

PUBLIC NOTICE
VAP Sufficient Evidence Determination
Siemens Energy & Automation, Inc. and Gould Electronics Inc.
Urbana, Ohio

Notice is hereby given that on August 22, 2005, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") Chapter 3745-300, issued a determination of sufficient evidence letter to Siemens Energy & Automation, Inc. and Gould Electronics Inc.

Siemens and Gould are conducting a voluntary action at the property located at 145 Dellinger Road in Urbana, Ohio. In response to the Director's December 20, 2002 enforcement letter concerning off-property groundwater contamination, Siemens and Gould submitted documentation, dated January 29 and February 28, 2003, intended to demonstrate compliance with OAC rule 3745-300-02(D), the Voluntary Action Program ("VAP") sufficient evidence rule. The Director has determined that Siemens and Gould did not demonstrate compliance with the sufficient evidence rule with respect to the groundwater contaminant plume that has migrated from the Dellinger Road property.

The issuance of the determination of sufficient evidence letter is a final action of the Director. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the action. (See ORC 3745.04). 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, Room 222, Columbus, Ohio 43215.

If you would like to review a copy of the determination of sufficient evidence letter, please contact the Records Management Officer, Ohio EPA, Division of Emergency and Remedial Response, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
Wal-Mart Real Estate Business Trust and Wal-Mart Stores East, LP (Proposed
Wal-Mart Supercenter Store No. 3447)

Notice is hereby given that on August 24, 2005, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") Chapter 3745-300, issued a Covenant Not To Sue/Final Findings and Orders to Wal-Mart Real Estate Business Trust and Wal-Mart Stores East, LP for the property identified as the Proposed Wal-Mart Supercenter Store No. 3447 property (the "Property").

Wal-Mart Real Estate Business Trust and Wal-Mart Stores East, LP conducted a voluntary action of the approximately 42.238 acre-Property located at 3589 and 3651 through 3679 East Main Street, Whitehall and Columbus, Franklin County, Ohio. A no further action letter was submitted on December 20, 2004 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of Wal-Mart Real Estate Business Trust and Wal-Mart Stores East, LP by Thomas J. Mignery, a Certified Professional (CP125), as defined in ORC 3746.01(E) and OAC 3745-300-01(A)(8). The CP submitted two addenda on May 27, 2005 and June 8, 2005, respectively.

The issuance of the Covenant Not to Sue/Final Findings and Orders is a final action of the Director. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice or issuance of the action. (See ORC 3745.04 and 3745.07). A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 309 South Fourth St., Room 222, Columbus, Ohio 43215.

If you would like to review a copy of the Covenant Not To Sue/Final Findings and Orders, please contact the Records Management Officer, Ohio EPA, Division of Emergency and Remedial Response, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

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

Notice is hereby given that on August 25, 2005, 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 Patrick E. Nortz-CP291 and Scott M. Blanchard-CP292 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 309 S. Fourth Street, Suite 222, 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
OHIO EPA RECEIVES NEW HAZARDOUS WASTE NEW CLOSURE PLAN

On August 1, 2005, Ohio EPA received a new hazardous waste closure plan from Moyno, Inc. for its container storage unit located at 1895 West Jefferson Street, Springfield, Ohio 45506. The EPA Identification Number for this facility is OHD079435897.

Why is Moyno, Inc. submitting this new Closure Plan?

At the request of Ohio EPA, Moyno, Inc. submitted this closure plan. This plan replaces all previous closure plans concerning the container storage unit. The previous plans were withdrawn by the facility. The purpose of this plan includes the review of soil conditions related to the storage pad and to describe the remedial activities and procedures associated with clean closure of the unit. A second objective of the plan is to provide a guide to the independent engineer overseeing the closure process and to provide adequate details of the scope of work for prospective contractors. The plan also includes an estimated budget and a schedule for tank completions. Finally, the plan provides a methodology for closure including decontamination, excavation, transportation and disposal of soils, and remediation of soil and groundwater at depths that exceed closure standards.

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

You can submit written comments anytime between August 22 and September 21, 2005. Send your comments to Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory 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

Where can I review the Closure Plan?

You can review the Closure Plan at the following locations:

Ohio EPA, Southwest District Office, 401 East Fifth Street, Dayton, Ohio 45402, tel: (937) 285-6357; and,

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

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL CLASS 3 HAZARDOUS WASTE PERMIT MODIFICATION
TO
VON ROLL AMERICA, INC.**

On August 23, 2005, Ohio EPA issued a final class 3 Hazardous Waste Facility Installation and Operation Permit (Permit) Modification to Von Roll America, Inc., for its facility at 1250 St. George Street, East Liverpool, Ohio 43920. The EPA Identification Number for this facility is OHD980613541.

Why is Von Roll America, Inc., Modifying its Permit?

