

PUBLIC NOTICE

FINAL ISSUANCE OF CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE

Notice is hereby given that on September 7, 2005, the director of Ohio EPA issued an infectious waste generator certificate to ZLB Plasma Services, 5201 Congress Ave Ste 220, Boca Raton FL 33487, Reg. No.: 00-G-01406. 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 NOTICE

FINAL ISSUANCE OF CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE

Notice is hereby given that on September 7, 2005, the director of Ohio EPA issued an infectious waste generator certificate to RCG University Division Inc, 2525 W End Ave Ste 600, Nashville , TN 37203, Reg. No.: 00-G-01407. 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 NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
City of Riverside
(Former DAP Facility Property)

Notice is hereby given that on September 8, 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 the City of Riverside for the property identified as the former DAP Facility property (the "Property").

The City of Riverside conducted a voluntary action of the approximately 13.52-acre Property located at 5300 Huberville Avenue, Riverside, Montgomery County, Ohio. A no further action letter was submitted on January 24, 2005 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of the City of Riverside by Bradford S. White, a Certified Professional (No. CP146), as defined in ORC 3746.01(E) and OAC 3745-300-01(A)(8).

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 Street, 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.

PUBLIC NOTICE
SUBMISSION DEADLINE
FOR PROJECT NOMINATIONS and PRE-AWARD PROJECT SCHEDULES
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE CONSIDERATION
DURING
PROGRAM YEAR 2006

The Director of the Ohio Environmental Protection Agency is providing notice of the October 21, 2005 submission deadline for projects to be considered for inclusion on the Water Pollution Control Loan Fund (WPCLF) Program Year (PY) 2006 Intended Projects List.

The past and proposed future reductions of federal capitalization grants, coupled with the increasing expenditures that are necessary to provide for Ohio's wastewater treatment needs, are straining the ability of the WPCLF to provide levels of assistance that are sufficient to meet those needs. In order to provide optimum levels of funding next year, and also preserve the Fund's capacity to provide loans over the long term, we must know the likely demand for assistance in order to evaluate potentially more restrictive funding options as part of the development of the 2006 Program Management Plan.

Your attention to this request is extremely important because it is expected to be your only opportunity to submit or maintain nominations for funding in 2006. At present we do not intend to consider nominations for 2006 funding that are received after October 21, 2005. Therefore, if:

- A. you want to receive WPCLF funding during 2006 for a new (un-nominated) project(s), then we must receive a complete Project Nomination Form for each project **no later than October 21, 2005**; or
- B. you want to receive WPCLF funding during 2006 for a project already on the Project Priority List, we must receive a new nomination form requesting the project's priority rating be reevaluated **or** complete copy of a Pre-Award Project Schedule form for each project **no later than October 21, 2005**.

All Nomination forms and/or Pre-Award Project Schedules must be completed in full and received at the following address, no later than close of business on **October 21, 2005**:

Ohio Environmental Protection Agency
Division of Environmental and Financial Assistance
ATTN: David Reiff
122 South Front Street
P. O. Box 1049
Columbus, OH 43216-1049

Forms may also be faxed to (614) 644-3687, ATTN: David Reiff no later than close of business on October 21, 2005.

Applicants who do not respond according to the above instructions will not have their projects considered for funding during Program Year 2006. Please go to <http://www.epa.state.oh.us/defa> to obtain copies of all forms, or contact us as indicated below to request them.

A letter regarding this submission deadline will be mailed out to all of the entities that currently have projects on the WPCLF project priority list and other interested parties that are currently on our mailing list. The nomination form and Pre-Award Project Schedule are available at <http://www.epa.state.oh.us/defa/> . Additional information regarding this deadline or submission of nominations can also be obtained by contacting David Reiff at (614) 644-3646.

Date of Public Notice: September 16, 2005

Ashtabula 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, 401 Certification for a project that is estimated to impact jurisdictional streams and a wetland in the Ashtabula River Watershed. The proposed project (Preferred Alternative, Alignment A) involves the replacement of an existing bridge over the Ashtabula River on State Road (County Road 25) in conjunction with the realignment of County Road 25 between the intersection of State Road/Plymouth Ridge Road and the State Route 11 overpass in Ashtabula County, Ohio. A temporary construction access area will be constructed in a section of the Ashtabula River channel considered Superior High Quality Waters. The application was submitted by the Ashtabula County Engineer, 186 East Satin Street, Jefferson Ohio, 44047. The Army Corps of Engineers Public Notice Number for this project is 2003-01117(1). Ohio EPA's Identification Number for this project is 052355. The Ashtabula County project identification code is ATB-CH 25-0.56, PID 18518.

