

## **PUBLIC NOTICE**

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

Notice is hereby given that on December 20, 2005 the director of Ohio EPA issued an amended infectious waste transporter certificate to Commodore Medical Services of Ohio LP, 1941 Cement Plant Rd, Nashville, TN 37208, Reg. No. 00-T-00259. 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 A RENEWAL CERTIFICATE OF REGISTRATION AS A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that on December 20, 2005, the director of Ohio EPA issued a renewal infectious waste transporter certificate to Anson Trucking Inc., 208 Dove St, Dunkirk, NY 14048, ID No.: 00-T-00232. 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 AMENDED CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE**

Notice is hereby given that on December 20, 2005, the director of Ohio EPA issued an amended infectious waste generator certificate to Abbott Laboratories Inc, One Abbott Park Rd, Abbott Park, IL 60064, ID No.: 00-G-01244. 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.

**Date of Public Notice: December 30, 2005**

## **PUBLIC NOTICE**

On the basis of staff review and application of standards and regulations, the Director of the Environmental Protection Agency public noticed a draft general permit for the statewide regulation of storm water discharges associated with industrial activity on December 30, 2005. The draft permit will be issued as a final action unless the Director revises the draft after consideration of the record of a public hearing or written comments, or upon disapproval by the Administrator of the U.S. Environmental Protection Agency. Any person may submit comments on the draft permit and administrative record.

The general permit for storm water discharges associated with industrial activity (Permit No. OHR000004) renews Permit No. OHR000003 effective August 1, 2000 that expired July 31, 2005 and affords coverage to all types of storm water associated with industrial activity within those regulated by U.S. EPA's November 16, 1990, and later modified on December 8, 1999, regulations except those associated with construction activity, petroleum bulk stations and terminals (standard industrial classification (SIC 5171) mining and quarrying of non-metallic minerals, except fuels (SIC 14xx), landfills, and marinas (SIC 4493). The permit will not afford coverage to facilities/operations (not previously having coverage for) discharging coal pile runoff or discharges to the following surface water categories: Superior High Quality Waters, Outstanding State Waters, and Outstanding National Resource Waters. The permit identifies who can be covered, how an entity obtains coverage and how a permittee terminates coverage. The permit contains requirements for permittees to prepare and implement storm water pollution prevention plans (SWP3s). The objective of requiring the SWP3 is to identify sources of potential storm water contamination and eliminate or minimize them. The permit also contains effluent limitations for coal pile runoff and varied monitoring requirements for a number of industries.

This public notice, associated fact sheet and general permit may be viewed over the internet at <http://www.epa.state.oh.us/dsw> and by clicking on the industrial stormwater general permit status bullet on the right. Copies are also available for inspection at the Ohio Environmental Protection Agency-Central Office, Division of Surface Water, 122 South Front Street, Columbus, Ohio between the hours of 8:00 A.M. and 5:00 P.M., Monday through Friday. Copies may also be obtained by contacting Ohio EPA via e-mail at [StormWater@epa.state.oh.us](mailto:StormWater@epa.state.oh.us) or by calling 614-644-5867.

The processing of this general permit and associated Notices of Intent for coverage is and will be done, respectively, in accordance with Ohio's antidegradation rule, Ohio Administrative Code (OAC) 3745-1-05, and NPDES general permit rules, OAC 3745-38.

An Ohio EPA public hearing to accept comments on the draft general permit has been

scheduled for 1:00 P.M. on February 23, 2006 at the Vern Riffe Center, 31<sup>st</sup> Floor, Rooms B and C South, 77 South High Street, Columbus, Ohio 43216. The public hearing will end when everyone in attendance has had an opportunity to provide comments related to the draft general permit. In lieu of attending the public hearing, written comments may be submitted as outlined in the following paragraph.

Interested persons are invited to submit written comments on this general permit. Comments should be submitted in person or by mail no later than 45 days after the date of this Public Notice. Deliver or mail all comments to:

Ohio Environmental Protection Agency  
Division of Surface Water - Storm Water Section  
122 South Front Street  
P.O. Box 1049  
Columbus, Ohio 43216-1049

The OEPA permit number should appear next to the above address on the envelope and on each page of any submitted comments. All comments received no later than 45 days after the date of this Public Notice will be considered.

