

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

Notice is hereby given that on May 1, 2006, 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.

State of Ohio
Environmental Protection Agency
Notice of Adoption of Rules

Notice is hereby given that the Director of Environmental Protection, under the authority of Ohio Revised Code Section 3704.03 has adopted amended rules 3745-23-01, "Ambient Air Quality Standards" and 3745-23-02, "Methods of Measurement" of the Ohio Administrative Code ("OAC").

The primary purpose of this rulemaking is to update the method of measurements for Nitrogen Dioxide to match that used by the U. S. Environmental Protection Agency.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the division formally proposed them. On May 11, 2005, these rules went out for a 30 day review by interested parties. Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes was conducted on March 23, 2006, in Columbus, Ohio. There were no comments received during either comment period. The Director's order of adoption was issued on May 4, 2006. The effective date of these rules is May 15, 2006.

To request a copy of these rules, obtain further information, or inspect or request copies of agency files and records pertaining to the proceeding contact Gary Engler, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Gary Engler at 614-644-3623. The rules are available on the Web page for electronic downloading. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>. This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Ohio Revised Code Section 3745.04. 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 ERAC within thirty (30) days after notice of the Director's action, at 309 South Fourth Street, Suite 222, Columbus, Ohio 43215. Copies of the appeal must be served upon the Director of the Ohio EPA within three (3) days of filing with ERAC. Ohio EPA also requests that a copy of the appeal be served upon the Environmental Enforcement Section of the Ohio Attorney General's Office.

Statewide

Ohio Environmental Protection Agency

**PUBLIC NOTICE
DRAFT Intended Use Plan and Management Plan
For The Drinking Water Assistance Fund
For Program Year 2007**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Drinking and Ground Waters (DDAGW) has issued the DRAFT Intended Use Plan and Management Plan for the Drinking Water Assistance Fund, which has been authorized by Ohio Revised Code section 6109.22 and Section 1452 of the Safe Drinking Water Act.

Copies of the DRAFT Intended Use Plan and Management Plan are available from the Division of Drinking and Ground Waters upon request, through the Internet at <http://www.epa.state.oh.us/ddagw/dwaf.html> or by writing to:

Ohio EPA
Lazarus Government Center
Attention: Flo Sellu, DDAGW
P. O. Box 1049
Columbus, Ohio 43216-1049

Written comments should be submitted to:

Ohio EPA
Lazarus Government Center
Attention: Stacy Barna, DDAGW
P. O. Box 1049
Columbus, Ohio 43216-1049
E-mail address: stacy.barna@epa.state.oh.us

Written comments must be received on or before June 6, 2006.

To allow interested persons to present their comments and suggestions, and for Ohio EPA to provide a response to questions on Ohio's DRAFT 2007 Program Management and Intended Use Plan, two public meetings will be held at the following times and location:

1:00 p.m. and 5:00 p.m., Wednesday, June 6, 2006
Ohio EPA
Lazarus Government Center
122 South Front Street, Conference Room 5B
Columbus, Ohio

PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
Kings Meadows Holding, LLC/ Former Diane McDonald Property

Notice is hereby given that on April 28, 2006, 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 Kings Meadows Holding, LLC and Diane McDonald for the property identified as the Former Diane McDonald property (the "Property").

The Kings Meadows Holding, LLC conducted a voluntary action of the approximately 20.28-acre property located at 1712 King Avenue, Kings Mills, Warren County, Ohio. A no further action letter was submitted on February 23, 2006 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of the Kings Meadows Holding, LLC by Laura F. Funk, a Certified Professional (CP286), 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 St., Room 222, Columbus, Ohio 43215.

If you would like to review a copy of the Covenant Not To Sue/Final Findings and Orders, please contact Debi Tavizon Records Management, 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: April 28, 2006

Auglaize 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, a Clean Water Act Section 401 certification for a project for a proposed residential development. The application was submitted by Southshore Acres, Inc., 1901 North Roselle Road, Suite 711, Schaumburg, IL 60195. The project is located to the north and south of Koehn Road and to the west of Schroeder Road in Auglaize County, St. Marys, Ohio. The Louisville District Corps of Engineers Public Notice Number for this project is 200501588. The Ohio EPA ID Number for this project is 052427.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 5.15 acres of emergent, scrub-shrub and forested wetlands. The applicant's proposed minimal degradation alternative, if approved, would impact 1.913 acres of emergent, scrub-shrub and forested wetlands. 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 Grand Lake St. Marys. 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 April 28, 2006 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 the Ohio EPA District Offices by calling the same number.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on June 15, 2006 at 6:30 p.m. at St. Mary's Council Chambers, 101 East Spring Street, St. Mary's Ohio 45885. 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.