Under Ohio EPA's antidegradation degradation requirements, the Applicant is required to submit three project alternatives. The Preferred Alternative, described above, would impact an estimated 0.67 acres of a Category 2 jurisdictional wetland (Wetland B) and 690 linear feet of streams (Tributaries 1 and 2, and Ashtabula River). The Minimal Degradation Alternative (Alignment B) involves construction work similar to the Preferred Alternative, including a new bridge over the Ashtabula River, but would shift the SR 25 realignment to the north of the Preferred Alternative alignment. There would be an estimated 705 linear feet of stream impacts (Tributaries 1 and 3, and Ashtabula River) and 0.063 acres of impacts to a Category 1 wetland (Wetland C). The Non-Degradation Alternative ("No-Build Alternative") consists of the continued use of the bridges and existing roadway facilities. The Applicant stated that the Non-Degradation Alternative would not meet the purpose and need of the project.

The impacts from the activity, if approved, would result in degradation to, or lowering of, water quality of jurisdictional streams and wetland in the Ashtabula River Watershed (HUC 04110003). 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.

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 September 16, 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 6:30 P.M. on November 10, 2005 at the Blue and Gold Room of Kent State University's Ashtabula Campus, 3325 West 13th Street, Ashtabula, Ohio 44004 . 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. 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 November 17, 2005. 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 November 17, 2005.

Date of Public Notice: September 9, 2005

Columbiana 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 surface and auger mine the No. 7A coal seam on an approximately 343-acre parcel in Center Township. Approximately one-third of the project site has been previously mined. The application was submitted by Buckeye Industrial Mining, P.O. Box 389, 4719 Industrial Road, Lisbon, Ohio 44432. The project is located along Cold Run between Dungannon Road (Twp-869) and State Route 30 west of Lisbon, Columbiana County, Ohio. The Pittsburgh District of the U.S. Army Corps of Engineers Application Number for this project is (P)200400565. The Ohio EPA ID Number for this project is 052206.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's preferred alternative, if approved, proposes impacts to 1,527 linear feet of 2 intermittent streams, 0.06 acres of Category 1 wetlands, and 0.31 acres of Category 2 wetlands. The applicant's minimal degradation alternative, if approved, proposes impacts to 123 linear feet of an intermittent stream, 0.06 acres of Category 1 wetlands, and 0.28 acres of Category 2 wetlands. The applicant's non-degradation alternative, if approved, proposes no direct impacts on streams or wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Cold Run in the West Fork Little Beaver Creek watershed (HUC 05030101 080). 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 September 9, 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 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 Public Notice: September 16, 2005

Darke 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, 401 Certification for a project that is estimated to impact a jurisdictional stream in the Upper Great Miami River Watershed (HUC 05080001). The proposed project (Preferred Alternative) involves the replacement of an existing three-span, two-lane bridge on State Route 121 over the Stillwater River with a three-span, two-lane bridge over the Stillwater River on the same alignment. Additional construction work will include rehabilitation of a bridge over Swamp Creek on State Route 121. A temporary construction access area will be constructed in a section of the Stillwater River channel considered Outstanding State Water. The project is located 3 miles southwest of Versailles, Darke County, Ohio. The application was submitted by the Ohio Department of Transportation, 1980 West Broad Street, Columbus, Ohio 43223. Ohio EPA's Identification Number for this project is 052368. The ODOT project identification code is DAR-121-26.11, PID 19717.

Under Ohio EPA's antidegradation requirements, the Applicant is required to submit three project alternatives. The Preferred Alternative, described above, would impact an estimated 85 linear feet (net) of the Stillwater River. Temporary access fill of approximately 370 yards will be required below the ordinary high water mark (OHWM) to gain access to the pier locations. The Minimal Degradation Alternative involves similar construction work and impacts (linear feet) to the Preferred Alternative, but will require less temporary fill than the Preferred Alternative. However, there will be two separate fill placements and two separate fill removal events. Following construction of one pier, the sheet piling and fill will be removed and relocated to the second pier location. Temporary access fill of 38 cubic yards on the south bank and 85 cubic yards on the north bank of the Stillwater River below the OHWM will be necessary to gain access to the pier locations during the staggered construction events. The Non-Degradation Alternative ("No-Build Alternative") consists of the continued use of the existing structures. There would not be impacts to aquatic resources. The Applicant stated that this alternative is not practicable because it would not correct the existing deficiencies and deteriorated conditions of the bridges.

The impacts from the activity, if approved, would result in degradation to, or lowering of, water quality of the Stillwater River in the Upper Great Miami River Watershed, and Stillwater River subwatershed (HUC 05080001-090). 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.

