

PUBLIC NOTICE

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

Notice is hereby given that on January 22, 2007, the director of Ohio EPA issued an amended infectious waste transporter certificate to Midwest Waste Services LLC, 1924 E 177th St, Lansing IL 60438, Reg. No. 00-T-00237. 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
OAC Chapter 3745-20**

Notice is hereby given that the Director of Environmental Protection, under the authority of Ohio Revised Code Section 3704.03(E) has adopted amended Ohio Administrative Code ("OAC") rules 3745-20-01 to 3745-20-15, "Asbestos Emission Controls."

The primary purpose of this rule making is to fulfill the requirements of Section 119.032 of the Ohio Revised Code (five-year review). The amendments are being adopted 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. Additionally, new language was added to 3745-20-02(A) which requires that a certified asbestos hazard evaluation specialist conduct the survey.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC is required to consult with interested parties affected by the rules before the division formally adopts them. On August 2, 2006, 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 December 18, 2006, in Columbus, Ohio. There were no comments received during the comment period. The Director's order of adoption was issued on January 23, 2007. The effective date of these rules is February 2, 2007.

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 Tom Buchan, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Tom Buchan at 614-644-3607. The rule(s) 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 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 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. 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 also requests that a copy of the appeal be served upon the Environmental Enforcement Section of the Ohio Attorney General's Office.

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

Notice is hereby given that on January 24, 2007, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") 3745-300-04, issued Final Findings and Orders to Accutest Laboratories ("Accutest") of 2235 Route 130, Dayton, New Jersey, to suspend its certification under Ohio's Voluntary Action Program to perform analyses for Polynuclear Aromatic Hydrocarbons by method 8310. This suspension is limited to the certified laboratory's performance of work under the Voluntary Action Program.

Accutest has been issued a revised laboratory certificate that reflects the analytes, parameter groups and methods for which they remain certified. Accutest may perform analyses under the Voluntary Action Program only for those parameter groups, analytes and methods identified in its revised certificate.

The issuance of the suspension and revised certificate 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, Suite 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

The following permit is being issued on January 19, 2007 as a final action with an effective date of March 1, 2007. Final actions are actions of the Director which are effective upon issuance or a stated effective date. Pursuant to Ohio Revised Code Section 3745.04, a Final Action may be appealed to the Environmental Review Appeals Commission (ERAC) filing an appeal within 30 days of notice of the final action. 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 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 Appeals Commission at 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Final Issuance of NPDES General Permit:

General Permit to Install (PTI) authorization to install a sewer extension(s) that connect to existing sewage treatment works which are covered by a National Pollutant Discharge Elimination System (NPDES) permit across the State of Ohio

Issue Date: January 19, 2007

Effective Date: March 1, 2007

Ohio NPDES General Permit Number 3745-42-SS0001

This Final Action Was Not Preceded by a Proposed Action and Is Appealable to ERAC.

The full text of the permit can be viewed over the Internet at <http://www.epa.state.oh.us/dsw/permits/gpfact.html> or copies can be obtained by calling (614)644-2001.

Ohio EPA Permit No. OHR200001

National Pollutant Discharge Elimination System (NPDES) Permit Program

**PUBLIC NOTICE
OF
ISSUANCE OF THE DRAFT GENERAL NPDES PERMIT
FOR
AUTHORIZATION TO DISCHARGE STORM WATER ASSOCIATED WITH
INDUSTRIAL ACTIVITY FROM MARINAS**

Ohio Environmental Protection Agency
Division of Surface Water, Permits Section
50 West Town Street, Suite 700
P.O. Box 1049
Columbus, Ohio 43216-1049
(614) 644-2001

Public Notice No. 07-01-068
Date of Issue of Public Notice: January 30, 2007

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)–Division of Surface Water (DSW) has issued a draft general National Pollutant Discharge Elimination System (NPDES) permit that may potentially provide coverage to marinas (standard industrial classification (SIC) code 4493) in the State of Ohio.

Activities covered by the permit include all new and existing point source discharges of storm water associated with industrial activity from marinas to surface waters of the state. 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 includes monitoring requirements.