**Allen County**

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL ENVIRONMENTAL COVENANTS TO  
BP AMOCO CHEMICAL COMPANY**

On December 14, 2005, Ohio EPA issued Environmental Covenants to BP Amoco Chemical Company for its facility located at 1900 Fort Amanda Road, Lima, Allen County, Ohio. The BP Chemical Company location is a permitted hazardous waste facility undergoing closure activities for its hazardous waste management units. The EPA I.D. number for this facility is OHD042157644.

The BP Amoco Chemical Company must achieve compliance with 5301.80 and 5301.92 of the Ohio Revised Code which restricts the use of its property to limited industrial, commercial, and recreational 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: December 30, 2005**

**Champaign, Clark, Franklin,  
Logan, Madison, Pickaway and  
Union Counties**

## **PUBLIC NOTICE**

On the basis of staff review and application of standards and regulations, the Director of the Environmental Protection Agency public noticed a draft alternative general permit for storm water discharges associated with construction activity located within the Big Darby Creek watershed on December 30, 2005. The draft permit will be issued as a final action unless the Director revises the draft after consideration of the record of a public hearing or written comments, or upon disapproval by the Administrator of the U.S. Environmental Protection Agency. Any person may submit comments on the draft permit and administrative record.

The alternative general permit for storm water discharges associated with construction activity located within the Big Darby Creek watershed (Permit No. OHC100001) has been developed to address storm water issues associated with construction activity specific for the Big Darby Creek watershed. The draft permit would cover the entire Big Darby Creek watershed and would authorize storm water discharges from construction activity disturbing one or more acres. Also, the permit would authorize some discharges that are not entirely storm water (such as trench dewatering), as well as storm water discharges from on-site concrete and asphalt batch plants. The permit identifies who can apply to be covered, how an entity obtains coverage and how a permittee terminates coverage. The permit contains requirements for permittees to prepare and implement storm water pollution prevention plans (SWP3s). The SWP3 is the permittee's plan to minimize contamination of storm water that will be discharged to surface waters from the site.

This public notice, associated fact sheet and general permit may be viewed over the internet at <http://www.epa.state.oh.us/dsw>. Copies are also available for inspection at the Ohio Environmental Protection Agency-Central Office, Division of Surface Water, 122 South Front Street, Columbus, Ohio between 8:00 A.M. and 5:00 P.M., Monday through Friday. Copies may also be obtained by contacting Jason Fyffe at (614) 728-1793 or via email at [jason.fyffe@epa.state.oh.us](mailto:jason.fyffe@epa.state.oh.us).

The processing of this general permit and associated Notices of Intent for coverage is and will be done; respectively, in accordance with Ohio's antidegradation rule, Ohio Administrative Code (OAC) 3745-1-05, and NPDES general permit rules, OAC 3745-38.

An Ohio EPA public hearing to accept comments on the draft general permit has been scheduled for 1:00 P.M. on February 22, 2006 at the Vern Riffe Center, 31<sup>st</sup> Floor, Rooms B and C, 77 South High Street, Columbus, Ohio 43215. The public hearing will end when everyone in attendance has had an opportunity to provide comments related to the draft general permit. In lieu of attending the public hearing, written comments may be submitted as outlined in the following paragraph.

Interested persons are invited to submit written comments on this general permit. Comments should be submitted in person or by mail no later than 45 days after the date of this Public Notice. Deliver or mail all comments to:

Ohio Environmental Protection Agency  
Division of Surface Water - Storm Water Section  
122 South Front Street  
P.O. Box 1049  
Columbus, Ohio 43216-1049

The Ohio EPA permit number should appear next to the above address on the envelope and on each page of any submitted comments. All comments received no later than 45 days after the date of this Public Notice will be considered.