Von Roll America, Inc., operates a commercial hazardous waste incinerator with associated waste management activities and needs a Permit to store and treat hazardous waste in containers and tanks, and to incinerate hazardous waste. Von Roll wishes to modify one of their existing direct tanker unloading stations in order to feed a specific compressed gaseous waste stream directly to the incinerator. The gas, called Telomer, is nonflammable and not hazardous according to RCRA definitions. This final modified permit will allow Von Roll America, Inc., to make the requested changes. To issue this final modified Permit, Ohio EPA determined that the modification application is complete and meets appropriate standards.

Can I appeal this final modified Permit?

Yes, if you are an officer of an agency of the state or of a political subdivision, acting in a representative capacity, or any person who would be aggrieved or adversely affected by this modified Permit, you have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC).

If I decide to appeal this final modified Permit, how and when must I make the appeal?

If you file an appeal, you must put it in writing no later than **September 23, 2005**. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. You must file your appeal, according to Ohio Revised Code § 3745.04, with ERAC at the following address: ***Environmental Review Appeals Commission***, 309 South Fourth Street, Columbus, Ohio 43215. You must send a copy of the appeal to the director of Ohio EPA at the following address no later than three (3) days after you file it with ERAC: ***Joseph P. Koncelik, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

PUBLIC NOTICE

Notice is hereby given that on August 22, 2005, the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit to Acacia Development Company, Ltd., 5001 Mayfield Road, Suite 209, Lyndhurst, Ohio 44124. The permit was issued for a project to construct a residential subdivision north of Cedar Road and west of Winchester Road, in the City of Lyndhurst, Cuyahoga County, Ohio. 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 309 South Fourth Street, Room 222, Columbus, Ohio 43266-0557 within 30 days of issuance of this final action.

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL ENVIRONMENTAL COVENANTS TO
OHIO DEPARTMENT OF TRANSPORTATION**

On August 10, 2005, Ohio EPA issued Environmental Covenants to the Ohio Department of Transportation, District 6, (ODOT District 6) for its facility located at 400 East William Street, Delaware, Ohio. ODOT District 6 is an unpermitted hazardous waste facility undergoing post-closure activities for its container storage unit. The EPA I.D. number for this facility is OHD981201254.

ODOT District 6 must achieve compliance with 5301.80 and 5301.92 of the Ohio Revised Code which restricts the use of its property to limited industrial activities as outlined in the covenants. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Date of Public Notice: August 30, 2005

Hamilton County

**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 restore 642 linear feet of Muddy Creek downstream of an abandoned sewer main and failed concrete drop structure for the protection of an existing gravity flow sewer pipeline crossing. The application was submitted by the Metropolitan Sewer District, 880 Reynard Drive, Cincinnati, Ohio 45231. The project is located on Muddy Creek, north of Muddy Creek Road in Greene Township, Hamilton County, Ohio. The Louisville District Corps of Engineers Public Notice Number for this project is 200500406. The Ohio EPA ID Number for this project is 052369.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Muddy 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 August 30, 2005, 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: September 1, 2005

Lucas County

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

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 construct a new coking plant, resulting in impacts to 0.69 acres of non-forested, Category 1, isolated wetlands. The application was submitted by FDS Coke Plant, LLC, 7000 Fenkell Avenue, Detroit, Michigan 48238. The project is located at the Toledo-Lucas County Port Authority Facility 2, City of Toledo, Lucas County, Ohio. The Ohio EPA Number for this project is 052343.

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 September 1, 2005, 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on October 4, 2005 at 7:00 p.m. at the Oregon City Hall, 5330 Seaman Road, Oregon, Ohio 43616. 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. 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. 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 October 11, 2005. Comments received after this date may not be considered as part of the official record of the hearing.

Date of Public Notice: August 29, 2005

Mahoning County

**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 applications for, and has begun to consider, whether to issue or deny, Clean Water Act Section 401 certifications for proposed improvements of a section of Interstate 80 (IR 80) in Jackson and Austintown Townships, Mahoning County, Ohio. The application was submitted by the Ohio Department of Transportation (ODOT), 1930 West Broad Street, Columbus, Ohio 43223. The Army Corps of Engineers (Pittsburgh District) project ID number is 200401923. Ohio EPA's Public Notice Number for the project is 052322, and the ODOT ID Number is MAH-80-0.97, PID 8080.