Ohio EPA will hold a public hearing on the draft general NPDES permit at 4:00 P.M. on March 15, 2007 at Ohio EPA Central Office, 50 West Town Street, Suite 700, Conference Room B, Columbus, Ohio 43215. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the draft permit. All interested persons are entitled to attend or be represented and give written and/or oral comments on the draft permit. 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.

Ohio EPA will continue to accept written comments on the draft permit through the close of business on March 22, 2007. 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 an interested parties mailing list by writing to: Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.

Copies of the draft general NPDES permit and the associated fact sheet and documentation can be obtained on the Ohio EPA-DSW web page at www.epa.state.oh.us/dsw/storm. Copies may also be obtained by contacting Jason Fyffe at 614-728-1793 or via email at jason.fyffe@epa.state.oh.us.

Belmont and Harrison Counties

Date of Public Notice: January 29, 2007

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 place fill material into waters of the U.S. in conjunction with surface coal mining activities to extract coal at the Pickens Surface Mining Area. The application was submitted by Valley Mining, Inc., P.O. Box 152, Uhrichsville, Ohio 44683. The project is located within the watershed of Wheeling Creek in Sections 34 and 35 of Athens Township and Sections 28 and 29 of Short Creek Township, Harrison County, Ohio; and Section 27 of Wheeling Township, Belmont County, Ohio. The Pittsburgh District of the U.S. Army Corps of Engineers Number for this project is 200301647. The Ohio EPA ID Number for this project is 063022. The Ohio Department of Natural Resources, Division of Mineral Resources Management Application Number is 10244.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact $\pm 4,195$ linear feet of stream channel, 16.77 acres of wetlands and 7.62 acres of open pit impoundments. The applicant's proposed minimal degradation alternative, if approved, would impact $\pm 3,544$ linear feet of stream channel, 11.27 acres of wetlands and 7.34 acres of open pit impoundments. 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 Ross Run and unnamed tributaries to Ross Run in the Central Ohio River Watershed (HUC 05030106 040 040). 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 January 29, 2007, 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 RECEIVES NEW HAZARDOUS WASTE CLOSURE PLAN

On January 12, 2007, Ohio EPA received a new hazardous waste closure plan from Hi Tecmetal Group's Commercial Induction facility located at 11116 Avon Avenue, Cleveland, Ohio 44101. The EPA Identification Number for this facility is OH0000060228.

Why is the Commercial Induction facility Submitting this Closure Plan?

At the request of Ohio EPA, Hi Tecmetal Group submitted this closure plan for the Commercial Induction facility. This new closure plan identifies a portion of the concrete pad and south fence line areas. The surface of the concrete pad is cracked and corroded but no significant staining is evident. The closure plan also identifies an approximately 1,300 square foot area that will be decontaminated; describes assessment and remedial standards; a contingency plan; closure certification; closure schedule; and closure cost estimates.

When and how do I submit written comments about this Closure Plan?

You can submit written comments anytime between January 24, 2007 and February 23, 2007. 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 Closure Plan?

You can review the Closure Plan at the following locations:

Ohio EPA, Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087, tel: (216) 963-1200; and,

Ohio EPA, Division of Hazardous Waste Management, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (614) 644-2977.

Date of public notice: January 20, 2007

**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 (DWS) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for construction of an estate house. The application was submitted by Thad Perry, 3736 Kitzmiller Road, New Albany, Ohio 43054. The project is located east of Kitzmiller Road and south of Morse Road in Jefferson Township, Franklin County, Ohio. The Huntington District Corps of Engineers Public Notice Number for the project is 200600827. The Ohio EPA ID Number for the project is 063004.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would relocate 800 linear feet of one intermittent stream in conjunction with the construction of the estate house. The applicant's proposed minimal degradation alternative, if approved, would fill 424 linear feet of one intermittent stream in conjunction with the construction of the estate house. 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 Blacklick 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 outline by 3745-1-05 of the Antidegradation Rule apply or may be granted by the Director of the OHIO EPA.

