

## **PUBLIC NOTICE**

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

Notice is hereby given that on September 9, 2005 the director of Ohio EPA issued an amended infectious waste transporter certificate to Stericycle Inc, 28161 N Keith Dr, Lake Forest, IL 60045, Reg. 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 NOTICE**  
**OHIO ENVIRONMENTAL PROTECTION AGENCY**  
**RENEWAL OF CERTIFIED PROFESSIONAL CERTIFICATIONS UNDER OHIO'S**  
**VOLUNTARY ACTION PROGRAM**

Notice is hereby given that on September 12, 2005, 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 Oren J. Gottlieb-CP123, Cary L. Ehrman-CP261 and Michael D. Weinstein-CP126, to perform work as 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 ("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 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.

**Date of Public Notice: September 19, 2005**

**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 install an armor stone revetment along the Lake Erie shoreline. The preferred alternative proposes the construction of a 265 lineare foot armor stone revetment resulting in 2,400 cubic yards of fill being placed below Ordinary High Water, in Lake Erie. The application was submitted by Patrick and Mary Ellen Carney, 30728 Lake Rd, Bay Village, Ohio 44140, and is located along the shoreline at the same address. The Army Corps of Engineers number for this project is 2005-01620(0). The Ohio EPA number for this project is 052314.

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 September 19, 2005 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 November 17, 2005, at Bay Village Branch of the Cuyahoga County Public Library, 502 Cahoon Road, Bay Village, 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 November 24, 2005. 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 Public Notice: September 19, 2005**

**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. 8 coal seam within an approximately 308-acre site, called Jockey Hollow West, along unnamed tributaries to Boggs Fork. The application was submitted by Cravat Coal Company, 40580 Cadiz-Piedmont Road, Cadiz, Ohio 43907. The project is located south of State Route 22 and east of Holloway Road. The Pittsburgh District of the U.S. Army Corps of Engineers Public Notice Number for this project is (P)200400378. The Ohio Department of Natural Resources, Division of Mineral Resource Management Application Number for this project is 10311. The Ohio EPA ID Number for this project is 052390.

The permit limits for this coal mining application encompasses 308 acres. Almost the entire site has been previously impacted by pre-law mining activities. The project site contains 4 unnamed, intermittent streams totaling 2,913 linear feet and 4 jurisdictional wetlands totaling 1.45 acres. The project site lies within the Boggs Fork sub-watershed. Boggs Fork is designated as Warmwater Habitat in Ohio EPA's water quality standards. Boggs Fork flows into Stillwater Creek and, eventually, into the Tuscarawas River.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 1,217 linear feet of 4 intermittent streams and 0.95 acres of 3 emergent, Category 1 and Category 2 wetlands. The applicant's proposed minimal degradation alternative, if approved, impact 1, 217 linear feet of 4 intermittent streams and 0.18 acres of 2 emergent, Category 1 and Category 2 wetlands. 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 unnamed tributaries to Boggs Fork within 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 September 19, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available at Ohio EPA District Offices by calling the same number.

Persons wishing to 1) be on Ohio EPA's interested parties mailing list for this project, 2) request a public hearing, or 3) submit written comments for Ohio EPA's consideration in reviewing the application should do so in writing to Ohio EPA/DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 within 30 days of the date of this public notice.

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL CLASS 3 MODIFICATION FOR VERTICAL EXPANSION  
ENVIROSAFE SERVICES OF OHIO, INC.**

On September 15, 2005, Ohio EPA issued to EnviroSAFE Services of Ohio, Inc. (EnviroSAFE) a final class 3 modification to its Hazardous Waste Facility Installation and Operation Permit (Permit). The facility is located at 876 Otter Creek Road, Oregon, Ohio 43616. The EPA Identification Number for this facility is OHD045243706.

**Why is EnviroSAFE Services of Ohio, Inc. modifying its Permit?**

EnviroSAFE Services of Ohio, Inc. (EnviroSAFE) is permitted to operate a hazardous waste landfill and other related hazardous waste management units at its facility. EnviroSAFE wishes to increase the disposal capacity of Cell M through a vertical expansion. The cell height will increase by 74 feet and disposal capacity will increase by about 872,300 cubic yards. This final modified permit will allow EnviroSAFE 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 **October 17, 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 ORC § 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.

**Date of Public Notice: September 16, 2005**

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to conduct surface mining of limestone on a 118-acre site in Mahoning County. The application was submitted by the LaFarge North America, Inc., 510 West Main Street, Canfield, Ohio 44406. The project is located in an unnamed tributary to Honey Creek and wetlands within the Honey Creek watershed, near Petersburg in Springfield Township, Mahoning County. The Pittsburgh District Corps of Engineers Application Number for this project is 200301571. The Ohio EPA ID Number for this project is 052263.

The applicant submitted three alternatives for this project (Preferred, Minimal, and Non-degradation alternative). The preferred alternative proposes to impact approximately 9.9 acres of wetlands and 1,165 linear feet of stream. The minimal degradation alternative proposes to impact approximately 4.65 acres of wetlands and 760 linear feet of stream. The non-degradation alternative would not impact any waters resources of the state.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality to an unnamed tributary to Honey Creek and wetlands within the Honey Creek 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, apply or may be granted by the Director of Ohio EPA.

Beginning 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 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 November 1, 2005, at the Auditorium of South Range Elementary School, 11836 South Avenue, North Lima, Ohio 44452. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the projects.

All interested persons are entitled to attend or be represented and give written or oral comments on the proposed projects. The purpose of the hearing is to obtain additional information that will be considered by the director of Ohio EPA prior to any further action on the application.

Ohio EPA will continue to accept written comments on the application through the close of business on November 8, 2005. Comments received after this date may not be considered as part of the official record of the hearing. Anyone may submit written comments or requests to be placed on a mailing list for information by writing to: Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.

**Washington County**

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE FOR **MAR-ZANE PLANT #31 (0660010246)****

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation of the Portable Concrete Batch Plant permitted under PTI 06-06775 issued on May 7, 2002. The air contaminant source is currently located at 1455 Timken Rd., Wooster, OH, and is authorized to move to the intersection of Township Road 340 and SR 821, Washington County, OH. upon the issuance of this notice.

You are hereby notified that this action by the Director is final and may be appealed to the Ohio Environmental Review Appeals Commission pursuant to Chapter 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. It must be filed within thirty (30) days after the notice of the Directors action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission  
309 South Fourth Street, Room 222  
Columbus, Ohio 43215

All inquiries concerning this action may be directed to the contact identified below.  
Bruce Weinberg, Ohio EPA Southeast District Office, 2195 Front St., Logan, OH 43138.  
Phone: (740) 385-8501.