

PUBLIC NOTICE

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

Notice is hereby given that on May 7, 2007, 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.

Public Hearing Notice
Ohio Environmental Protection Agency
Proposed new OAC rules 3745-112-01 to 3745-112-08
"Consumer Products"

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) is proposing the following new rules for the Ohio Administrative Code (OAC) related to the control of volatile organic compound (VOC) emissions from consumer products.

The proposed rules are:

OAC rule 3745-112-01, "Definitions";
OAC rule 3745-112-02 "Applicability";
OAC rule 3745-112-03 "Standards";
OAC rule 3745-112-04 "Exemptions";
OAC rule 3745-112-05 "Administrative requirements";
OAC rule 3745-112-06 "Reporting requirements";
OAC rule 3745-112-07 "Variances"; and
OAC rule 3745-112-08 "Test methods";

As an on-going project Ohio EPA is evaluating emission control strategies for the control of ozone through VOC and NOx emission reductions. VOCs and NOx are precursors to ozone formation. The purpose of these new rules is to aid in the reduction of VOC emissions from consumer products so that measured ozone levels throughout the state of Ohio may be reduced to achieve and/or maintain the applicable 8-hour ground level ozone standard of 0.08 ppm as established by the U.S. EPA.

The draft rules under this Chapter will apply state-wide.

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 adopts them. On December 28, 2006, these rules went out for a 30 day review by interested parties. Comments were received on the draft language, and a responsive summary of changes has been prepared and can be viewed on the website noted below.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on Tuesday, June 12, 2007 at 10:00 AM, in conference room 6B at Ohio EPA, Lazarus Government Center, 50 W. Town Street, Suite 700, Columbus, Ohio.

Pursuant to Part D of Title I of the Clean Air Act, Ohio EPA is required to establish a state implementation plan (SIP) for the attainment and maintenance of the national ambient air quality standards (NAAQS). The above mentioned rules will become a part of Ohio's SIP and the proposed language will be submitted to USEPA as a modification of the SIP. The above mentioned hearing shall be considered the public hearing for the SIP submittal.

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 June 12, 2007, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after June 12, 2007, 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 Alan Harness at Ohio EPA, (614) , 614-644-4838, alan.hariness@epa.state.oh.us, or mailed to Alan Harness, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

PUBLIC NOTICE

OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On May 8, 2007, Ohio EPA issued a final class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Von Roll America, Inc. for its facility at 1250 St. George Street, East Liverpool, Ohio 43920-3400. The EPA Identification Number for this facility is OHD980613541.

Why is Von Roll America, Inc. modifying its Permit?

Von Roll America, Inc. is permitted to operate a hazardous waste incinerator and other related hazardous waste management units at its facility. Von Roll America, Inc. requests to redirect vapors from a pressurized tank in the Pump-Out-Tank Farm to the atmosphere. This final modified permit will allow Von Roll America, Inc. to make the requested changes. To issue this final modified Permit, Ohio EPA determined that the modification application is complete and meets appropriate standards.

Can I appeal this final modified Permit?

Yes, if you are an officer of an agency of the state or of a political subdivision, acting in a representative capacity, or any person who would be aggrieved or adversely affected by this modified Permit, you have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC).

If I decide to appeal this final modified Permit, how and when must I make the appeal?

If you file an appeal, you must put it in writing no later than **June 8, 2007**. 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: ***Chris Korleski, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

PUBLIC NOTICE

OHIO EPA RECEIVES AMENDED HAZARDOUS WASTE CLOSURE PLAN

On May 4, 2007, Ohio EPA received an amended hazardous waste closure plan from Bedford Heights Collision Center concerning a hazardous waste storage unit located at 23380 Miles Avenue, Bedford Heights, Ohio 44128. The EPA Identification Number for this facility is OH0000059550.

Why is Bedford Heights Collision Center submitting this Closure Plan?

At the request of Ohio EPA, Bedford Heights Collision Center submitted this amended closure plan. The initial closure plan described the removal of possible contaminated media and a time schedule for the closure, detailing all critical milestones for Closure which is referred to in the Sampling and Analysis Plan (SAP). There was a plan for minimization of emissions and wastewater pollution control and a health safety plan described in the SAP. Finally, the closure plan provides minimum details for certification and closure cost estimates. The Amended Closure Plan includes revised remediation standards.

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

You can submit written comments anytime between May 9, 2007 and June 8, 2007. Send your comments to Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail address: dhwmcomments@epa.state.oh.us.

Where can I review the Closure Plan?

You can review the Closure Plan at the following locations:

Ohio EPA, Northeast District Office, 2110 Aurora Road, Twinsburg, Ohio 44087, tel: (330) 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: May 9, 2007

**REVISED
PUBLIC 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) is reviewing an application for, and has begun to consider whether to issue or deny, an After-the Fact Clean Water Act Section 401 water quality certification for a project consisting of a residential subdivision requiring 1,235 linear feet of intermittent stream impact and 1,075 linear feet of ephemeral stream impact. The application was submitted by Fort Scott Development, LLC. The project is located at Blue Rock Road and River Road in Crosby Township, Hamilton County, Ohio. The Huntington District Corps of Engineers Public Notice Number for this project is 200600507. The Ohio EPA ID Number for this project is 062979.

