

PUBLIC NOTICE

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

Notice is hereby given that on July 11, 2006, the director of Ohio EPA issued an amended infectious waste generator certificate to Quest Diagnostics Inc, 875 Greentree Rd, Pittsburgh, PA 15220, ID No.: 00-G-00951. 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.

BEFORE THE OHIO ENVIRONMENTAL PROTECTION AGENCY
PUBLIC NOTICE OF
PROPOSED RULE-MAKING
GOVERNING HAZARDOUS WASTE MANAGEMENT

What rule does Ohio EPA propose to amend?

One rule, 3745-50-54 titled "Duration of permits."

Why is Ohio EPA amending this rule?

The purpose of this proposed rule-making is primarily to make this rule equivalent to its federal counterpart provision by adding a paragraph. We're also correcting the word choice in an existing paragraph.

When can I tell Ohio EPA what I think about this proposed rule amendment?

Ohio EPA will conduct a public hearing pursuant to ORC sections 119.02 through 119.04 on August 16, 2006 beginning at 10:00a.m. in conference room C at the Ohio Environmental Protection Agency, Lazarus Government Center, 122 South Front Street, Columbus, Ohio. All interested parties are invited to attend or be represented and give their written or verbal comments on this proposed rule-making. A presiding officer will be present until 11:00a.m. or until all interested parties have been heard if that time interval is insufficient.

How and when do I provide my comments to Ohio EPA on this proposed rule?

To provide notice of intent to give verbal comments at the public hearing, contact Ms. Kit Arthur, Division of Hazardous Waste Management, Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, OH 43216-1049. To facilitate scheduling of verbal presentations, people who intend to give testimony at the hearing should ensure that Ohio EPA receives notice of such intent by 5:00 p.m. on the day before the hearing, August 15, 2006. Those who provide Ohio EPA with prior notice will be heard before those who register at the hearing.

In order to assure that written communications are considered as part of the official record of this hearing, written communications must be received by Ohio EPA by 5:00 p.m. the day of the hearing, August 16, 2006. Written communications may be filed with Ms. Arthur at the above address or with the presiding officer during the hearing.

How do I get a copy of this proposed rule?

This rule may be accessed electronically via the Register of Ohio at <http://www.RegisterOfOhio.state.oh.us/index>. To access by agency, enter "3745 Environmental Protection Agency" and then enter the rule number 3745-50-54.

Who do I call if I have questions about this proposed rule?

Questions concerning this proposed rule-making may be addressed to Ms. Arthur at 614/644-2932 at Ohio EPA.

BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY
PUBLIC NOTICE OF PROPOSED RULE-MAKING
GOVERNING HAZARDOUS WASTE MANAGEMENT,
CESSATION OF REGULATED OPERATIONS RULES

Why is Ohio EPA proposing these rules?

The purpose of this proposed rule-making is primarily to submit these rules under Ohio Revised Code (ORC) section 119.032, which requires their review every five years. As part of that review, Ohio EPA proposes to:

- create one new rule to address cross-referencing requirements added within the last five years by Senate Bill 265 by Ohio's 125th General Assembly,
- amend six rules to clarify their meaning and make minor wording corrections, and
- submit two rules for review without amendment (no-change rules).

What rules does Ohio EPA propose to create, amend, and submit without changes?

Here is the list of rules being proposed and submitted, showing what Ohio EPA is proposing for each one:

<u>Proposed Action</u>	<u>Rule Number</u>	<u>Rule Title</u>
New rule	3745-352-01	Incorporation by reference.
Amend	3745-352-05	What definitions do I need to know in order to understand the "CRO rules"?
Amend	3745-352-10	What is the "Cessation of Regulated Operations" program and how do I determine whether the "CRO rules" apply to a facility?
No-change	3745-352-15	Who is responsible for complying with the "CRO rules"?
Amend	3745-352-20	What are my responsibilities if I am an owner or operator?
Amend	3745-352-25	What are my responsibilities if I am holder of a first mortgage on real property, a fiduciary, an indentured trustee for debt securities, or a receiver?
No-change	3745-352-30	How do I provide adequate security?
Amend	3745-352-35	How do I designate a contact person?
Amend	3745-352-40	How can I get a waiver from complying with paragraph (A) of rule 3745-352-20 of the Administrative Code?