**Date of Public Notice: December 30, 2005**

**PUBLIC NOTICE  
ISSUANCE OF DRAFT NPDES PERMIT RENEWAL  
AND PUBLIC HEARING**

Notice is hereby given that on December 30, 2005, the Director of the Environmental Protection Agency will issue a draft National Pollutant Discharge Elimination System (NPDES) permit renewal (1PK00013) to The Clark County Department of Utilities, Garfield Building, 25 West Pleasant Street, P.O. Box 1303, Springfield, Ohio 45501 for the expansion of the Southwest Regional Wastewater Treatment Plant located at 3990 Woodbury Road, Medway, Bethel Township, Clark County, Ohio. "Draft Actions" are written statements of the Director's intent with respect to the issuance, denial, etc. of a permit, license, order, etc. Interested persons may submit written comments regarding draft actions.

The discharges from the proposed expansion, if approved, would result in degradation to, or lowering of the water quality of The Mad River. 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, Ohio EPA will provide an opportunity for public comment concerning this project. Comments received shall be considered by the Director before the draft actions are issued as final. A public hearing has been scheduled for 7:00 P.M. on February 21, 2006 at the Enon Fire House, 260 East Main Street, Enon, Ohio 45323. 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 draft permit. 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 43126-1049 by the close of business on February 28, 2006. Comments received after this date may not be considered as part of the official record of this hearing.

Copies of the pending NPDES application, draft permit and technical support information may be reviewed and/or copies made at Ohio EPA's Southwest District Office, 401 East Fifth Street, Dayton, Ohio, by first calling (937) 285-6357 to make an appointment.

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO  
ACCURATE PLATING COMPANY**

On December 19, 2005, Ohio EPA issued final Findings and Orders to Accurate Plating Company, Inc. for its facility located at 6512 Carnegie Avenue, Cleveland, Ohio 44103. This facility is a large quantity generator of hazardous waste. The EPA I.D. number for this facility is OHD004205274.

Accurate Plating 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.

**PUBLIC NOTICE**

**OHIO EPA GRANTS FINAL VARIANCE FROM CLASSIFICATION AS A WASTE**

On December 22, 2005, Ohio EPA granted a final variance from classification as a waste to Agmet Metals, Inc. located at 7800 Medusa Street, Oakwood Village, Ohio 44146 and Agmet Metals, Inc. (Agmet), located at 5533 Dunham Road, Maple Heights, Ohio 44138. The variance from classification as a waste applies to partially reclaimed electroplating wastewater treatment sludge recycled by Agmet and the metal concentrate product.

**Why did Agmet request a variance from classification as a waste?**

Agmet receives reclaimed electroplating wastewater treatment sludge which it recycles by concentrating the levels of nickel, cobalt, copper, and/or zinc. It then sells the metal concentrate product to smelters. This variance allows Agmet to store metal bearing materials before recycling and the metal concentrate product before sale without a Permit. It also requires Agmet to ship the metal concentrate to metal smelters according the U.S. Department of Transportation regulations instead of the hazardous waste regulations.

**Can I appeal this final variance from classification as a waste?**

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 variance from classification as a waste, you have the right to appeal this decision to the Environmental Review Appeals Commission (ERAC).

**If I decide to appeal this final variance from classification as waste, how and when must I make the appeal?**

If you file an appeal, you must put it in writing no later than January 21, 2006. 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 and 3745.07, 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 Notice: December 30, 2005**

**Delaware, Fairfield, Franklin,  
Licking, Pickaway, and Union  
Counties**

**PUBLIC NOTICE  
NOTICE OF DRAFT PLAN APPROVAL AND PUBLIC HEARING**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has issued a draft plan approval (Application No. 01-303-PW) for the City of Columbus Combined Sewer Long Term Control Plan-Interim (2010) Plan. The Plan Approval application was submitted by the City of Columbus, Division of Sewerage and Drainage, 910 Dublin Road, Columbus, Ohio 43215.