As required by the Antidegradation Rule, rule 3745-1-05 of the Ohio Administrative Code (OAC), three alternatives have been submitted for the project. The applicant's preferred alternative, if approved, would involve filling 1,375 linear feet (0.15 acre) of ephemeral stream and 1,235 linear feet (0.25 acre) of intermittent stream. Compensatory mitigation would consist of reconstruction of 742 lf of impacted stream and coordinating with non-profit entities to complete additional stream mitigation off-site. The applicant's proposed minimal degradation alternative, if approved, would involve impacting approximately 1,075 linear feet (0.12 acre) of ephemeral stream and 1,235 linear feet (0.25 acre) of intermittent stream. The minimal degradation alternative impacts have been completed. A loss of 28 lots was realized for this option. Compensatory mitigation would consist of 2,472 linear feet of on-site creation/reconstruction of intermittent stream and 708 linear feet of ephemeral stream. The applicant's non-degradation alternative, if approved, would have no direct impacts on waters of the state.

Discharges from the activity, if approved, would result in minimal degradation to, or lowering of, the water quality of unnamed tributaries to the Great Miami River. Ohio EPA will review the application, and decide whether to grant or deny the application, in accordance with OAC Chapters 3745-1 and 3745-32. In accordance with OAC rule 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of water quality. All three proposed alternatives will be considered during the review process. No exclusions or waivers, as outlined by OAC rule 3745-1-05, apply or may be granted.

Starting May 2, 2007, copies of the application and technical support information may be inspected at Ohio EPA-DSW, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio, by first calling (614) 644-2001. Copies of the application and

technical support information can be made available upon request 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 6:30 p.m. on June 28, 2007 at the Crosby Township Senior/Community Center, 8910 Willey Road, Harrison, Ohio 45030. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the project.

All interested persons are entitled to attend or be represented and give written or oral comments on the 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. 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 July 5, 2007. Comments received after this date may not be considered as part of the official record of the hearing.

Date of Public Notice: May 11, 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 subject transportation project. The purpose of the project is to construct 21.8 miles of four-lane expressway on new alignment for US 24, from the US 24/SR 6 interchange near Napoleon, Ohio to the US 24/I-475 interchange, between Waterville and Maumee, Ohio. A detailed overview of the project can be found on pages 2-7 of this document (401 application, 8a. and 8b.). Streams and wetlands located in the project area are located in the Lower Maumee River Watershed (HUC 04100009). The Huntington District of the U.S. Army Corps of Engineers Number for this project is 200600574. The Ohio EPA ID Number for this project is 073113.

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 8.50 acres of wetland and 11,182 linear feet (1.51 acres) of stream tributary to the Maumee River. The applicant's proposed minimal degradation alternative, if approved, would involve impacts to 7.96 acres of wetland and 11,182 linear feet (1.51 acres) of stream tributary to the Maumee River. Under the minimal degradation alternative, impacts to Category 3 wetlands would be reduced by 0.23 acre. 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 and 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 and streams in the Lower Maumee River drainage basin (HUC 04100009). 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.

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 May 11, 2007, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Permits Processing Unit, 50 West Town Street, Suite 700, Columbus, Ohio, 43215, 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 June 26, 2007, at 6:30 PM. The meeting location is the Dudrow Building, 1 South River Road, Waterville, Ohio 43566.

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, 50 West Town Street, Suite 700, Columbus, Ohio, 43215, by the close of business on July 3, 2007. Comments received after this date may not be accepted as part of the official record.

Date of Notice: May 18, 2007

**PUBLIC NOTICE
NOTICE OF CANCELLATION OF PUBLIC HEARING
ANTIDEGRADATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has cancelled the public hearing scheduled for May 22, 2007 at the Newcomerstown High School, Community Room, 659 South Beaver Street, Newcomerstown, Ohio 43832, regarding receipt of application for a Clean Water Act Section 401 certification for a project that involves construction of a surface coal mine submitted by Kimble Clay and Limestone, 3596 State Route 39NW, Dover, Ohio 44622. The Ohio EPA ID Number for this project is 073055. The cancellation is due to the applicant's submittal of a revised preferred alternative which avoids impacts to the Category 3 wetlands on the sight located north of Gravel Lick Road in Lots 10 and 11 and Section 22 and 23 in Township 6 North, Range 2 West, Clay Township, and Lots 4, 5, 6, 7, 14, 15, 16, 26, 39, 40 and 41 in Township 5 North, Range 2 West, Washington Township, Tuscarawas County, Ohio. Persons wishing to be on Ohio EPA's interested parties mailing list for the project or wish to submit comments for Ohio EPA's consideration in reviewing the application may 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 May 29, 2007.