

PUBLIC NOTICE
FINAL ISSUANCE OF EMERGENCY REGISTRATION CERTIFICATES
FOR A TRANSPORTER OF INFECTIOUS WASTE

Notice is hereby given that, on March 10, 2005, the director of Ohio EPA issued (1) one emergency infectious waste transporter certificates to Stericycle, Inc., 28161 N. Keith Drive, 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 309 South Fourth Street, Suite 222 Columbus, Ohio 43215.

- Public Hearing**
Ohio Environmental Protection Agency
Proposed amendment of the following rules of
Ohio Administrative Code (OAC) Chapter 3745-104
(Accidental Release Prevention Requirements)
OAC Rule 3745-104-01 - Definitions
OAC Rule 3745-104-02 - Threshold determination
OAC Rule 3745-104-04 - List of substances
OAC Rule 3745-104-05 - Applicability
OAC Rule 3745-104-09 - Hazard assessment: offsite consequence analysis
OAC Rule 3745-104-10 - Hazard assessment: worst-case release scenario
analysis
OAC Rule 3745-104-11 - Hazard assessment: alternative release scenario analysis
OAC Rule 3745-104-16 - Hazard assessment - five year accident history
OAC Rule 3745-104-17 - Program two prevention program: safety information
OAC Rule 3745-104-24 - Program three prevention program: process safety
information
OAC Rule 3745-104-25 - Program three prevention program: process hazard
analysis
OAC Rule 3745-104-34 - Program three prevention program: hot work permit
OAC Rule 3745-104-36 - Emergency response: applicability
OAC Rule 3745-104-38 - Risk management plan: submission
OAC Rule 3745-104-41 - Risk management plan: executive summary
OAC Rule 3745-104-42 - Risk management plan: registration
OAC Rule 3745-104-49 - Risk management plan: updates and required corrections
OAC Rule 3745-104-52 - Permit content and air permitting authority or designated
agency
OAC Rule 3745-104-53 - Fees

Notice is hereby given that the Director of Environmental Protection ("Ohio EPA") proposes to amend Chapter 3745-104 of the Ohio Administrative Code, which requires facilities to implement prevention programs to prevent serious chemical accidents that have the potential to affect public health and the environment. Ohio EPA, Division of Air Pollution Control (DAPC) received delegation of authority for the Accidental Release Prevention Program, or Risk Management Plan (RMP) program, effective January 3, 2000. The Ohio EPA RMP rules became effective August 13, 1999 and are consistent with the federal requirements. On April 9, 2004, the U.S. EPA amended 40 CFR Part 68. Therefore, to remain consistent with federal requirements, rules 3745-104-38, 3745-104-41, 3745-104-42 and 3745-104-49 are being amended. The remaining rules are being amended to meet the requirements of SB 265 for incorporating materials by reference. This review also satisfies the requirements of R.C. 119.0321 (five-year review).

Pursuant to Chapter 119.03 of the Ohio Revised Code, a public hearing on these rule amendments will be conducted on April 7, 2005, at 10:00 a.m, in room the 5th floor PIC conference room at Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, Ohio.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule revisions. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on April 8, 2005, will be considered by Ohio EPA prior to final action on this rule review. Written statements submitted after April 8, 2005, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on the Web page for electronic downloading by clicking on "regulations" under the "topics" drop-down box and scrolling down to OAC 3745-104 "Accidental Release Prevention Requirements". The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Sherri Swihart at Ohio EPA, (614)644-3594, sherri.swihart@epa.state.oh.us, or mailed to Sherri Swihart, Attn: Chapter 104 Amendments, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

Public Hearing
Ohio Environmental Protection Agency
Proposed amendment of Ohio Administrative Code (OAC) rule 3745-21-01 and
new OAC rules 3745-21-12, 3745-21-13, 3745-21-14, -3745-21-15, and 3745-21-16
and
Notice of Ohio EPA's intent to request U.S. EPA to Redesignate the Cincinnati
area to attainment for the one-hour ozone standard

Notice is hereby given that the Director of Environmental Protection ("Ohio EPA") proposes to amend Ohio Administrative Code (OAC) rule 3745-21-01, Definitions for Chapter 21- Carbon Monoxide, Photochemically Reactive Materials, Hydrocarbons, and related Materials Standards. Ohio EPA is also proposing the following new rules for Chapter 21:

OAC rule 3745-21-12: Control of Volatile Organic Compound Emissions from Commercial Bakery Oven Facilities.

OAC rule 3745-21-13: Control of Volatile Organic Compound Emissions from Reactors and Distillation Units Employed in SOCM Chemical Production.

