

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

Notice is hereby given that on November 13, 2006, the director of Ohio EPA issued an amended infectious waste transporter certificate to Stericycle, Inc., 28161 N Keith Dr., Lake Forest, IL 60045, Reg. No. 00-T-00199. Persons wishing to be notified of further actions or proceedings for this project must submit a request in writing to Ohio EPA, Division of Solid and Infectious Waste Management, Attn: Systems Management Unit, P.O. Box 1049, Columbus, Ohio 43216-1049, tel.: (614) 644-2621. This final action was not preceded by a proposed action and may be appealed to the Environmental Review Appeals Commission, at 309 South Fourth Street, Suite 222, Columbus, Ohio 43215.

Public Hearing
Ohio Environmental Protection Agency
Five-Year Rule Review of Ohio Administrative Code (OAC) rule 3745-20-01 to
OAC rule 3745-20-15

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the above referenced rules primarily to satisfy the requirements of Section 119.032 of the Ohio Revised Code (five-year review). The DAPC finds the rules to be necessary and with need for changes. The DAPC proposes to amend, Ohio Administrative Code (OAC) rules 3745-20-01 thru 3745-20-15, Ohio asbestos emission controls. The amendments are being proposed to make corrections for typographical errors; to fulfill the requirements of ORC 121.72 for the incorporation of materials by reference; and to update and clarify the authorizing and amplifying statutes for each rule.

The DAPC has found the rules to be necessary to remain in force to regulate the proper handling procedures of asbestos containing materials for demolitions, renovations, manufacturing, fabricating, waste conversion processes and landfill disposal facilities. These rules remain consistent with the federal rules at 40 CFR Part 61, Subpart M.

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 proposes them. On August 2, 2006, these rules went out for a 30 day review by interested parties. No comments were received.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on Monday, December 18, 2006 at 2:00 PM, in Conference Room 5C on the 5th Floor at Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, Ohio.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on Monday, December 18, 2006, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after December 18, 2006, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on the Web page for electronic downloading by clicking on "regulations" under the "topics" drop-down box. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Tom Buchan at Ohio EPA, (614) 644-3607, tom.buchan@epa.state.oh.us, or mailed to Tom Buchan, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
RENEWAL OF LABORATORY CERTIFICATION UNDER OHIO'S VOLUNTARY
ACTION PROGRAM

Notice is hereby given that on November 13, 2006, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") 3746.04(B)(6) and Ohio Administrative Code ("OAC") 3745-300-04, issued a renewal of laboratory certification to Kemron Environmental Services ("Kemron") of 156 Starlite Drive, Marietta, Ohio. The certification number assigned to Kemron remains CL0012.

The issuance of the renewal 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 laboratory's certification, please contact 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 ENVIRONMENTAL PROTECTION AGENCY
RENEWAL AND MODIFICATION OF LABORATORY CERTIFICATION UNDER
OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on November 13, 2006, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") 3746.04(B)(6) and Ohio Administrative Code ("OAC") 3745-300-04, issued a renewal of laboratory certification to TestAmerica Analytical Testing ("TestAmerica") of 3601 South Dixie Drive, Kettering, Ohio. TestAmerica has also requested to remove certification for Chlorinated Herbicides by method 8151A. The certification number assigned to TestAmerica remains CL0018.

The issuance of the renewal 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 laboratory's certification, please contact 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 ENVIRONMENTAL PROTECTION AGENCY
INITIAL CERTIFICATION OF ENVIRONMENTAL PROFESSIONAL
UNDER OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on November 15, 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. Daniel A. Jelinek, CP307**. 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 Date: Immediate

Statewide

**PUBLIC NOTICE
DRAFT WATER POLLUTION CONTROL LOAN FUND PROGRAM MANAGEMENT PLAN
AND
DRAFT WATER POLLUTION CONTROL LOAN FUND PROJECT PRIORITY LIST
FOR PROGRAM YEAR 2007**

Notice is hereby given that the Ohio Environmental Protection Agency will conduct a public meeting concerning the November 20, 2006 issuance of a draft action by the Director, that when finalized will adopt the Program Management Program Management Plan for the Water Pollution Control Loan Fund for program year 2007. The WPCLF Program Plan includes the Water Pollution Control Loan Fund Project Priority List and information regarding the intended uses for the Water Pollution Control Loan Fund, under authority of Ohio Revised Code 6111.036.

