OF PORTION OF LABORATORY CERTIFICATION,
LABORATORY NAME CHANGE, AND REMOVAL OF AN ANALYTE AND
METHOD FROM CERTIFICATION UNDER OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on May 4, 2004, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") 3745-300-04, issued a revised certificate to SGS Environmental Services, Inc. ("SGS") of 1258 Greenbrier Street, Charleston, West Virginia, formerly CT&E Environmental Services, Inc., of said address. In addition, Boron by method 6010B was removed from the revised certificate, and Final Findings and Orders were issued suspending SGS's certification under Ohio's Voluntary Action Program to perform analyses for Volatile Organic Compounds by methods 8021A and 8021B. This suspension is limited to the certified laboratory's performance of work under the Voluntary Action Program.

SGS has been issued a revised laboratory certificate that reflects the analytes, parameter groups and methods for which they remain certified. SGS may perform analyses under the Voluntary Action Program only for those parameter groups, analytes and methods identified in its revised certificate.

The issuance of the suspension and revised certificate 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 309 South Fourth Street, Suite 222, Columbus, OH 43215.

If you would like to review a copy of the certificate, or any documents related to the laboratory's 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
SUSPENSION OF PORTION OF LABORATORY CERTIFICATION UNDER
OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on May 4, 2004, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") 3745-300-04, issued Final Findings and Orders to Kemron Environmental Services ("Kemron"), 156 Starlite Drive, Marietta, Ohio, to suspend its certification under Ohio's Voluntary Action Program to perform analyses for the following analyte and method only: Aluminum by method 6010B. This suspension is limited to the certified laboratory's performance of work under the Voluntary Action Program.

Kemron has been issued a revised laboratory certificate that reflects the analytes, parameter groups and methods for which Kemron remains certified. Kemron may perform analyses under the Voluntary Action Program only for those parameter groups, analytes and methods identified in its revised certificate.

The issuance of the suspension and revised 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 309 S. Fourth Street, Suite 222, Columbus, OH 43215.

If you would like to review a copy of the certificate, or any documents related to the laboratory's 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
NOTICE OF ENTRY INTO OHIO EPA'S "VAP MOA TRACK"
VILLAGE OF SEBRING, OHIO, FORMER ROYAL CHINA PROPERTY

Notice is hereby given that on April 12, 2004, the Village of Sebring submitted to the Ohio Environmental Protection Agency ("Ohio EPA") a Notice of Entry in the Brownfields and Voluntary Action Program Memorandum of Agreement Track (the "VAP MOA Track"). The Village of Sebring Notice of Entry identifies the former Royal China Property also known as the Royal Sebring Properties, Inc., at 95 15th Street, as the property to undergo a voluntary action through the VAP MOA Track.

The VAP MOA Track was established by the United States Environmental Protection Agency and Ohio EPA on July 31, 2001 to promote the cleanup and redevelopment of contaminated or potentially contaminated properties ("Brownfields") in Ohio.

The Notice of Entry, along with other documents regarding the voluntary action at the property, will be made available for public inspection at the Village of Sebring Municipal Building at 135 East Ohio Avenue, in accordance with the MOA.

If you have questions concerning the Notice of Entry or would like to review or obtain a copy of the Notice of Entry, please contact the Records Management Officer, Ohio EPA, Division of Emergency and Remedial Response, Voluntary Action Program, 122 S. Front St., 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 May 5, 2004, 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 renewal certifications to Jeffrey D. DeLaet-CP257, Scott K. Fennell-CP203, Paul P. Gallagher-CP270, David J. Hagen-CP136, Kenneth J. Potrykus, and Marilyn K. Zumbro to perform work as a 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 (ERAC). 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 309 S. Fourth Street, Suite 222, 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
DIRECTOR'S FINAL FINDINGS AND ORDERS
PROPOSED LICENSE DENIALS**