The purpose of the 2005 Wet Weather Management Plan Program is to stop sanitary sewer overflows (SSO), and reduce combined sewer overflows (CSO) to waters of the State. To achieve these goals, the System Evaluation and Capacity Assurance Plan (SECAP) and the Combined Sewer Long Term Control Plan (CSOLTCP) were integrated to form one plan, the Wet Weather Management Plan. The submission of the plans were required under consent decrees Case Numbers 02WH055768 and 04CVH055336, filed in Franklin County Common Pleas Court. The purpose of the Combined Sewer Long Term Control Plan-Interim (2010) Plan is to reduce discharges from the Whittier Street Storm Tanks to the Scioto River by July 1, 2010. The City of Columbus owns and/or operates a regional wastewater collection/disposal system within Franklin County and portions of Union, Fairfield, Licking, Delaware and Pickaway Counties.

The discharges from the City of Columbus' collection/disposal system, through development, growth and expansion, may result in degradation to, or lowering of, the water quality within the Scioto River, Olentangy River, Alum Creek, Big Walnut Creek and tributaries throughout Franklin County. However, the overall goal of the 2005 Wet Weather Management Plan Program is to improve and achieve compliance with water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1.

A public hearing on the draft plan approval for the Combined Sewer Long Term Control Plan-Interim (2010) Plan is scheduled to begin at 6:00 p.m. on January 31, 2006 at the Ohio EPA Central Office conference room A, 122 South Front Street, Columbus, Ohio 43216. 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 draft plan approval. 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 in reviewing the applications must do so in writing to Ohio EPA's Division of Surface Water, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio, 43216 by close of business on February 7, 2006. Comments received after this date may not be considered as part of the official record.

Copies of the draft plan approval, other pending applications and technical support information are available for review at Ohio EPA's Central Office, 122 South Front Street, Columbus, Ohio 43216, by first calling (614)644-2001.

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL HAZARDOUS WASTE  
FACILITY INSTALLATION AND OPERATION PERMIT**

On December 21, 2005, Ohio EPA issued a final hazardous waste facility installation and operation permit (Permit) to Toxco, Inc., for its facility at 265 Quarry Road, Lancaster, Ohio 43130. The EPA Identification Number for this facility is OHD071654958.

**Why does Toxco, Inc. need a Permit?**

Toxco, Inc. (Toxco) is a storage facility that recycles universal waste batteries and specializes in the management, reutilization and recycling of all types of industrial, automotive, and house batteries. To store the hazardous wastes before recycling, Toxco needs a Permit. The final Permit contains the conditions under which the facility must operate. To issue this final Permit, Ohio EPA determined that the Part B permit application is complete and complies with appropriate standards and that the applicant has exhibited sufficient reliability, expertise and competency to operate a hazardous waste facility. The final Permit allows Toxco to store hazardous waste in the designated areas at the facility. Details about this final action can be viewed on Ohio EPA's website under Stakeholders Involvement at <http://web.epa.state.oh.us/dhwm/>

**Can I appeal this 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 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 January 23, 2006. 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 and 3745.07, 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.

**PUBLIC NOTICE**

**DIRECTOR'S FINAL FINDINGS AND ORDERS**

Pursuant to Ohio Revised Code Section 3734.13(A), notice is hereby given that on December 19, 2005, the director of Ohio EPA issued Final Findings and Orders to Central Ohio Community Improvement Corporation ("CIC"), 300 E. Broad Street, Suite 190, Columbus, Ohio 43215. CIC is the owner and operator of the Bedford I Landfill, which is located at 1161 Claycraft Road, Gahanna, Franklin County, Ohio. The Final Findings and Orders require CIC to complete closure and to perform post-closure care and corrective measures at the Bedford I Landfill. These Final Findings and Orders are subject to all rules, regulations, and specified conditions. This final action was not preceded by a proposed action and is appealable 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**

**CORRECTIVE MEASURES PLAN  
Selection of Corrective Measure**

Notice is hereby given that on December 19, 2005, pursuant to OAC Rule 3745-27-10(F), a director's letter was issued to Rumpke Sanitary Landfill (Facility), 10795 Hughes Road, Cincinnati, OH 45251. The director of Ohio EPA hereby select the combination of "Alternative 1. Additional Source Control" and "Alternative 4. Continued Monitoring with Action Levels" as presented in the 2005 Corrective Measures Plan (CMP) as the corrective measures that are to be implemented at the Facility. This action is subject to all rules, regulations, and specified conditions. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215. Persons wishing to be on Ohio EPA's mailing list for this project must submit a request in writing to Ohio EPA, Division of Solid & Infectious Waste Management, Attn: Systems Management Unit, P.O. Box 1049, Columbus, Ohio 43216-1049, Tel: (614)644-2621.