When can I tell Ohio EPA what I think about these proposed amendments?

Ohio EPA will conduct a public hearing pursuant to ORC sections 119.02 through 119.04 on Wednesday, August 16, 2006 beginning at 10:00a.m. in conference room C at the Ohio Environmental Protection Agency, Lazarus Government Center, 122 South Front Street, Columbus, Ohio. All interested parties are invited to attend or be represented and give their written or verbal comments on this proposed rule-making. A presiding officer will be present until 11:00a.m. or until all interested parties have been heard if that time interval is insufficient.

How and when do I provide my comments to Ohio EPA on these proposed rules?

To provide notice of intent to give verbal comments at the public hearing, contact Ms. Kit Arthur, Division of Hazardous Waste Management, Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, OH 43216-1049. To facilitate scheduling of verbal presentations, people who intend to give testimony at the hearing should ensure that Ohio EPA receives notice of such intent by 5:00 p.m. on the day before the hearing, Tuesday, August 15, 2006. Those who provide Ohio EPA with prior notice will be heard before those who register at the hearing.

In order to assure that written communications are considered as part of the official record of this hearing, written communications must be received by Ohio EPA by 5:00 p.m. the day of the hearing, Wednesday, August 16, 2006. Written communications may be filed with Ms. Arthur at the above address or with the presiding officer during the hearing.

How do I get a copy of these proposed rules?

These rules may be accessed electronically via the Register of Ohio at <http://www.RegisterOfOhio.state.oh.us/index>. To access by agency, enter "3745 Environmental Protection Agency" and then enter the rule number.

Who do I call if I have questions about these proposed rules?

Questions concerning this proposed rule-making may be addressed to Ms. Arthur at (614) 644-2932 or Mr. Ralph McGinnis at (614) 644-3065 at Ohio EPA.

PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
INITIAL CERTIFICATION OF ENVIRONMENTAL PROFESSIONAL
UNDER OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on July 13, 2006, the Director of the Ohio Environmental Protection Agency, pursuant to Ohio Revised Code ("ORC") 3746.04(B)(5) and Ohio Administrative Code ("OAC") 3745-300-05, issued an initial "certified professional" certification to: **Mr. Richard Sacks, CP 303**. The issuance of the certification is a final action of the Director and will be public noticed in accordance with OAC 3745-47-07. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice or issuance of the action. See ORC 3745.04 and 3745.07. A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 309 South Fourth Street, Room 222, Columbus, OH 43215.

If you would like to review a copy of the certificate, or any documents related to the certification, please contact Debi Tavizon, 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.

PUBLIC NOTICE

OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On July 12, 2006, Ohio EPA issued a final modified Hazardous Waste Facility Installation and Operation Permit (Permit) to RMI Titanium Company Extrusion Plant (RMI Extrusion) for its facility at 1601 21st Street, Ashtabula, Ohio 44004. The EPA Identification Number for this facility is OHD980683544.

Why does RMI Extrusion need this Permit modification?

RMI Extrusion is permitted to operate two hazardous waste container storage units at its facility. The Director of Ohio EPA is initiating this modification to revise the permit terms and conditions to incorporate site-wide corrective measures implementation, including removal and off-site disposal of soil and active and passive ground water treatment. This final permit modification will allow RMI Extrusion to make the requested changes. To issue this final modified permit, Ohio EPA determined that the proposed Corrective Action meets appropriate standards.

Can I appeal this 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 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 August 14, 2006. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. 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.