OAC rule 3745-21-14: Control of Volatile Organic Compound Emissions from Batch Operations.

OAC rule 3745-21-15: Control of Volatile Organic Compound Emissions from Wood Furniture Manufacturing Operations.

OAC rule 3745-21-16: Control of Volatile Organic Compound Emissions from Industrial Wastewater.

These rules are prompted by the action of USEPA in the March 12, 2002 Federal Register in which USEPA classified the Ohio portion of the Cincinnati-Hamilton area as moderate nonattainment for the 1-hour ozone standard effective as of July 5, 2000. USEPA had previously redesignated the Cincinnati-Hamilton area as attainment for the 1-hour ozone in a Federal Register action on June 19, 2000. However, pursuant to a petition for review of USEPA's June 19, 2000 redesignation action, the United States Court of Appeals for the Sixth Circuit Court determined that USEPA had erred in redesignating the area to attainment before Ohio had fully adopted all of the RACT rules required under Part D, Subpart 2 of the Clean Air Act. The Court vacated the previous attainment classification and remanded the matter to USEPA for further action.

In order for the Ohio portion of the Cincinnati-Hamilton area to be classified as attainment for 1-hour ozone, Ohio EPA is required to promulgate RACT rules on VOC emissions in accordance with USEPA guidance. Such guidance is provided primarily in documents on control techniques guidelines (CTG) and alternative control techniques (ACT). CTG documents contain presumptive RACT requirements for specific source categories. ACT documents contain guidance on RACT for source categories at major sources.

The amendment to OAC rule 3745-21-01 is necessary to incorporate definitions applicable to each of the new rules proposed for Chapter 21 and to incorporate references required by S.B. 265. imposition of sanctions established under the Clean Air Act.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the division formally proposes them. On November 9, 2004, these rules went out for a 30 day review by interested parties.

At this time, Ohio EPA is submitting this rules package and additional technical information as part of a request to redesignate the Cincinnati area to attainment with respect to the one-hour ozone standard. This request does not affect the status of the Cincinnati area with respect to the eight-hour ozone standard. The technical information includes ambient air quality data indicating attainment of the one-hour ozone standard, a summary of emissions information indicating that the air quality improvements were due to permanent emission reductions and a projection of emissions indicating that the one-hour standard will be maintained at least ten years into the future.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on April 14, 2005, 1:00 p. m., in Conference Room A, Hamilton County Department of Environmental Services, 250 William Howard Taft Road, Cincinnati, OH 45219.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes and the redesignation request. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on April 15, 2005, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after April 15, 2005, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on the Web page for electronic downloading by clicking on "regulations" under the " topics" drop-down box. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Bill Juris at Ohio EPA, (614) 644-3593, bill.juris@epa.state.oh.us, or mailed to Bill Juris. Questions or comments about the redesignation should be directed to Bill Spires at Ohio EPA, (614) 644-3618, bill.spires@epa.state.oh.us, or mailed to Bill Spires, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**PUBLIC MEETING AND COMMENT PERIOD
CLEAN WATER ACT SECTION 208 PLANNING
Central Sewer / Wastewater Treatment and Other Needs in Madison County**

Notice is hereby given that the State of Ohio, in cooperation with the Madison County Commissioners, will hold a public information meeting and is inviting public comments regarding a plan for clean water entitled "Madison County, Ohio 208 Water Quality Management Plan." This draft plan prepared by Fuller, Mossbarger, Scott and May Engineers, Inc. (FMSM) on behalf of the Madison County Commissioners identifies sewer service areas and the management agencies responsible for centralized wastewater treatment in Madison County. Other areawide waste management plan elements required under Section 208 of the Clean Water Act (CWA) are also included in the draft plan. Pursuant to Sections 208 and 303 of the CWA, the State of Ohio is responsible for maintaining a State Water Quality Management Plan applicable to Madison County. The State may use all or part of the document referenced above for this purpose. A separate State Water Quality Management Plan adoption process, including public notification and opportunity for comment, will occur at a future date following the submission of a final plan by the Madison County Commissioners.

At this time public input is being sought before a final plan is prepared by FMSM, consulting engineers, on behalf of the Commissioners. In order to afford all potentially affected parties the opportunity to view the plan and ask questions, a public meeting will be held Wednesday, April 6, 2005 at 6:30 PM at the Madison County Engineers Office, 825 US Highway 42 NE. All interested persons are entitled to attend or be represented at the meeting. Written comments may be submitted to FMSM Engineers (Attn: Jim Rozelle, 10018 International Blvd., Cincinnati OH 45246) by the close of business on April 29, 2005.