**PUBLIC NOTICE**

Notice is hereby given that on December 21, 2005, the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit to Forest City Land Group, 1050 Terminal Tower, 50 Public Square, Cleveland, Ohio 44113. The permit was issued for a project to construct a commercial development known as Chestnut Commons located northwest of the intersection of State Route 57 and Chestnut Ridge Road, City of Elyria, Lorain 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.

**Date of Public Notice: December 30, 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 construct Meijer store and commercial outlots. The application was submitted by Daniel Shaheen, Meijer, Inc. 2929 Walker Avenue NW, Grand Rapids, Michigan 49544. The project is located on approximately 64 acres on the northwest corner of Interstate I-70 and Brandt Pike (State Route 201) in Huber Heights, Wayne Township, Montgomery County, Ohio. The Louisville District of the U.S. Army Corps of Engineers Number for this project is (L)200500460. The Ohio EPA ID Number for this project is 052373.

The water resources on the site include 2 intermittent streams totaling 3,668 linear feet, 6 ephemeral streams totaling 913 linear feet, and two non-forested wetlands totaling 0.13 acres.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would fill in 0.13 acres of non-forested Category 1 wetlands, fill in 791 linear feet of ephemeral stream channels, culvert 765 linear feet of intermittent stream channels, and relocate 1,614 linear feet of intermittent stream channel. This alternative would avoid impacts to 1,289 linear feet of intermittent stream channels and 122 linear feet of ephemeral stream channels.

The applicant's proposed minimal degradation alternative, if approved, would fill in 0.13 acres of non-forested Category 1 wetlands, fill in 791 linear feet of ephemeral stream channels, culvert 100 linear feet of intermittent stream channels, and relocate 2,279 linear feet of intermittent stream channel. This alternative would avoid impacts 1,289 linear feet of intermittent stream channels and 122 linear feet of ephemeral stream channels.

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 Drylick Run in the upper Great Miami River watershed (HUC 0508001 190 010). 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 December 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 Southwest District Office in Dayton 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: December 30, 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 construct a new entrance road to provide access to a new visitor's center. The application was submitted by Doug Brewer, United States Fish and Wildlife Service, Ottawa National Wildlife Refuge, 14000 West State Route 2, Oak Harbor, Ohio 43449. The project is located just west of the existing entrance to the Ottawa National Wildlife Refuge on the north side of State Route 2, Benton Township, Ottawa County, Ohio. The Buffalo District of the U.S. Army Corps of Engineers Number for this project is (B)2004-00681(1). The Ohio EPA ID Number for this project is 042156.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's preferred alternative, if approved, proposes a 22-foot wide asphalt road surface with 2-foot shoulders and 1:3 seeded slopes. The entrance road would be 2,940 feet long with 875 linear feet running through a Category 2 emergent wetland. This alternative would require approximately 6,000 cubic yards of fill be placed within the wetland, resulting in 2.5 acres of wetland impacts. Additionally, this alternative proposes the new entrance road to be realigned with Lickert-Harder Road, thereby increasing public safety. This alternative allows turn lanes along State Route 2 to be added by the Ohio Department of Transportation.

The applicant's minimal degradation alternative, if approved, proposes to maintain the current entrance road and to extend a 400 foot road through a Category 2 emergent wetland, resulting in 0.3 acres of wetland impacts. The entrance drive would not be realigned with Lickert-Harder Road, as was requested by the Ohio Department of Transportation and the Ottawa County Commissioners due to safety concerns along State Route 2.

The applicant's non-degradation alternative, if approved, proposes no direct impacts on streams or wetlands. This alternative would result in a second separate entrance drive being constructed for the visitors center. The Ohio Department of Transportation has found this alternative unacceptable.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Portage River watershed (HUC 04100010 010). 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 December 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 Northwest District Office in Bowling Green 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.