Notice is hereby given that on May 5, 2004, the director of Ohio EPA issues Final Findings and Orders to ENC Demo, Inc., 11601 Grooms Road, Cincinnati, OH 45242. The 2002 and 2003 C&DD license applications submitted by ENC Demo, Inc. to establish and operate the proposed new Schlichter C&DD Landfill (New Facility) located at 2611 Hamilton-Cleves Road, Fairfield Township, Butler County, Ohio are hereby denied. ENC Demo, Inc. shall not establish or operate the proposed New Facility. This proposed denial is subject to all rules, regulations and specified conditions. This order of denial is issued as a proposed action and will be issued as a final action unless an objector files a request for an adjudication hearing within thirty (30) days of the date of issuance of this order. The request for a hearing shall be in writing and shall specify the issues of fact and law to be contested. Request for a hearing shall be sent to the Ohio EPA, Hearing Clerk, P.O. Box 1049, Columbus, Ohio 43216-1049. 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 Unit, P.O. Box 1049, Columbus, Ohio 43216-1049, Tel: (614) 644-2621.

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
MORGAN ADVANCED CERAMICS, INC.**

On April 19, 2004, Ohio EPA issued final Findings and Orders to Morgan Advanced Ceramics, Inc. (a.k.a. Morgan Electro Ceramics and Axsys Technologies, Inc.) for its facility located at 232 Forbes Road, Bedford, Ohio. This facility is an unpermitted outdoor hazardous waste container storage unit. The EPA I.D. number for this facility is OHD052324290.

Morgan Advanced Ceramics must achieve compliance with Chapter 3734 of the Ohio Revised Code and the regulations promulgated thereunder according to the detailed compliance schedule which outlines civil penalties and payments. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

**PUBLIC NOTICE
ALTERNATIVE BULKING AGENT
PILOT PROJECT APPROVAL**

Notice is hereby given that on May 5, 2004, the director of Ohio EPA, grants approval to Kurtz Bros., Inc. (Registration No. 18-C2R-0880), P.O. Box 31179, Independence, OH 44131, to utilize Steel mill sludge, Foundry pond Sand, and Blast furnace sludge and dust as alternative bulking agents for composting at the Kurtz Bros., Inc. Facility, in Cleveland, Ohio. 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 Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, 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 Public Notice: May 10, 2004

Cuyahoga County

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received applications for, and has begun to consider whether to issue or deny, Clean Water Act Section 401 certifications for the following three projects located in the waters of Lake Erie:

- 1) Applicant: Michael J. Casey
Applicant Address: 26300 Lake Rd, Bay Village, Ohio 44140
Project Location: Along the shoreline at 26300 Lake Rd, Bay Village, Cuyahoga County, Ohio
Project Description: Construct a concrete deck/pier centered on an armor stone breakwall resulting in 345 cubic yards of fill being placed below Ordinary High Water
Corps of Engineers' Public Notice Number: (B)2004-00497(0)
Ohio EPA ID Number: 048849

- 2) Applicant: Thomas P. Cliffler
Applicant Address: 1000 Parkside Dr, Lakewood, OH 44107
Project Location: Along the Lake Erie shoreline at 1000 Parkside Dr, Lakewood, Cuyahoga County, Ohio
Project Description: Construction of a concrete wall block seawall resulting 595 cubic yards of fill being placed below Ordinary High Water
Corps of Engineers' Public Notice Number: (B)2004-00642(0)
Ohio EPA ID Number: 049311

- 3) Applicant: Patricia L. Murphy
Applicant Address: 1003 Parkside Dr, Lakewood, OH 44107
Project Location: Along the Lake Erie shoreline at 1003 Parkside Dr, Lakewood, Cuyahoga County, Ohio
Project Description: Construction of a concrete wall block seawall and timber crib pier resulting 502 cubic yards of fill being placed below Ordinary High Water
Corps of Engineers' Public Notice Number: (B)2004-00643(0)
Ohio EPA ID Number: 049312

The discharges from these activities, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie (HUC 04120200). The review of the applications will be conducted, and a decision whether to grant or deny the applications 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 July 1, 2003), apply or may be granted by the Director of Ohio EPA.