Pursuant to the anti-degradation requirements in 3745-1-05 and 3745-1-54 of the Ohio Administrative Code (OAC), the applicant presented three project alternatives. The Preferred Alternative primarily involves improvements on a 1.45 mile section of IR 80 between the Ohio Turnpike Interchange and the State Route 11 (SR 11) Interchange. An additional lane would be added in each direction on IR 80, from two lanes to three lanes. Associated construction work includes the construction of two bridges on IR 80 over the Meander Creek Reservoir, replacing or rehabilitating other bridges, and constructing a spill containment system along IR 80 to protect Meander Creek Reservoir. This alternative is estimated to impact 1.86 acres of Category 1 and Category 2 jurisdictional wetlands, and 393 linear feet of streams. The Applicant's Minimal Degradation Alternative is essentially the same as the Preferred Alternative except mechanically stabilized earth (MSE) walls would be used rather than earthen embankment to reduce impacts to wetlands. Stream impacts are approximately 393 linear feet and wetland impacts (Category 1 and 2), 1.83 acres. The Non-Degradation Alternative consists of "No-Build" or no construction activities. The Applicant stated that although there would not be any impacts to aquatic resources using this alternative it is not practicable because it does not meet the purpose and need of the project and would not improve the level of service or safety issues.

The impacts from the proposed activity, if approved, would result in degradation to, or lowering of, water quality of jurisdictional wetlands and streams in the Mahoning River Watershed. The review of the application shall be conducted in accordance with Chapters 3745-1 and 3745-32, and other applicable provisions of the Ohio Administrative Code (OAC), including OAC 3745-1-05, before deciding whether to allow a lowering of water quality. Ohio EPA shall consider other alternatives during the review process that result in lesser or no degradation or lowering of water quality.

Starting August 29, 2005 copies of the 401 certification and associated information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Information on the 401 certification can be made available at Ohio EPA Central District Office 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: August 30, 2005

Meigs County

**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 50-foot wide boat launch ramp into the Ohio River, including concrete ramp, courtesy dock, paved parking area, and associated amenities. As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's preferred alternative would result in the filling of 0.44 acres of wetlands and the placement of 5800 cubic yards of rock channel protection in the Ohio River. The applicant's minimal degradation alternative would result in the filling of 0.09 acres of wetlands and the placement of 5800 cubic yards of rock channel protection in the Ohio River. The applicant's non-degradation alternative would have no direct impacts to water resources on site. The application was submitted by the Ohio Department of Natural Resources, Division of Engineering, 2045 Morse Road, Columbus, Ohio 43229-6605. The project is located on the west side of State Route 338 at the southern corporation limits of Racine, Ohio, Sutton Township, Meigs County. The Army Corps of Engineers number for this project is 200301089. The Ohio EPA number for this project is 052296.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality in the Ohio River (05030202). 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 August 30, 2005, 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: August 30, 2005

Summit County

**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 concrete seawall approximately 180 linear feet in length to provide erosion control. The application was submitted by Randy C. Norris, 4764 Dusty's Road, Akron, Ohio 44319. The project is located at 4665 Dusty's Road, Akron, Ohio 44319. The Huntington District of the U.S. Army Corps of Engineers has issued a Nationwide Permit #13 for this project. The Corps project number for this project is 53230-1-Turkeyfoot Lake. The Ohio EPA ID Number for this project is 052371.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Turkeyfoot Lake in the Tuscarawas River watershed (HUC 05040001). 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 August 30, 2005, 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 the Ohio EPA Northeast District Office 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 Notice: August 30, 2005

Union County

**PUBLIC NOTICE
NOTICE OF PUBLIC HEARING**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has scheduled a public hearing on the National Pollutant Discharge Elimination System (NPDES) permit application (4PE00002) for the discharge from the proposed City of Marysville Water Reclamation Facility disposal system.

The disposal system is proposed to be located on Beech-Gamble Road at U.S. 33, Mill Creek Township, Union County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to Mill Creek. The NPDES applications was submitted by the City of Marysville, 620 North Main Street, Marysville, Ohio 43040.

The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of Mill Creek. However, the chemical-specific water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1-07, 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 public hearing has been scheduled for 6:30 P.M. on October 13, 2005, at the Union County Services Center, 940 London Avenue, Marysville, Ohio 43040. The public hearing will end when everyone in attendance has had an opportunity to provide testimony related to the project.

All interested persons are entitled to attend or be represented and give written or oral comments on the project. The purpose of the hearing is to obtain additional information that will be considered by the director of Ohio EPA prior to any further action on the application(s). 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 must do so in writing to Ohio EPA-DSW, Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by close of business on October 20, 2005. Comments received after this date may not be considered as part of the official record of this hearing.

Copies of the pending NPDES application and technical support information may be reviewed and/or copies made at Ohio EPA's Central District Office, 3232 Alum Creek Drive, Columbus, Ohio, by first calling (614) 728-3778 to make an appointment.

Washington County

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

On August 24, 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 August 9, 2005 extension request, pursuant to Ohio Administrative Code rule 3745-66-13(B), is for additional time because the design modification to the Pond 1 cap took longer than anticipated along with periodic weather interruptions. This extension request is being granted for the above referenced closure plan and expires on December 8, 2005. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.