## Sandusky County

### PUBLIC NOTICE

#### OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On December 16, 2005, Ohio EPA issued a final modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Vickery Environmental, Inc. for its facility at 3956 State Route 412, Vickery, Ohio 43464. The EPA Identification Number for this facility is OHD020273819.

#### **Why is Vickery Environmental, Inc. modifying its Permit?**

Vickery Environmental, Inc. is permitted to operate hazardous waste container and tank units and other related hazardous waste management units at its facility. Vickery wants to: 1) revise the facility's cyanide and sulfide analytical requirements to indicate when the analyses are necessary; and, 2) replace site-specific analytical methods 97-02 (i.e., Solvents Analysis in Hazardous Waste Using Gas Chromatography) and SSP-97-66 (i.e., Acid Waste Reactivity by Potentionmetric Titration). 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 **January 21, 2006**. 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.

**PUBLIC NOTICE**

**ISSUANCE OF DRAFT SOLID WASTE AND DRAFT AIR  
PERMITS TO INSTALL (PTI)  
AND  
NOTICE OF PUBLIC INFORMATION SESSION AND PUBLIC HEARING  
AMERICAN LANDFILL, INC.**

Public notice is hereby given that the Ohio Environmental Protection Agency (EPA) has issued, on December 16, 2005, two draft actions of Permits To Install (PTI) to American Landfill, Inc., 7916 Chapel Street, S.E., Waynesburg, Ohio 44688. The air pollution permit draft action, application number 15-01601, proposes to allow the modification of Municipal Solid Waste landfill operations with asbestos disposal, roadways and parking areas. The solid waste permit draft action, application number 02-12954, authorizes the vertical and lateral expansion of the landfill facility. The facility is located approximately 2.75 miles north of Waynesburg on SR-44, in Stark County.

A public information session/public hearing is scheduled for February 2, 2006, at Sandy Valley High School (Auditorium), 5362 State Route 183 NE, Magnolia, OH 44643. The public information session will commence at 7:00 p.m. and the hearing will follow immediately to accept comments on the draft permits. A presiding officer will be present and may limit oral testimony to ensure that all parties are heard.

All interested persons are entitled to attend or be represented and give written or oral comments on the draft permits at the hearing. Written comments must be received by the close of the business day on February 10, 2006. Comments received after this date will not be considered to be a part of the official record. Written comments on the solid waste permit should be sent 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. Written comments on the air permit may be sent to: Dan Aleman, Air Pollution Control Division, Canton City Health Department, 420 Market Avenue North, Canton, Ohio 44702.

The draft solid waste PTI application may be reviewed in accordance with Ohio EPA's file review procedures by writing to Ms. Lily Aaron, Ohio EPA Northeast District Office, 2110 E. Aurora Road, Twinsburg, Ohio 44087, Tel: (330) 963-1200. Copies of the draft air permit application and technical support information may be reviewed and/or copies made by first calling to make an appointment with the Canton Air Pollution Control Division, located at the above address, Tel: 330-489-3385.

**PUBLIC NOTICE**

**DIRECTOR'S FINAL FINDINGS & ORDERS**

Exemption from 3734.027 and 3745-27-19

Notice is hereby given that on December 20, 2005, the director of Ohio EPA issued Final Findings and Orders to Republic Waste Services of Ohio II, LLC (Republic), Countywide Recycling and Disposal Facility, 3619 Gracemont Street S.W., East Sparta, Ohio 44626. To ensure the proper handling of incidental low-level radioactive waste (LLRW), Ohio EPA has directed the Countywide Recycling and Disposal Facility to enhance its screening procedure to identify and isolate this type of waste. Incidental amounts of LLRW are occasionally included in residential solid waste. It typically originates at a home where an individual is recovering from a medical procedure that employed low doses of short half-life isotopes. Ohio EPA's orders provide additional details on how such waste will be handled if it arrives at the facility in a truckload of solid waste. It includes steps for identifying the waste and isolating it to a handling area outside of the landfill's working face. Once identified and isolated, incidental low-level radioactive waste will be allowed to decay to a level acceptable to the Ohio Department of Health, usually in a matter of weeks. The waste will then be considered municipal solid waste and may be disposed in the landfill. These Final Findings & Orders are subject to all rules, regulations, and specified conditions. This action may be appealed to the Environmental Review Appeals Commission, at 309 South Fourth Street, Room 222, Columbus, Ohio 43215. 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.