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 September 16, 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 7:00 P.M. on November 15, 2005 at the Versailles Village Hall Community Room, 4 West Main Street, Versailles, Ohio 45380. 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. 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 November 22, 2005. 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 November 22, 2005

Date of Public Notice: September 9, 2005

Delaware 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 4 stream crossings for a single family home subdivision. The application was submitted by Triangle Real Estate Services, Inc., 470 Olde Worthington Rd, Westerville, Ohio 43082. The project is located south of Hyatts Rd and east of South Section Line Road, Concord Township, Delaware County, Ohio. The Huntington District of the U.S. Army Corps of Engineers Number for this project is 200401059. The Ohio EPA ID Number for this project is 052334.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 635 linear feet of stream. The applicant's proposed minimal degradation alternative, if approved, would impact 458 linear feet of stream. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Scioto River watershed. 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 September 9, 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 9, 2005

Delaware 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 expand the zoo parking lot and create a stormwater detention basin. The application was submitted by the Columbus Zoo and Aquarium, 9990 Riverside Dr, Columbus, Ohio 43065. The project is located southeast of Powell Road and Riverside Road, Powell, , Delaware County, Ohio. The Huntington District of the U.S. Army Corps of Engineers Number for this project is 200401370. The Ohio EPA ID Number for this project is 042187.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 1,680 linear feet of unnamed tributary to the Scioto River. The applicant's proposed minimal degradation alternative, if approved, impact 190 linear feet of stream. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Scioto River watershed. 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 September 9, 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 Notice: September 13, 2005

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 install a retaining wall. The application was submitted by Heron Pointe Condos, 8201 Havens Road, Blacklick, Ohio 43004. The project is located at 3137 Heron Pointe, Columbus, Franklin County, Ohio. The Ohio EPA ID number for this project is 052285.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an unnamed tributary to Alum 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 3745-1-05, 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.

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 October 27, 2005 at Hawthorne Elementary School Atrium, 5001 Fairview Road, Columbus, Ohio 43231. 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. 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 November 3, 2005. 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 November 3, 2005.

PUBLIC NOTICE
OHIO EPA SEEKING ADDITIONAL COMMENTS ON DRAFT RENEWAL PERMIT
ENVIROSAFE SERVICES OF OHIO, INC.

On May 12, 2005, Ohio EPA issued both a draft renewal and a draft class 3 modification of the Hazardous Waste Facility Installation and Operation Permit (Permit) to EnviroSAFE Services of Ohio, Inc. (EnviroSAFE). The facility is located at 876 Otter Creek Road, Oregon, Ohio 43616. The EPA Identification Number for this facility is OHD045243706. The Permit renewal application and related documents were made available for public review and comment at the Oregon Branch Public Library and Ohio EPA offices from May 13 to July 11, 2005. A portion of Section D of the renewal application, titled "Process Information", was inadvertently omitted from the review package. Therefore, this portion of the permit renewal application will be available for public review and comment from **September 8, 2005 to October 23, 2005** at the same locations. The draft Class 3 permit modification for a proposed vertical expansion of Cell M, the active disposal cell at the facility, is unaffected and the Agency's final action on this modification is forthcoming.

Ohio EPA will be accepting written comments concerning the portion of Section D described in today's notice. Send your comments to Ohio EPA, Lazarus Government Center, 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: dhwmcomments@epa.state.oh.us

You can review Section D of the renewal application at the following locations:

Toledo-Lucas County Public Library, Oregon Branch, 3340 Dustin Road, Oregon, Ohio 43616, (419) 259-5250;

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

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

Date of Public Notice: September 16, 2005

Preble 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 replace an existing bridge with a realigned bridge. As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's preferred alternative, if approved, would impact the stream with the installation of two pier foundations. The applicant's minimal degradation alternative, if approved, would impact the stream with the installation of one pier foundation. The applicant's non-degradation alternative, if approved, would have no direct impact on streams or wetlands. The application was submitted by the Preble County Engineer's Office, 1000 Preble Drive, Eaton, Ohio 45320. The project is located 50 feet east of the intersection of Paint Creek Road and Camden-Sugar Valley Road, Gasper Township, Preble County, Ohio. The Louisville District of the U.S. Army Corps of Engineers Number for this project is 200500603. The Ohio EPA Number for this project is 052301.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Paint Creek in the Great Miami River watershed (HUC 05080002). 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 September 16, 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 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.

PUBLIC NOTICE
OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On September 8, 2005, Ohio EPA issued a final class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Delphi Automotive Systems L.L.C., for its facility at North River Road at Larchmont, Warren, Ohio 44486. The EPA Identification Number for this facility is OHD000817346.

Why is Delphi Automotive Systems L.L.C. modifying its Permit?

Delphi Automotive Systems L.L.C., (Delphi) manufactures electrical harnesses for the automotive industry and currently must have a permit to perform post-closure activities. Delphi requests the addition of a monitoring well, update to Section 12 - information on installation, plugging and abandoning of temporary monitoring well # 100. This final modified permit will allow Delphi to make the requested changes in the post-closure plan necessitated by events occurring during the active life of the facility, including partial and final closure. 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 **October 11, 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, Room 222, 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.