Beginning May 10, 2004, copies of the applications for the certifications and technical support information may be inspected at Ohio EPA-DSW, 122 S. Front Street, Columbus, Ohio 43215, by first calling (614) 644-2001. Applications can be made available at Ohio EPA Northeast District Office by calling the same number.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 6:30 p.m. on July 1, 2004, at the Avon Lake Public Library (McMahon Room), 32649 Electric Blvd., Avon Lake, Ohio. 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 applications. All interested persons are entitled to attend or be represented and give oral or written comments on the proposed projects.

Ohio EPA will continue to accept written comments on the applications through the close of business on July 8, 2004. Comments received after this date may not be considered as part of the official record. Anyone may submit written comments or request 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.

Date of Notice: May 13, 2004

Franklin County

**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) is reviewing an application, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to construct a residential housing development. As required by the Antidegradation Rule, the applicant has submitted three alternatives for the project, a preferred alternative, minimal degradation alternative and non-degradation alternative. The application was submitted by the Tuckerman Group Home, P.O. Box 91154, Columbus, Ohio 43209. The project is located 0.3 miles west of State Route 62 on Central College Avenue, New Albany, Franklin County, Ohio. The Army Corps of Engineers number for this project is 200300380. The Ohio EPA number for this project is 048364.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of in Blacklick Creek, located in the Scioto River basin (05060001). The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1-05, 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 (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting May 13, 2004, 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 6:30 PM on June 30, 2004 at the New Albany Council Chambers, Council Conference Room, 99 West Main Street, New Albany, 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 July 7, 2004. 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 July 7, 2004.

Guernsey County

**PUBLIC NOTICE
OHIO EPA APPROVES CLOSURE PERIOD EXTENSION REQUEST
FROM AK STEEL ASSET MANAGEMENT COMPANY**

On May 4, 2004, Ohio EPA approved a closure period extension request from the AK Steel Asset Management Company, located at 530 North Second Street, Cambridge, Ohio. The EPA I.D. number for this facility is OHD058842501.

The facility's April 12, 2004 extension request, pursuant to Ohio Administrative Code rule 3745-66-13(B), is for additional time to review the amended closure plan regarding the in-situ bioremediation and to determine the nature and extent of ground water contamination. This extension request is being granted for the above referenced closure plan and expires on July 1, 2004. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Huron County

**PUBLIC NOTICE
OHIO EPA ISSUES EMERGENCY PERMIT TO
HURON COUNTY SHERIFF'S DEPARTMENT**

On May 4, 2004, Ohio EPA issued an emergency permit to the Huron County Sheriff's Department to conduct detonation of hazardous waste in an open, isolated field near the railroad tracks located west of Monroeville, Ohio. The Ohio EPA emergency permit I.D. number assigned to this action is 03-39-989E.

This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Date of Public Notice: May 10, 2004

Ottawa 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 stabilize approximately 160 linear feet shoreline along the south shore of Middle Bass Island, Lake Erie, by placing 160 tons of riprap along the shore, creating a new bank surface 2 feet wide by 6 feet deep. The application was submitted by the Ohio Department of Natural Resources, 1889 Fountain Square Court, Building F3, Columbus, Ohio 43224. The project is located at the existing boathouse and dock area of the original Lonz Winery, Middle Bass Island. The Buffalo District, Army Corps of Engineers issued a Nationwide Permit #13 for this project. The Army Corps' Permit Number is (B)2001-00701(2). The Ohio EPA ID Number is 041007.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie (HUC 04120200). 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 May 10, 2004, 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 the Ohio EPA Northwest District Office by calling the same number.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on Wednesday, June 30, 2004 at 7:00 p.m. at the Port Clinton City Hall Council Chambers, 1868 E. Perry Street, Port Clinton, Ohio 43452. 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 project and all persons who do so may, at the discretion of the presiding officer, be questioned by others present. 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 July 7, 2004. 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 July 7, 2004.