Instructions on obtaining copies of the plan are available on the Madison County Web page: <http://www.co.madison.oh.us/index.php> or by calling (740) 852-2972.

**PUBLIC NOTICE
DIRECTOR'S FINAL FINDINGS AND ORDERS
FINAL DENIAL**

Pursuant to Ohio Revised Code (ORC) Chapter 3714. and OAC Chapter 3745-37, notice is hereby given that on March 9, 2005, the director of Ohio EPA issues Final Findings and Orders to Old River Valley Place of Nature Foundation (Foundation), Inc., 429 Ross Avenue, Hamilton, Ohio 45013. The 2004 Construction and Demolition Debris (C&DD) license application submitted by the Foundation to establish and operate the proposed New Facility at 2611 Hamilton-Cleves Road, Fairfield Township, Butler County, Ohio, is hereby denied. The Foundation shall not establish or operate the proposed New Facility. These Final Findings and Orders are subject to all rules, regulations, and specified conditions. This action was preceded by a proposed action. Persons 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.

Butler County

**PUBLIC NOTICE
OHIO EPA APPROVES CLOSURE PLAN FOR
SAFETY-KLEEN SYSTEMS, INC.**

On March 2, 2005, Ohio EPA approved a closure plan for a container storage area and tank system for Safety-Kleen Systems, Inc., located at 4579 Port Union Road, in Butler County, Ohio. The EPA I.D. number for this facility is OHD084750579.

Pursuant to Ohio Revised Code rule 3745-66-11, the facility's closure plan submitted on March 28, 2001, was approved as outlined in the Director's March 2, 2005 correspondence. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
GLASTIC CORPORATION**

On March 3, 2005, Ohio EPA issued final Findings and Orders to the Glastic Corporation for its facility located at 4321 Glenridge Road, Cleveland Ohio. This facility operated a large quantity, unpermitted hazardous waste container storage unit. The EPA I.D. number for this facility is OHD990694416.

Glastic Corporation must achieve compliance with Chapter 3734 of the Ohio Revised Code and all corresponding regulations 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.

Cuyahoga County

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
ROSSBOROUGH SUPPLY COMPANY**

On March 2, 2005, Ohio EPA issued final Findings and Orders to the Rossborough Supply Company for its facility located at 3425 Service Road, Cleveland Ohio 44111. This facility is a conditionally exempt small quantity generator of hazardous waste and shipped such waste to an unpermitted landfill. The EPA I.D. number for this facility is OHD064092166.

Rossborough Supply Company must achieve compliance with Chapter 3734 of the Ohio Revised Code and all corresponding regulations 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.

Cuyahoga County

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
SIFCO INDUSTRIES, INC.
FORGING DIVISION FACILITY**

On March 7, 2005, Ohio EPA issued final Findings and Orders to Sifco Industries, Inc. for its Forging Division Facility located at 970 East 64th Street, Cleveland Ohio. This facility is an unpermitted large quantity generator of hazardous waste and stored such waste in containers. The EPA I.D. number for this facility is OHD097627384.

Sifco Industries, Forging Division Facility, must achieve compliance with Chapter 3734 of the Ohio Revised Code and all corresponding regulations 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.

Cuyahoga County

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
SIFCO INDUSTRIES, INC.
PLATING DIVISION FACILITY**

On March 7, 2005, Ohio EPA issued final Findings and Orders to Sifco Industries, Inc. for its Forging Division Facility located at 5708 Schaaf Road, Cleveland Ohio. This facility is an unpermitted large quantity generator of hazardous waste and stored such waste in containers. The EPA I.D. number for this facility is OHD095339362.

Sifco Industries, Plating Division Facility, must achieve compliance with Chapter 3734 of the Ohio Revised Code and all corresponding regulations 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
OAC 3745-27-10(E)(9)(b) Refuse To Grant Reinstatement**

Notice is hereby given that on March 4, 2005, pursuant to OAC Rule 3745-27-10(E)(9) (b), the director of Ohio EPA refuse to grant approval to reinstate ground water monitoring well MW-23 back into the ground water detection monitoring program at the Ottawa County Landfill (Facility) located in Ottawa County. The owner/operator is Browning-Ferris Industries of Ohio, Inc., 530 North Camp Road, Port Clinton, OH 43452. This approval is subject to all rules, regulations, and specified conditions. This action of the director of Ohio EPA is final and may be appealed to the Environmental Review Appeals Commission, at 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.

