

PUBLIC NOTICE

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

Notice is hereby given that on July 8, 2008, 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 NOTICE

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

Notice is hereby given that on July 8, 2008, the director of Ohio EPA issued an amended infectious waste generator certificate to DaVita Inc, 5200 Virginia Way, Brentwood TN 37027, Reg. No.: 00-G-01073. 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 NOTICE

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

Notice is hereby given that on July 8, 2008, the director of Ohio EPA issued an amended infectious waste generator certificate to the Abbott Laboratories Inc, One Abbott Park Rd, Abbott Park, IL 60064, ID No.: 25-G-01244. 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 NOTICE

DIRECTOR'S FINAL FINDINGS & ORDERS

Notice is hereby given that on July 7, 2008, the director of Ohio EPA issued Final Findings and Orders to Larry Smith ("Respondent"), 563 Allen Road, #35, Milan, Michigan 48160. Effective immediately, Respondent shall transport scrap tires in Ohio only as a scrap tire transporter registered in Ohio or under the registration of another scrap tire transporter registered in Ohio. Respondent shall pay Ohio EPA for civil penalties. These Final Findings and Orders are 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 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 Directors 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 at the following address: 309 South Fourth Street, Room 222, Columbus, Ohio 43215. Persons wishing to be on Ohio EPA's interested parties mailing list 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.

**State of Ohio
Environmental Protection Agency
Notice of Adoption of Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Ohio Revised Code Section 3704.03(E) has adopted amended rules 3745-14-01, 14-03, 14-05, 14-06, 14-08, 14-11 and 14-12, "Ohio's NOx Budget Trading program" of the Ohio Administrative Code (OAC).

These rules are being amended as a result of the requirements of Ohio revised Code (ORC) 119.032 (5 year review). These rules are related to Ohio's NOx SIP call (NOx Budget Trading program) for the reduction of nitrogen oxides (NOx) during the ozone season from electrical generation units and large industrial boilers.

The changes to the rules that were amended as a result of this review primarily consist of typographical and formatting corrections. The minor proposed changes in OAC rule 3745-14-01 resulted from comments received from US EPA during their review of a state implementation plan (SIP) revision resulting from the addition of rule 3745-14-12 to the original NOx SIP call rules (Chapter 3745-14) in 2005.

This is the last ozone season for the NOx SIP call program. The program will be replaced by and the affected units will become part of the CAIR NOx annual and CAIR NOx ozone season programs beginning in 2009 (OAC Chapter 3745-109).

Pursuant to Section 121.39 of the Ohio Revised Code, the Division of Air Pollution Control (DAPC) is required to consult with interested parties affected by the rules before the division formally adopts them. On May 30, 2007 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 May 20, 2008, in Columbus, Ohio. There were comments received during the public comment period which resulted in changes to the rules proposed. Ohio EPA's responses to the comments submitted may be viewed electronically at the URL listed in the paragraph below. The Director's order of adoption was issued on July 9, 2008. The effective date of these rules is July 19, 2008.

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 Lee F. Burkleca, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Lee at 614-728-1344. The rules are available on the Ohio EPA 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 Hearing
Ohio Environmental Protection Agency

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) is proposing new Ohio Administrative Code (OAC) rules 3745-3745-100-05 and 3745-100-17, recession of OAC rule 3745-100-05, and amendments to OAC rules 3745-100-01, 3745-100-02, 3745-100-07, 3745-100-09, 3745-100-11, 3745-100-14, and 3745-100-15 to incorporate new regulations finalized by the USEPA, for reporting year 2006 Toxic Release Inventory (TRI).

USEPA has finalized the "TRI NAICS Rule", which requires TRI facilities to report North American Industry Classification System (NAICS) codes on their submissions instead of Standard Industrial Classification (SIC) Codes. In addition, USEPA also finalized the TRI Burden Reduction Rule which expands the eligibility for use of the Form A Certification Statement in lieu of the more detailed Form R. Finally, USEPA issued a final rule expanding reporting requirements for the dioxin and dioxin-like compounds category. There are seventeen distinct members of this chemical category listed under TRI. The final rule requires that, in addition to the total grams released for the entire category, facilities must report the quantity for each individual member on a new Form R Schedule 1. USEPA will then use the individual mass quantity data to calculate TEQ values that will be made available to the public along with the mass data. The final rule also removes the requirement to report the single distribution of compounds in the category.