Date of Public Notice: July 13, 2006

**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 involving the residential development of an approximately 180-acre site along with associated roads and infrastructure known as the Brooks Development site. The application was submitted by Grand Communities, Ltd., 2670 Chancellor Drive, Suite 300, Crestview Hills, Kentucky 41017. The project is located south of the intersection of Ninemile-Tabasco Road and Bradbury Road, Pierce Township, Clermont County, Ohio. The Huntington District of the U.S. Army Corps of Engineers Number for this project is 200600401. The Ohio EPA ID Number for this project is 062587.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The purpose of the project is to provide housing opportunities in the eastern portion of Clermont County. The applicant's proposed preferred alternative, if approved, would result in unavoidable impacts to approximately 1,105 linear feet of intermittent stream and 1,149 linear feet of ephemeral stream. The applicant's proposed minimal degradation alternative, if approved, would result in unavoidable impacts to approximately 1,050 linear feet of intermittent stream and 780 linear feet of ephemeral 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 Ninemile 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 (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting July 13, 2006, 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
PROPOSED CONSENT ORDER**

The Ohio Environmental Protection Agency (Ohio EPA) has entered into a Consent Order with American Builders, Inc (Defendant) to resolve allegations of violations of Ohio Revised Code (R.C.) Chapter 6111 associated with discharging sewage without a permit, NPDES permit violations, and violation of Director's Final Findings and Orders at the Greene Villa Mobile Home Park in Greenville, Ohio, filed by the State of Ohio, Darke County Court of Common Pleas case number 06-CV-63116. The proposed Consent Order addresses the following issue: that the Defendant will immediately comply with requirements of R.C. Chapter 6111 and the rules adopted thereunder. Also, the proposed Consent Order stipulates that the Defendant shall pay the State of Ohio a civil penalty of twenty-five thousand dollars (\$25,000.00).

Copies of the proposed Consent Order can be obtained from the Ohio EPA, Southwest District Office, by calling the Division of Surface Water Enforcement Supervisor at (937) 285-6357, or by writing to:

Ohio EPA, Southwest District Office
Attn: DSW Enforcement Supervisor
401 E. Fifth Street
Dayton, Ohio 45402

Written comments should be submitted to the Ohio EPA, Southwest District Office, at the above address. Written comments should be submitted on or before August 20, 2006.

The final approval and entry of the proposed Consent ORDER will not occur until after the thirty-day public comment period has expired. The thirty-day period commences on July 21, 2006. Both the State of Ohio and American Builders, Inc. reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.

Date of Public Notice: July 14, 2006

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATIONS**

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 that consists of developing approximately 181 acres of agricultural land and young secondary growth forest into an Industrial Development Campus as part of the Rickenbacker Advanced Global Logistics Park. This Industrial development is referred to as the Central Campus. The application was submitted by Columbus Regional Airport Authority, 4600 International Gateway, Columbus, Ohio 43219. The project is located at 39° 49' 01.24" latitude and 82° 57' 10.50" longitude, west of the Rickenbacker International Airport, and near the town of Lockbourne in Franklin County, Ohio. The Huntington District Corps of Engineers Public Notice Number for this project is 200600333. The Ohio EPA ID Number for this project is 062619.

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 3,510 linear feet (0.39 acre) of impact to three intermittent streams and 4.73 acres of impact to eight jurisdictional wetlands. Streams and wetlands would either be culverted, relocated, or filled to accommodate 5 industrial buildings ranging in size from 315,000 square feet to 945,000 square feet. The applicant's proposed minimal degradation alternative, if approved, would result in 2,329 linear feet (0.314 acre) of impact to two intermittent streams and 2.69 acres of impact to six jurisdictional wetlands. Streams and wetlands would either be culverted, relocated, or filled to accommodate 3 industrial buildings ranging in size from 607,500 square feet to 945,000 square feet. 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 unnamed tributaries, unnamed wetlands, and wetland ditches in the watershed of Big Walnut Creek. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by 3745-1-05 of the Antidegradation Rule apply or may be granted by the Director of Ohio EPA.

Starting July 14, 2006, 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.

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 August 13, 2006. Comments received after this date may not be considered as part of the official record.