**Date of Public Notice: December 30, 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 construct a 17-unit residential housing subdivision called the Woods at Autumn Park. The application was submitted by Marc Braucher, Alpha Land Company, 6100 Ronald Avenue, NW, Canton, Ohio 44718. The project is located on approximately 64.73 acres in Lake Township, south of Woodmont Street and west of Geibb Road, Lake Township, Stark County, Ohio. The Huntington District of the U.S. Army Corps of Engineers Number for this project is (H)200401095. The Ohio EPA ID Number for this project is 042192.

The water resources on the site include 3 (1 forested Category 2, and 2 non-forested Category 1) wetlands totaling 2.1 acres and 3 perennial streams totaling 4,365 linear feet. As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would result in impacts to 1.9 acres of wetlands and 510 linear feet of stream channels. The applicant's proposed minimal degradation alternative, if approved, would result in impacts to 340 linear feet of stream channels. No wetlands would be impacted under this alternative. 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 Tuscarawas River and unnamed tributaries to the Tuscarawas River (HUC 05040001 010 010). 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 December 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 Northeast District Office in Twinsburg 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: December 16, 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 new Army Reserve Center. The application was submitted by the 88th RRC, U.S. Army Reserve, 506 Roeder Circle, Fort Snelling, Minnesota 55111. The project is located at the southwest corner of the intersections of Chamberlain and East Aurora Roads, in Twinsburg, Summit County, Ohio. The Buffalo District Corps of Engineers Public Notice Number for this project is 2004-01125(1). The Ohio EPA ID Number for this project is 052423.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would result in impacts of 3.48 acres of Category 1 and 2 forested wetlands. However, the preferred alternative would not fulfill the requirements of the USFWS Biological Opinion (BO) and therefore will not be constructed. The applicant's proposed minimal degradation alternative, if approved, would result in impacts of 2.91 acres of Category 1 and 2 forested wetlands. This alternative will fulfill the requirements of the USFWS BO. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Wetlands in the Cuyahoga 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 3745-1-05 of the Antidegradation Rule apply or may be granted by the Director of Ohio EPA.

Starting December 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.

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 FINDINGS AND ORDERS TO  
GAYSTON CORPORATION**

On December 21, 2005, Ohio EPA issued final Findings and Orders to the Gayston Company, Inc. for its facility located at 200 South Pioneer Boulevard, Springboro, Ohio 45066. This facility is a large quantity generator of hazardous waste. The EPA I.D. number for this facility is OHD982068579.

The Gayston 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.

**PUBLIC NOTICE**

**OHIO EPA RECEIVES PERMIT APPLICATION**

On December 12, 2005, Ohio EPA received a new application from Environmental Recycling for its hazardous waste facility installation and operation permit (Permit). The facility is located at 527 East Woodland Circle, Bowling Green, Ohio 43402. The EPA Identification Number for this facility is OHR000034025.

**Why is Environmental Recycling submitting this Permit application?**

Environmental Recycling is primarily involved in the recycling of fluorescent lights, electronics, mercury devices, batteries, and other universal waste. Shipments of such waste to the facility are unloaded and placed into a storage area for processing. Environmental Recycling is seeking a RCRA Part B permit to manage hazardous waste in storage areas in accordance with new hazardous waste rules. If approved, the permit would be in effect for ten years.

**When and how do I submit written comments about this Permit application?**

You can submit written comments anytime between December 24, 2005 and January 23, 2006. Send your comments to Ohio EPA, 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 address: [dhwmcomments@epa.state.oh.us](mailto:dhwmcomments@epa.state.oh.us).

**Where can I review the Permit application?**

You can review the Permit application at the following locations:

**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) 644-2977; and,

**Environmental Recycling**: Contact person: Michael K. Dolkowski, 527 East Woodland Circle, Bowling Green, Ohio 43402, tel: (419) 354-6110.