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 November 8, 2007, these rules went out for a 30 day review by interested parties. Ohio EPA received no comments on the draft rule language.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on Monday, August 18, 2008 at 10:00 AM, in Conference Room D on the 6th Floor at Ohio EPA Central office, 50 West Town Street, Suite 700, Columbus, Ohio 43215.

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 August 18, 2008 will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after August 18, 2008 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 Muhammad Elsalahat at Ohio EPA, (614) 644-3608, muhammad.elsalahat@epa.state.oh.us, or mailed to Muhammad Elsalahat, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

State of Ohio
Environmental Protection Agency

PUBLIC NOTICE

July 10, 2008

Notice of Proposed Rule-making and Public Hearing

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Drinking and Ground Waters (DDAGW) is proposing revisions to rules in Ohio Administrative Code (OAC) that govern the primary drinking water standards. Specifically, the division has proposed revisions to rules that set forth the requirements for analysis of drinking water. The proposed amendments are, in part, a result of the five year rule review requirements of Section 119.032 of the Revised Code.

Rule 3745-81-27 of the OAC is comprised of analytical techniques for drinking water for compliance with inorganic, organic and other analyses. The division has proposed revisions to incorporate the U.S. EPA rule promulgated on March 12, 2007, which includes new approved methods, standardized methods and a clarification of method requirements. Also proposed are minor modifications to the Definitions rule in 3745-89-01 of the Administrative Code to ensure consistency between these two rules.

As part of the rule-making process, the Agency is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The Agency is offering you and your organization the opportunity to comment on these rules before the division formally adopts them.

A public hearing pursuant to §119.03 of the Ohio Revised Code will be conducted on August 13, 2008 , beginning at 10:00 a.m. in Conference Room D at the Ohio EPA, Lazarus Government Center, 50 West Town Street, Columbus, Ohio. All interested persons are entitled to attend or be represented and give their written or oral comments on this proposed rule-making. A presiding officer will be present until all interested persons have been heard.

To facilitate scheduling of oral presentations, persons intending to give testimony at the hearing should ensure that Ohio EPA receives notice of such intent by 5:00 p.m. on August 12, 2008. Persons who provide Ohio EPA with prior notice will be heard ahead of persons who register at the hearing. To provide notice of intent to give oral comments at the public hearing, contact Gina Hayes, Ohio EPA, DDAGW, Lazarus Government Center, P. O. Box 1049, Columbus, Ohio 43216-1049.

In order to ensure that written comments are considered as part of the official record of this hearing, written comments must be received by Ohio EPA by the close of business **August 13, 2008**. Written comments on the proposed rules may be given to the presiding officer during the hearing, sent by mail to Gina Hayes at the address above, or sent by email to the following address ddagw_rulecomments@epa.state.oh.us.

To obtain a copy of the proposed rules, call Donna Roberts at Ohio EPA at (614) 644-2755, send email to donna.roberts@epa.state.oh.us, or write to "Ohio Environmental Protection Agency, Division of Drinking and Ground Waters, P.O. Box 1049, Lazarus Government Center, Columbus, Ohio 43216-1049, Attn: Donna Roberts". Please request the "proposed analytical techniques rules" and be sure to include your name, telephone number, and complete mailing address. There is no charge to receive a copy of these proposed rules. The proposed rules will be available on the Ohio EPA web page until their adoption or withdrawal. The address is: <http://www.epa.state.oh.us/ddagw/oac.html>.

Questions concerning this proposed rule-making, other than obtaining copies of the proposed rules, may be addressed to Gina Hayes at the above address or by phone at (614) 644-2752. Email can be sent to Gina.Hayes@epa.state.oh.us.

PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
City of Napoleon – Commerce Park Property

Notice is hereby given that on July 7, 2008, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") Chapter 3745-300, issued a Covenant Not To Sue/Final Findings and Orders to the City of Napoleon for the property identified as the Napoleon Commerce Park property (the "Property").

The City of Napoleon conducted a voluntary action of the approximately 62-acre Property located at 1505 Commerce Drive, Napoleon, Henry County, Ohio. A no further action letter was submitted on April 27, 2007 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of the City of Napoleon by Christopher Krumm, a Certified Professional (No. CP177), as defined in ORC 3746.01(E) and OAC 3745-300-01(A)(8).

The issuance of the Covenant Not to Sue/Final Findings and Orders is a final action of the Director. The action may be appealed to the Environmental Review Appeals Commission ("Commission") 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 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 after the appeal is filed with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. The appeal may be filed with the Commission at the following address:

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

If you would like to review a copy of the Covenant Not To Sue/Final Findings and Orders, please contact Debi Tavizon, Records Management Officer, 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
US DOE Fernald Site – Natural Resource Damages Settlement with Ohio
Partial Consent Decree and Natural Resource Restoration Plan

The State of Ohio, by and through its Attorney General, on behalf of the Ohio Environmental Protection Agency (“Ohio”), has reached an agreement with the United States on a Partial Consent Decree in *State of Ohio v. United States Department of Energy, et al.*, Case No. C-1-86-0217 (U.S. District Court, Southern District of Ohio, Western Division). This Partial Consent Decree would resolve the United States Department of Energy’s (“DOE”) liability for natural resource damages (“NRD”) at the Fernald site in Butler and Hamilton Counties (“Site”).

As alleged in Count Two of the Complaint, filed March 11, 1986, releases of hazardous substances from the Site injured and damaged natural resources at the Site, including the air, soil, surface water, ground water, and drinking water. The Partial Consent Decree requires: (1) implementation by DOE of a Natural Resource Restoration Plan; (2) payment of \$13,750,000 to Ohio by the United States to restore, replace, or acquire the equivalent of injured natural resources at and in the vicinity of the Site, and to reimburse certain Ohio NRD assessment costs; (3) monitoring and maintenance of restored natural resources at the Site; (4) recording of environmental covenants that restrict the use of the Site to the natural resource restoration purposes specified in the Natural Resource Restoration Plan; and (5) payment by DOE of Ohio EPA’s future oversight costs for the Natural Resource Restoration Plan.

Copies of the Partial Consent Decree and the Natural Resource Restoration Plan can be obtained from Ohio by visiting Ohio EPA’s web site <http://offo2.epa.state.oh.us/FernaldSettlement.htm> or by calling Tom Schneider, Ohio EPA, Southwest District Office at (937) 285-6466, by email at tom.schneider@epa.state.oh.us, or by writing to:

Tom Schneider
Ohio EPA Southwest District Office
401 East Fifth Street
Dayton, Ohio 45402-2911

Written comments should be submitted to Ohio at the above address. Written comments should be submitted on or before August 22, 2008. The parties have requested that the Court withhold approval of the Partial Consent Decree until after the public comment period has concluded and the parties have considered all public comments.

Date of Public Notice: July 11, 2008

**PUBLIC NOTICE
NOTICE OF RECEIPT OF APPLICATION AND PUBLIC HEARING
ANTIDEGRADATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has received an application for the renewal of a National Pollutant Discharge Elimination System (NPDES) permit (OIS00017) for the discharge from a proposed wastewater treatment system upgrade. Public notice is also given that Ohio EPA-DSW has received an application for Permit to Install (PTI) (656374) for the construction of the proposed wastewater treatment system upgrade. The NPDES and PTI applications were submitted by Clow Water Systems Company, 2266 South Sixth Street, Coshocton, Ohio 43812.

Clow Water Systems Company is proposing to construct wastewater treatment units including equalization, metal precipitation, sedimentation, filtration and sludge handling. The proposed stormwater collection system is to be located at 226 South Sixth Street, Tuscarawas Township, Coshocton County, Ohio. The proposed discharges are to the Muskingum River.