Ohio EPA will continue to accept written comments on the application through the close of business on June 22, 2006. Comments received after this date may not be considered as part of the official record of the hearing. 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.

**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has issued as a final action an authorization to the City of Toledo under Ohio Administrative Code § 3745-27-13 to engage in filling, grading, and excavating activities for three (3) contiguous former landfills (i.e., Manhattan Dump, Treasure Island Landfill, and Tuber Dump) collectively referred to as Manhattan Park. Manhattan Park is located at 2020 Manhattan Boulevard, Toledo, OH 43608. The City of Toledo's request for authorization is needed because of plans to develop an intermodal transportation and vehicle handling facility. The site activities will include the grading of existing soils stockpiled on the property to provide a uniform veneer of soil over approximately 56 acres of the site. Upon achieving the proposed grade, approximately eight (8) inches of granular backfill and four (4) inches of asphalt will be laid. The site will be fenced for security and access control. Minimal excavation will be conducted to install fence posts, light bases, electrical conduits and storm drainage. No building foundations are anticipated. All structures will be either an office trailer or on floating slab. Any excess soils not utilized for grading will be stockpiled on top of the adjacent Tuber Dump.

The effective date of this action is May 4, 2006. The action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be filed with ERAC within thirty (30) days after notice of the Director's action. A copy of the appeal must be served upon the Director of Ohio EPA within three (3) days of filing at the ERAC. The ERAC's address is:

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

A copy of the Director's authorization may be obtained from the Division of Emergency and Remedial Response, Ohio EPA, P.O. Box 1049, OH 43216-1049 or Ohio EPA, Northwest District Office, 347 N. Dunbridge Road, Bowling Green, OH 43402.

PUBLIC NOTICE

Notice is hereby given that on May 4, 2006, the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit to ODNR Division of Parks and Recreation, 2045 Morse Road, Columbus, Ohio 43229. The permit was issued for a project to create an 8.5 acre in-lake wetland dredge material relocation area located in Franklin Township, Mercer 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: May 10, 2006

Montgomery County

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, an Isolated Wetland Permit (Level 2) for a project to fill 1.81 acres of isolated wetlands to construct a multi-story health care facility and medical office complex. The application was submitted by the Miami Valley Hospital, One Wyoming Street, Dayton, Ohio 45409-2793. The project is located south of I-675, north of Clio Road and west of Wilmington Pike in Centerville, Ohio. The Ohio EPA Number for this project is 062606.

The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Ohio Revised Code (ORC) Sections 6111.02 to 6111.028 and other applicable provisions of state laws. Other alternatives as proposed by the applicant resulting in less adverse impact to the isolated wetland ecosystem, will be considered by Ohio EPA during the review process.

Starting May 10, 2006, copies of the application and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available at Ohio EPA District Offices by calling the same number.

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 20 days of the date of this public notice.

Date of Public Notice: May 4, 2006

Montgomery 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 the relocation and enclosure of approximately 700 feet of an intermittent stream. The application was submitted by Drury Inn c/o WD partners, 1201 Dublin Road, Columbus, Ohio 43215 . The project is located at 6420 Miller Lane (intersection of Benchwood Road and Miller Lane).The Louisville District Corps of Engineers number for this project is 200500884 dmm. The Ohio EPA ID Number for this project is 052435.

As required by the antidegradation rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would involve the relocation and enclosure of approximately 700 feet of intermittent stream between Benchwood Road and I-75 to maximize the usable land area for development. The applicant's proposed minimal degradation alternative, if approved, would involve the relocation of the stream to the northern and eastern edges of the property resulting in reduced usable land area available for development. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state and result in minimal amount of land area available for development.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an un-named intermittent tributary of the Great Miami River. 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 the 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 the Ohio EPA.

Starting May 4, 2006, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made made available at Ohio EPA District Offices by calling the same number.

Written comments must be received by the Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, OH 43216-1049 by the close of business on June 5, 2006. Comments received after this date may not be considered as part of the official record.

Person 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.