The meeting will be held on December 21, 2006, at 10:30 a.m. in the Ohio EPA's Offices in Room B on the 5th Floor of the Lazarus Government Center Located at 122 South Front Street, Columbus, Ohio. This site meets the requirements of the Americans with Disabilities Act. An interpreter or other necessary accommodations may be provided if requested at least (7) days in advance of the meeting.

A copy of the full text will be available for public viewing in the following Ohio EPA offices:

Division of Environmental and Financial Assistance, Lazarus Government Center, 122 South Front Street, Columbus, Ohio 43215;

Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087;

Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402;

Southeast District Office, 2195 Front Street, Logan, Ohio 43138; and,

Southwest District Office, 401 E. Fifth Street, Dayton, Ohio 45402.

The documents are also available through the internet at:

<http://www.epa.state.oh.us/defa/>.

Written comments will be accepted through the date of the public meeting. Comments should be sent to David Reiff, Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, P.O. Box 1049, Lazarus Government Center, Columbus, Ohio 43215-1049, or may be sent via E-Mail to <http://www.dave.reiff@epa.state.oh.us>. For further information regarding this meeting you may contact the Division of Environmental and Financial Assistance at (614)644-2798.

Date of Public Notice: November 13, 2006

Cuyahoga 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 to construct long term erosion protection and provide a protected beach area along the Lake Erie shoreline. The application was submitted by David and Renee Rickson, 29450 Lake Road, Bay Village, Ohio 44140. The project is located at 20450 Lake Road, Bay Village, Cuyahoga County, Ohio. The Buffalo District of the U.S. Army Corps of EngineersÆ Public Notice Number for this application is 2006-01160(0). The Ohio EPA ID Number for this project is 062612.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would construct a 96 foot long rubblemound breakwater with a 2:1 slope, 37 linear feet of new armor stone revetment, relocation of existing sandstone armor stone, 115 linear feet of ODOT B stone and 150 cubic yards of sand prefill. Total of 1,005 cubic yards of fill below OHW. The applicant's proposed minimal degradation alternative, if approved, construct a 96 foot long rubblemound breakwater with a 1.5:1 slope, 32 linear feet of armor stone revetment, relocation of existing sandstone armorstone, 115 linear feet of ODOT B stone and 150 cubic yards of sand prefill. Total of 965 cubic yards of fill below OHW. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on the lake.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. 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.

Beginning November 13, 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 December 27, 2006 at 6:30 p.m. at the Bay Village Branch of the

Cuyahoga County Public Library, 502 Cahoon Road, Bay Village, Ohio 44140. 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. The purpose of the hearing is to obtain additional information that will be considered by the Director of Ohio EPA prior to any further action on the application. Written comments must be received by the Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio, 43216-1049 by the close of business on January 3, 2007. Comments received after this date may not be considered as part of the official record of the hearing.

Persons wishing to be on Ohio EPA's interested parties mailing list for this project, or wish to submit comments for Ohio EPA's consideration in reviewing the application should do so in writing to Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by the close of business on January 3, 2007.

Date of Public Notice: October 27 , 2006

Franklin County

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project that consists of developing approximately 157 acres of agricultural land, residential properties, old fields, 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 Canal Vause Campus. The application was submitted by Duke Realty Corporation, 5600 Blazer Parkway, Suite 100, Dublin, Ohio 43017. The project is located at 39° 49' 01.16" latitude and 82° 57' 28.85" 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 2006-2035-SCR. The Ohio EPA SWIMS ID Number for this project is 062950.

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 1,737 linear feet (0.24 acre) of impact to one intermittent stream and 0.18 acre of impact to four federal jurisdictional wetlands. The stream and wetlands would either be culverted, relocated, or filled to accommodate three industrial buildings ranging in size from 535,000 square feet to 970,000 square feet. The applicant's proposed minimal degradation alternative, if approved, would result in 1,206 linear feet (0.17 acre) of impact to one intermittent stream and 0.18 acre of impact to four federal jurisdictional wetlands. The stream and wetlands would either be culverted, relocated, or filled to accommodate four industrial buildings ranging in size from 295,000 square feet to 609,000 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 one unnamed tributary, and four unnamed wetlands 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.

As of October 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 7:00 PM on December 14, 2006, at Columbus Metropolitan Library South High Street Branch, 4350 S. High St., Columbus, Ohio. 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 oral comments on the proposed projects. The purpose of the hearing is to obtain additional information that will be considered by the director of Ohio EPA prior to any further action on the application.

Ohio EPA will continue to accept written comments on the application through the close of business on December 21, 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.