Other wastewater disposal alternatives resulting in lesser or no degradation or lowering of water quality will be considered by Ohio EPA.

The discharges from the wastewater treatment plant, if approved, would result in degradation to, or lowering of, the water quality of the Muskingum River. However, the chemical-specific water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1, will not be exceeded. 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.

Copies of the pending NPDES and PTI applications are available for review at Ohio EPA's Southeast District Office, 2195 Front Street, Logan, Ohio 43138 (740) 385-8501. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on August 28, 2008, at the Coshocton Public Library, 655 Main Street, Coshocton, Ohio 43812. The public hearing will end when everyone in attendance has 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 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 applications. Persons wishing to 1) be on the Ohio EPA's interested parties mailing list for this project, or 2) submit comments for Ohio EPA's consideration must do so in writing to Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by close of business on September 4, 2008. Comments received after this date may not be considered as part of the official record.

**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
URBAN SETTING DESIGNATION FOR
APPROXIMATE 12-ACRE AREA INCLUDING THE FORMER B&T METALS /
EICKHOLT GLASS, TOWN STREET, COLUMBUS, OHIO 43125**

Public notice is hereby given that the Ohio Environmental Protection Agency (EPA) received, on June 23, 2008, a request to approve an Urban Setting Designation (USD) for approximately 12 acres of land including the former B&T Metals / Eickholt Glass properties in Columbus, Ohio. The USD property is bounded to the north by Town Street, to the east by a CSX Rail Line, to the south by Rich Street and to the west by Gift Street. This request was submitted by Atul Pandey with PANDEY Environmental, LLC. on behalf of Brick Investments.

Ohio's Voluntary Action Program (VAP) allows for the voluntary cleanup of contaminated property in Ohio without the risk of state civil liability. Under VAP, ground water cleanup is required where contaminated ground water poses risks to the community or environment.

Pursuant to Ohio Administrative Code 3745-300-10(D), a USD may be requested for properties participating in the VAP when there is no current or anticipated future use of ground water by local residents for drinking, showering, bathing or cooking. In these areas, an approved USD would lower the cost of cleanup and promote economic redevelopment while still protecting public health and safety.

The Ohio EPA director may approve the request for a USD based on a demonstration by the certified professional that the USD requirements are met and an evaluation of existing or future uses of ground water in the area have been assessed.

Comments regarding this request for a USD must be received by the close of business on August 25, 2008. Please direct your comments by mail to Robin Roth at Ohio EPA's Central District Office, Division of Emergency and Remedial Response, P.O. Box 1049, Columbus, Ohio 43126-1049 or by email at robin.roth@epa.state.oh.us. The USD application can be viewed by contacting Lisa Oltman at (614) 728-3778.

PUBLIC NOTICE

OHIO EPA RECEIVES AMENDED HAZARDOUS WASTE POST-CLOSURE PLAN

On May 27, 2008, Ohio EPA received an amended hazardous waste post-closure plan from Ashland, Inc.- Distribution Company, (Ashland, Inc.) for its underground storage tank unit located at 3849 Fisher Road, Columbus, Ohio. The EPA Identification Number for this facility is OHD000816736.

Why is Ashland, Inc. submitting this Amended Post-Closure Plan?

At the request of Ohio EPA, Ashland Inc. submitted this amended post-closure plan. This post-closure plan describes the modifications to the original post-closure plan, including 1) discontinue laboratory analysis of multiple product parameters; 2) reduce the groundwater sampling frequency from quarterly to annually; 3) include sampling of monitoring wells MW-6, MW-12 and MW-12A, and remove and abandon monitoring wells MW-11 and MW-11A; and, 4) update analytical method for volatile organic compounds from U.S. EPA Methods 8240 and 8260B.

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

You can submit written comments anytime between July 1 and July 31, 2008. 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 Amended Post-Closure Plan?

You can review the Plan at the following locations:

Ohio EPA, Central District Office, 50 West Town Street, Suite 700, Columbus, Ohio 43215, tel: (614) 728-3778, and;

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

PUBLIC NOTICE

OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On July 11, 2008 Ohio EPA issued a final class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Clean Harbors Hebron Recycle Center (Clean Harbors Hebron) for its facility at 581 Milliken Drive SE, Hebron, Ohio. The EPA Identification Number for this facility is OHD980587364.