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: July 17, 2006

**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 the subject transportation project. The purpose of the project is to replace a pair of structurally deficient bridges on the interstate system. The proposed project consists of the replacement of twin bridge structures on Interstate 90, designated LAK-90-23.42 Left&Right, crossing the Grand River in Leroy, Madison, and Perry Townships in Lake Co. Ohio. The project is located over the Grand River on Interstate 90 between the Vrooman Road and State Route 528 exits. The project will involve the construction of a new concrete or steel superstructure on a similar alignment. The new westbound structure would be constructed in the open median between the existing structures. The new eastbound structure would be constructed at approximately the existing location. The Grand River is located in the Grand River Watershed (HUC 04110004). The Huntington District of the U.S. Army Corps of Engineers Number for this project is 200600496. The Ohio EPA ID Number for this project is 062910.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would involve impacts to 0.394 acres of wetland and 0.014 acre of the Grand River. The applicant's proposed minimal degradation alternative, if approved, would involve impacts to 0.301 acres of wetland with a concrete design or 0.239 acres of wetland with a steel design. The minimal degradation alternative would have no impacts to the Grand River. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands but would not meet the purpose and need for the project. Both the preferred a minimal degradation alternatives would involve impacts to Category 3 wetlands. The applicant is seeking certification for the minimal degradation alternative. Wetland mitigation will be provided in accordance with Ohio EPA's Wetlands Water Quality Standards.

The discharges from the activity, if approved, would result in degradation to, or lowering of the water quality to wetlands in the the Grand River drainage basin (HUC 04110004). 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. As stated above, the applicant

is seeking authorization for the minimal degradation alternative which involves fewer wetland impacts and avoids direct impacts to the Grand River altogether.

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 July 17, 2006, 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 on August 31, 2006, at 6:30 PM. The meeting location is the Geneva Public Library, 860 Sherman Street, Geneva, OH 44041.

All interested parties are entitled to attend or be represented and give written or oral comments on the proposed project and all persons who do so may, at the discretion of the presiding officer, be questioned by others present. The purpose of the hearing is to obtain additional information that will be considered by the Director of Ohio EPA prior to any further action on the application.

Persons wishing to be on Ohio EPA's interested parties mailing list for this project or 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 by the close of business on September 8, 2006. Comments received after this date may not be accepted as part of the official record.

PUBLIC NOTICE

**Ohio EPA Director Issues
Final Findings and Orders for
Operable Units OU2 and OU6 - Diamond Shamrock Painesville Works Site
Lake County, Ohio**

On July 13, 2006, the Director of the Ohio Environmental Protection Agency (Ohio EPA) issued as a final action Director's Final Findings and Orders to Tierra Solutions, Inc., East Brunswick, New Jersey, to implement a Remedial Design/Remedial Action (RD/RA) at Operable Unit OU2 of the Diamond Shamrock Painesville Works Site, located on Fairport Nursery Road, Painesville Township, Lake County, Ohio. The Director of Ohio EPA also issued as a final action Director's Final Findings and Orders to Tierra Solutions, Inc. and Scepter Management Corporation, Toledo, Ohio, to implement a RD/RA at Operable Unit OU6 of the same site. The purpose of the RD/RA is to remedy soil contamination on both operable units. The Director's Final Findings and Orders require the following actions for OU2: a combination of the excavation of contaminated soils and/or the placement of clean soils and the implementation of activity and use limitations through an Environmental Covenant and Operation and Maintenance Agreement. The following actions are required for OU6: waste pile removal, installation of shoreline protection, the removal of contaminated soils and/or placement of clean soils on the property, and implementation of activity and use restrictions through an Environmental Covenant and Operation and Maintenance Agreement.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 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. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission located at 309 South Fourth Street, Room 222, Columbus, OH 43215

The Director's Final Findings and Orders, and related documents, are available for review at Ohio EPA's Northeast District Office by calling or e-mailing Lily Aaron, Public Information Specialist, at (330) 963-1200 or lily.aaron@epa.state.oh.us for an appointment.