Guernsey County

**PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL 06-08214 FOR AN AIR CONTAMINANT
SOURCE FOR Mar-Zane Portable Generator No. 9**

On 11/14/2006 the Director of the Ohio Environmental Protection Agency issued a draft action of a Permit To Install an air contaminant source for **Mar-Zane Portable Generator No. 9**, located at **T.R. 340 and St. Rt. 821, Marietta, Ohio**.

Installation of the air contaminant source identified below may proceed upon final issuance of Permit To Install 06-08214:

Modification to separate the portable generator form Plant 31 (0660010246) PTI No. 06-07118.

Comments concerning this draft action, or a request for a public meeting, must be sent in writing to the address identified below no later than thirty (30) days from the date this notice is published. All inquiries concerning this draft action may be directed to the contact identified below.

Bruce Weinberg, Ohio EPA, Southeast District Office, 2195 Front Street, Logan, OH 43138 [(740)385-8501]

Guernsey County

**PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL 06-08216 FOR AN AIR CONTAMINANT
SOURCE FOR Mar-Zane Portable Generator No. 3**

On 11/14/2006 the Director of the Ohio Environmental Protection Agency issued a draft action of a Permit To Install an air contaminant source for **Mar-Zane Portable Generator No. 3**, located at **59903 Vocational Rd., Byesville, Ohio**.

Installation of the air contaminant source identified below may proceed upon final issuance of Permit To Install 06-08216:

Modification to separate the portable generator from Plant 10 (0660010027)PTI No. 06-07223.

Comments concerning this draft action, or a request for a public meeting, must be sent in writing to the address identified below no later than thirty (30) days from the date this notice is published. All inquiries concerning this draft action may be directed to the contact identified below.

Bruce Weinberg, Ohio EPA, Southeast District Office, 2195 Front Street, Logan, OH 43138 [(740)385-8501]

Guernsey County

PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL 06-08215 FOR AN AIR CONTAMINANT
SOURCE FOR Mar-Zane Portable Generator No. 10

On 11/14/2006 the Director of the Ohio Environmental Protection Agency issued a draft action of a Permit To Install an air contaminant source for **Mar-Zane Portable Generator No. 10**, located at **T.R. 340 and St. Rt. 821, Marietta**, Ohio.

Installation of the air contaminant source identified below may proceed upon final issuance of Permit To Install 06-08215:

Modification to separate portable generator from Plant 31 (0660010246) PTI No. 06-07118.

Comments concerning this draft action, or a request for a public meeting, must be sent in writing to the address identified below no later than thirty (30) days from the date this notice is published. All inquiries concerning this draft action may be directed to the contact identified below.

Bruce Weinberg, Ohio EPA, Southeast District Office, 2195 Front Street, Logan, OH 43138 [(740)385-8501]

Guernsey County

**PUBLIC NOTICE
OHIO EPA ISSUES CONFIDENTIALITY CLAIM OF TRADE SECRET TO
METALLURG VANADIUM CORPORATION**

On November 9, 2006, Ohio EPA approved Metallurg Vanadium Corporation's (Metallurg) request for trade secret confidentiality for its metals recycling facility located at 60790 Southgate Road, Cambridge, Ohio. Metallurg accepts partially reclaimed spent catalysts from the petroleum refining industry for recycling. Upon consideration of Metallurg's trade secret claims, the Director finds that the facility's reclamation process, production data, procedures, tools, mechanisms, and formulas constitutes trade secrets as defined in OAC 3745-50-29 and 50-30. Such information will not be released for public inspection and will be considered confidential by Ohio EPA.

The final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Licking County

PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL **06-08212** FOR AN AIR CONTAMINANT
SOURCE FOR **Mar-Zane Portable Generator No. 5**

On 11/14/2006 the Director of the Ohio Environmental Protection Agency issued a draft action of a Permit To Install an air contaminant source for **Mar-Zane Portable Generator No. 5**, located at **1400 Tharp Rd., Alexandria, Ohio**.

Installation of the air contaminant source identified below may proceed upon final issuance of Permit To Install 06-08212:

Modification to separate the portable generator from Plant 12 (0660010080) PTI No. 06-07226.

Comments concerning this draft action, or a request for a public meeting, must be sent in writing to the address identified below no later than thirty (30) days from the date this notice is published. All inquiries concerning this draft action may be directed to the contact identified below.