Why is Clean Harbors Hebron modifying its Permit?

Clean Harbors Hebron is permitted to store hazardous waste in containers and tanks at its facility. Clean Harbors Hebron is requesting the authorization of 12 existing hazardous waste (currently permitted for storage) for treatment (specifically, fuel blending). This final modified permit will allow Clean Harbors Hebron 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 August 11, 2008. 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 ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On July 11, 2008, Ohio EPA issued a final Class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Ross Incineration Services, Inc. for its facility at 36790 Giles Road, Grafton, Ohio 44044. The EPA Identification Number for this facility is OHD048415665.

Why is Ross Incineration Services, Inc. modifying its Permit?

Ross Incineration Services, Inc. (Ross) is permitted to operate a hazardous waste incinerator and other related hazardous waste management units at its facility. Ross Incineration Services, Inc. wishes to increase the maximum hourly incineration feed rate from 24,000 lbs/hr (not including weight of containers) to 26,057 lbs/hr (including weight of containers). 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 August 11, 2008. 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 APPROVES CLOSURE PERIOD EXTENSION REQUEST
FROM CITY OF TOLEDO**

On July 7, 2008, Ohio EPA approved a closure period extension request from the City of Toledo for the former XXKem site located at 4015 Stickney Avenue, Toledo, Ohio. The EPA I.D. number for this facility is OHD980586804.

The City of Toledo's May 19, 2008, extension request, pursuant to Ohio Administrative Code rule 3745-66-13(B)(2), is for additional time because grant monies have been pursued to offset costs related to the approved closure activities. This closure plan period now expires on December 2, 2008. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Date of Public Notice: July 4, 2008

**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 begun to consider whether to issue or deny, a Clean Water Act Section 401 Water Quality Certification for a project consisting of the construction of a regional medical campus, including a medical services building, a medical office building, parking areas, and storm water management facilities. The application was submitted by the Cleveland Clinic Foundation, 9500 Euclid Avenue, CC-41, Cleveland, Ohio 44195. The project is located east of State Route 91 and South of Interstate 480 in the City of Twinsburg, Summit County, Ohio. The Buffalo District Corps of Engineers Public Notice for this project is DA Processing No. 2004-00985. The Ohio EPA ID Number for this project is 083339.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's preferred alternative, if approved, would impact 3.14 acres of wetlands, 1,952 linear feet of ephemeral stream channel, 1,437 linear feet of intermittent stream channel, and 946 linear feet of perennial stream. The applicant's minimal degradation alternative would impact 2.91 acres of wetland, 810 linear feet of ephemeral stream channel, 1,060 linear feet of intermittent stream channel, and 946 linear feet of perennial stream channel. The applicant's non-degradation alternative would have no direct impacts on this stream.

Proposed mitigation for the proposed impacts includes perpetual preservation of 33.87 acres of the proposed development site, which includes 18.98 acres of high quality wetlands and several high quality streams, and additional perennial stream restoration within the local Pond Brook watershed. The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Pond Brook, Tinkers Creek, Cuyahoga 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.

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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 6:30 p.m. on August 20, 2008 at the Ohio EPA Northeast District Office, 2210 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. 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 27, 2008. Comments received after this date may not be considered as part of the official record of the hearing.

Persons wishing to 1) 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 August 27, 2008.

PUBLIC NOTICE

**OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
METALLIC RESOURCES, INC.**

On June 25, 2008, Ohio EPA issued final Findings and Orders to Metallic Resources, Inc. for its facility located at 2116 Enterprise Parkway, Twinsburg, Ohio 44087. This facility received unmanifested hazardous waste and stored such waste without a permit. The EPA I.D. number for Metallic Resources, Inc. is OHD980701072.

Metallic Resources, Inc. must achieve compliance with Chapter 3734 of the Ohio Revised Code and the regulations promulgated thereunder according to the detailed compliance schedule which outlines civil penalties and payments. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.