PUBLIC NOTICE
OHIO EPA ISSUES DETERMINATION OF QUALIFICATION FOR PERMIT
BY RULE FOR LAFARGE NORTH AMERICA, PAULDING, OHIO

Notice is hereby given of Ohio EPA's determination that LaFarge North America (LaFarge) has qualified for permit by rule (PBR) status for its facility in Paulding, Ohio. The EPA Identification Number for this facility is OHD987048733

What is a Permit By Rule (PBR)?

As the Ohio Environmental Protection Agency promulgates new rules deemed necessary to protect human health and the environment, a facility that becomes subject to newly promulgated hazardous waste requirements is allowed to continue operations if it qualifies for a Permit By Rule. A PBR is available to an owner or operator of a facility without a hazardous waste permit who becomes subject to permitting due to a regulatory change for activities previously not requiring a permit.

To qualify for a PBR an owner or operator of a facility must submit a notification of hazardous waste activity and a Part A permit application within 30 days of the effective date of the new regulatory requirement. During the duration of the PBR, the owner or operator must conduct the newly regulated activity in accordance with the applicable Ohio Interim Standards for hazardous waste facilities (OAC Chapters 3745-65 to 3745-69). The owner or operator is required to submit a Part B application based on the Final Facility Standards (OAC 3745-50-44) at the direction of Ohio EPA. Failure to submit a Part B application is cause for termination of the PBR.

How did LaFarge qualify for Permit By Rule status?

The LaFarge facility in Paulding, Ohio operates two cement kilns that burn hazardous waste under the new boiler and industrial furnace (BIF) rules. On February 21, 1991, the management of the hazardous waste in BIFs became regulated under federal hazardous waste regulations. At that time, LaFarge went through the process to become a federally permitted treatment, storage and disposal facility. Ohio EPA adopted equivalent rules on December 7, 2004. On January 7, 2005, Ohio EPA received a Part A application from LaFarge submitted pursuant to OAC rule 3745-50-40; also received was a demonstration of compliance with the maximum achievable control technology pursuant to OAC rule 3745-266-100. After reviewing the application and demonstration of compliance for completeness, Ohio EPA is hereby giving notice that LaFarge has qualified for a permit by rule.

Where is LaFarge located?

LaFarge is located at 11435 County Road 176, Paulding County, Paulding, Ohio 45879-0160. The coordinates for the facility are 41°10'50"N latitude and 84°36'20"W longitude.

What is a general description of LaFarge?

The Lafarge Paulding Plant produces portland cement from raw limestone, clay, fly ash, sand and iron ore slurry mix in two rotary kilns. Clinker, the product of the kilns, is ground into a fine powder. This powder is marketed as portland cement. Coal, petroleum coke, natural gas, and fuels derived from hazardous and non-hazardous wastes are used to fire the kilns. This processing of the hazardous waste in the kilns is now a regulated activity under the recently promulgated regulations.

This Permit By Rule allows LaFarge to continue to receive and process approximately 135,000 tons per year of hazardous wastes. These wastes are not stored on site and are piped directly from a neighboring permitted hazardous waste facility.

Where can I inspect a copy of the Part A permit application?

You can review the application at one of the following locations:

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

Ohio EPA, Division of Hazardous Waste Management, 122 South Front Street, Columbus, Ohio 43215 Phone: (614) 644-2917.

Who can I contact for additional information?

You can contact Amy Heller at Ohio EPA's Northwest District Office at (419) 352-8461.

Trumbull County

**PUBLIC NOTICE
OHIO EPA APPROVES CLOSURE PERIOD EXTENSION REQUEST
GENERAL MOTORS - LORDSTOWN**

On March 2, 2005, Ohio EPA approved a closure period extension request from the General Motors Lordstown Division located at 2369 Ellsworth-Bailey Road, Lordstown, Ohio. The EPA I.D. number for this facility is OHD083321091.

The facility's October 18, 2004 extension request, pursuant to Ohio Administrative Code rule 3745-66-13(B), is for additional time to prepare an amended closure plan addressing soil contamination beneath the storage pad. This extension request is being granted for the above referenced closure plan and expires on April 13, 2005. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Washington County

**PUBLIC NOTICE
OHIO EPA APPROVES CLOSURE PERIOD EXTENSION REQUEST
FROM CYTEC INDUSTRIES, INC.**

On March 2, 2005, Ohio EPA approved a closure period extension request from Cytec Industries, Inc., located at 1405 Greene Street, Marietta Ohio. The EPA I.D. number for this facility is OHD004341509.

The facility's February 3, 2005 extension request, pursuant to Ohio Administrative Code rule 3745-66-13(B), is for additional time due to inclement weather which prevented the facility from completing closure activities. This extension request is being granted for the above referenced closure plan and expires on September 8, 2005. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.