Bruce Weinberg, Ohio EPA, Southeast District Office, 2195 Front Street, Logan, OH 43138 [(740)385-8501]

**PUBLIC NOTICE
OHIO EPA RECEIVES PETITION TO END POST/CLOSURE AND
FINANCIAL ASSURANCE TO NECP**

On August 14, 2006, Ohio EPA received a petition to end post-closure and financial assurance requirements (Petition) from National Electric Carbon Products for its facility located at 200 North Town Street, Fostoria, Ohio 44830. This petition concerns the facility's Former Drum Holding Area. The EPA I.D. number for this facility is OHD004167219.

Why is National Electric Carbon Products submitting this Petition?

National Electric Carbon Products submitted this petition outlining the facility's successful demonstration that the former drum holding area does not pose a threat to human health or the environment, and now wishes to end the required post/closure and financial assurance requirements.

When and how do I submit written comments about this Petition?

You can submit written comments anytime between November 22 and December 22, 2006. Send your comments to Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail address: dhwmcomments@epa.state.oh.us

Where can I review the Petition?

You can review the Petition at the following locations:

Kaubisch Memorial Public Library, 205 Perry Street, Fostoria, Ohio 44830;

Ohio EPA, Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402; and,

Ohio EPA, Division of Hazardous Waste Management, 122 South Front Street, Columbus, Ohio 43215 (614) 644-2977.

PUBLIC NOTICE

OHIO EPA ISSUES FINAL CLASS 3 HAZARDOUS WASTE PERMIT MODIFICATION

On November 14, 2006, Ohio EPA issued a final Class 3 hazardous waste facility installation and operation permit (Permit) modification to Sunoco Chemicals-Haverhill Plant (Sunoco) for its facility at 1019 Haverhill-Ohio Furnace Road, Haverhill, Ohio 45636. The EPA Identification Number for this facility is OHD005108477.

Why does Sunoco need this Permit modification?

Sunoco is a chemical production facility that produces phenol and acetone from cumene. Wastes from the production of these chemicals are stored in three permitted tanks prior to being used as a fuel in Sunoco's boilers. Sunoco is requesting a Class 3 modification to modify Boiler UC to burn heavy and light hydrocarbons simultaneously; and start-up and operate Boiler UC in accordance with the November 2005 Boiler UC RCRA Trial Burn Plan. This final Permit modification will allow Sunoco to make the requested changes. To issue this final modified Permit, Ohio EPA determined that the proposed changes meet appropriate standards.

Some RCRA regulations have not been authorized in the state of Ohio, therefore US EPA must issue a Permit to cover those regulations. Sunoco's complete RCRA Permit is comprised of both the US EPA and Ohio EPA Permits.

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 December 15, 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.

Summit County

**PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL 06-08211 FOR AN AIR CONTAMINANT
SOURCE FOR Mar-Zane Portable Generator No. 8**

On 11/14/2006 the Director of the Ohio Environmental Protection Agency issued a draft action of a Permit To Install an air contaminant source for **Mar-Zane Portable Generator No. 8**, located at **101 W. Emerling Rd., Akron, Ohio**.

Installation of the air contaminant source identified below may proceed upon final issuance of Permit To Install 06-08211:

Modification to separate portable generator from Plant 24 (0660010242) PTI No.06-07137.

Comments concerning this draft action, or a request for a public meeting, must be sent in writing to the address identified below no later than thirty (30) days from the date this notice is published. All inquiries concerning this draft action may be directed to the contact identified below.

Bruce Weinberg, Ohio EPA, Southeast District Office, 2195 Front Street, Logan, OH 43138 [(740)385-8501]

Date of Public Notice: November 17, 2006

Trumbull County

**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 planned residential development. The application was submitted by Valley View Properties, LTD., c/o J.V. Ferrara, 1204 Palmetto Drive, Hubbard, Ohio 44425. The project is located adjacent the Pine Lakes Golf Club in Hubbard, Trumbull County, Ohio. The Pittsburgh District Corps of Engineers Public Notice Number for this project is 200502233. The Ohio EPA ID Number for this project is 062966.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would affect approximately 5,364 linear feet of unnamed tributaries and 1.63 acre of wetlands. The applicant's proposed minimal degradation alternative, if approved, would affect approximately 2,899 linear feet of unnamed tributaries and .90 acre of wetlands. The applicant's proposed non-degradation alternative, if approved, would impact 1,492 linear feet of unnamed tributaries and .04 acre of wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Little Yankee Run. 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 November 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) 6442001. 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 December 16, 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.