Starting January 20, 2007, copies of the application for the certification and technical support information may be inspected of 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

February 19, 2007. 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: January 25, 2007

**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 an After the Fact project that consists of the construction of a single and multi family residential development approximately 185 acres in size. This residential development is referred to as the Lake Erie Shores Phases I-IVa and North Shore Estates. The application was submitted by Lake Erie Shores Development, LLC, 32100 Solon Road, Suite 202, Solon, Ohio 44139. The project is located north of Duffton Lane, West of Bacon Road and East of Ardoyle Drive in Painesville Township, Lake County, Ohio. The Buffalo District Corps of Engineers Public Notice Number for this project is 2004-01211(1). The Ohio EPA ID Number for this project is 062970.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's After the Fact preferred alternative, has resulted in 662 linear feet (0.08 acre) of impact to two perennial streams, 316 linear feet (0.02 acre) of impact to one intermittent stream, 406 linear feet (0.02 acre) to one ephemeral stream and 4.035 acres of impact to twenty-two jurisdictional wetlands. Streams and wetlands have been culverted, relocated, cleared or filled to accommodate the residential development. The applicant's proposed minimal degradation alternative, if approved, would result in the same impacts as the preferred alternative; however, 0.20 acre of impacted wetland habitat would be restored. The applicant's proposed non-degradation alternative, if approved, would require the restoration of all unauthorized impacts.

The discharges from the activity have resulted in degradation to, or lowering of, the water quality of McKinley Creek, unnamed tributaries, and unnamed wetlands in the Chagrin and Ashtabula and Lake Erie Tributaries watershed and the Grand River 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 January 25, 2007, 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 February 24, 2007. 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: January 19, 2007

**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 construction of a concrete block seawall capped with a reinforced concrete slab (Elevation = 576.0±(IGLD 1985)) along approximately 95 linear feet of shoreline and the construction of a timber crib pier/groin. The application was submitted by Michael J. Bongers of 21091 Maplewood Avenue, Rocky River, Ohio 44116. The project is located at 32086 Lake Road, Avon Lake, Lorain County, Ohio. The Buffalo District of the U.S. Army Corps of Engineers Public Notice Number for this application is 2006-00973(0). The Ohio EPA ID Number for this project is 062939.

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 a total of 57 cubic yards of concrete seawall blocks and 75 cubic yards of concrete rubble and stone seawall backfill along 105 linear feet of seawall, 145 cubic yards of stone filled crib pier along 54 linear feet of pier centerline, and 5 cubic yards of 2-5 ton armor stones to be placed below the plane of ordinary high water (OHW - 573.4 feet IGLD 1985) and above existing grade. The proposed project will occupy a total of 2360± square feet of lands presently lying below the plane of OHW.

The applicant's proposed minimal degradation alternative, if approved, would result in a total of 57 cubic yards of concrete seawall blocks and 75 cubic yards of concrete rubble and stone seawall backfill along 105 linear feet of seawall, 90 cubic yards of stone filled crib pier along 34 linear feet of pier centerline, and 5 cubic yards of 2-5 ton armor stones to be placed below the plane of ordinary high water (OHW - 573.4 feet IGLD 1985) and above existing grade. The proposed project will occupy a total of 2160± square feet of lands presently lying below the plane of OHW. 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 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.

Starting January 19, 2007, copies of the application for the certification and technical support information may be inspected at Ohio EPA-DSW, 122 South Front Street, 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 at 5:00 p.m. on March 12, 2007 at Ohio EPA Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087. 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 March 19, 2007. 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.

Date of Public Notice: January 26, 2007

**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 retail and commercial development and the associated roads and parking areas. The application was submitted by Bear Creek Capital, LLC, 9549 Montgomery Road, 3rd Floor, Cincinnati, OH 45242. The project is located in at the southeastern corner of the intersection of Interstate 71 and State Route 49 in South Lebanon, Warren County. The Huntington District of the U.S. Army Corps of Engineers Number for this project is 200600509. The Ohio EPA ID Number for this project is 062601.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would culvert 1,383 linear feet and stream. The applicant also proposes to include restoration of approximately 1,600 linear feet Dry Creek and Turtle Creek located off-site. The applicant's proposed minimal degradation alternative, if approved, would relocate 1,383 linear feet and stream. The applicant also proposes to include the relocation of 1,000 linear feet of stream on-site and the restoration of approximately 1,600 linear feet Dry Creek and Turtle Creek located off-site. 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.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Little Miami River (HUC 05090202) 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 January 26, 2007, 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.