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 building activities for the former Consaul Street Dump located at 2510 Consaul Street, Toledo, OH 43605. The City of Toledo's request for authorization is needed because of plans to develop a USEPA mandated, Supplemental Environmental Project within the Duck Creek Watershed. The site activities will include the grading of new soils, re-vegetating the area with native prairie grasses and wild flowers, parking improvement along Wheeling Street, installing an educational kiosk, and installing a one-half mile loop walking trail.

The effective date of this action is June xx, 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, Columbus, OH 43216-1049 or Ohio EPA, Northwest District Office, 347 N. Dunbridge Road, Bowling Green, OH 43402.

PUBLIC NOTICE

Final Closure / Post-Closure Plan Approval

Notice is hereby given that on July 7, 2006, the director of Ohio EPA approves the Final Closure/Post -Closure Plan (Plan) for the County Land Development Landfill (Facility), located at 9960 S. Range Road, Salem, OH 44460. The Facility is owned and operated by Browning-Ferris Industries of Ohio, Inc. (BFIO). This approval 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. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. 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.

Date of Public Notice: July 5, 2006

**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 single family home and driveway. The application was submitted by Joseph and Lindsey Platek, 711 Newport Lane #203, Streetsboro, OH 44241. The project is located at 3505 Glenwood Blvd, Reminderville, OH 44202. The Buffalo District of the U.S. Army Corps of Engineers Number for this project is 2006-00546(0). The Ohio EPA ID Number for this project is 062899.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact .07 acres of forested wetland. The applicant's proposed minimal degradation alternative, if approved, would impact 0.05 acres of forested wetland. 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 Cuyahoga River, Pond Brook 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 July 5, 2006, 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: July 15, 2006

**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 proposing to construct an 8-foot buggy lane on each side of the roadway for horse-drawn vehicles. Approximately 1.26 acres of wetlands and 817 linear feet of stream will be impacted by this project. The application was submitted by the Ohio Department of Transportation. The project is located on State Route 534 beginning at the north end of the Mesopotamia Town Square and proceeding north to Sweet West Road in Trumbull County, Ohio. The Huntington District of the U.S. Army Corps of Engineers Number for this project is 2006-00417. The Ohio EPA ID Number for this project is 062627.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would place fill material into the jurisdictional limits of approximately 817 linear feet of stream and 1.26 acres of wetlands. The applicant's proposed minimal degradation alternative, if approved, would place fill material into the jurisdictional limits of approximately 817 linear feet of stream and 0.63 acre of wetland. 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 Grand River (HUC #04110004) 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 July 15, 2006, 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.

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 August 14, 2006. Comments received after this date may not be considered as part of the official record.

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 HAZARDOUS WASTE PERMIT MODIFICATION

On July 14, 2006, Ohio EPA issued a final Class 3 hazardous waste facility installation and operation permit (Permit) modification to Cytec Industries, Inc. for its facility at 1405 Greene Street, Marietta, Ohio 45750. The EPA Identification Number for this facility is OHD004341509.

Why is Cytec Industries, Inc. Modifying its Permit?

Cytec Industries, Inc. (Cytec) is a former speciality chemical manufacturing plant. Operations at the facility have ceased and Cytec is currently performing investigation and cleanup of waste areas at the site. To investigate and clean the site, Cytec needs a Permit. Cytec wishes to add the constituents 1,1-dichloroethane and 2,4,5-T to the Integrated Groundwater Monitoring Program. The final modified Permit will allow Cytec to make the requested changes. To issue this final Permit modification, Ohio EPA determined that the Hazardous Waste Permit 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 August 16, 2004. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. 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.

PUBLIC NOTICE

Notice is hereby given that on July 14, 2006, the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit to InSite Real Estate Development, LLC, 1603 Sixteenth Street, Oak Brook, Illinois 60523. The permit was issued for a project to construct an industrial facility located at 2168 South Crown Hill Road, Orrville, Wayne 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 in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with Environmental Review Appeals Commission at 309 South Fourth Street, Room 222, Columbus, Ohio 43266-0557.