

## **PUBLIC NOTICE**

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

Notice is hereby given that on February 24, 2009, 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 A RENEWAL CERTIFICATE OF REGISTRATION AS A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that on February 24, 2009, the director of Ohio EPA issued a renewal infectious waste transporter certificate to Stericycle Inc, 28161 N Keith Dr, Lake Forest IL 60045 ID 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**

### **ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION**

Notice is hereby given that on February April 27, 2009, the director of Ohio EPA issued fifteen certificates of registration as transporter of scrap tires to High Tread International Ltd., 490 Ohio St., Lockport NY 14094. This action of the director of Ohio EPA is final and is appealable to the Environmental Review Appeals Commission, at 309 South Fourth Street, Room 222, Columbus, Ohio 43215. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may 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 request that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. Person's 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. This action was not preceded by a proposed action and may be appealed to the Environmental Review Appeals Commission, at 309 South Fourth St, Ste 222, Columbus, OH 43215.

**NOTICE OF ADOPTION OF RULES  
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Rules Governing**

**Solid Waste Fees**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has final filed the following rules of the Ohio Administrative Code:

<u>Rule #</u>	<u>Title:</u>	
3745-28-01	Definitions.	Rescission
3745-28-01	Infectious waste host fee - definitions.	New
3745-28-02	State disposal fees.	Rescission
3745-28-03	District disposal fees.	Rescission
3745-28-04	Municipal and township disposal fees.	Rescission
3745-28-05	Exemptions.	Rescission
3745-28-06	Conversion factors.	Rescission
3745-28-07	Infectious waste host fees.	Amendment
3745-502-01	Solid waste fee - definitions.	New
3745-502-02	Requirements for collecting, remitting, and reporting state disposal and environmental protection fees.	New
3745-502-03	Requirements for collecting, remitting, and reporting solid waste management district disposal and generation fees.	New
3745-502-04	Requirements for collecting, remitting, and reporting host community fees.	New
3745-502-05	Construction and demolition debris disposal fee at municipal solid waste facility - multiple townships or municipal corporations.	New

The Director's order of adoption was issued on February 26, 2009.

These adopted rules will become effective on March 9, 2009.

The Director's action in this matter is pursuant to the procedural requirements of Ohio Revised Code Chapter 119 and is based upon the record of the public hearing conducted by Ohio EPA on July 9, 2008, and comments received during the public comment period.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Ohio Revised Code Section 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at 309 South Fourth Street, Room 222, Columbus, Ohio 43215. The Ohio EPA is located at 50 West Town Street, Suite 700., Columbus, OH, 43215.

**PUBLIC NOTICE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
RENEWAL OF CERTIFIED PROFESSIONAL CERTIFICATIONS UNDER OHIO'S  
VOLUNTARY ACTION PROGRAM**

Notice is hereby given that on February 23, 2009, 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 a renewal of certification to the following Certified Professionals: **Mr. Bruce A. Savage, CP265, Mark D. Butler, CP137, Montgomery S. Bennett, CP295, Richard W. Arnseth, CP313.**

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. 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 Commission at 309 South Fourth St., Room 222, Columbus, Ohio 43215.

If you would like to review a copy of any renewal 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: February 27, 2009**

**OHIO ENVIRONMENTAL PROTECTION AGENCY  
PUBLIC NOTICE**

**NIMISHILLEN CREEK WATERSHED  
TOTAL MAXIMUM DAILY LOAD REPORT**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) is providing for public review and comment revisions to portions of the Nimishillen Creek Watershed Total Maximum Daily Load Report (TMDL) Document to clarifying information pertaining to phosphorus. These revisions can be found in sections 5.1 and 7.1.3 of the Document. TMDLs for other pollutants within this TMDL Document were approved by the United States Environmental Protection Agency (US EPA) on September 25, 2008.

Ohio EPA developed the TMDL Document in fulfillment of Section 303(d) of the Clean Water Act, which requires the identification of impaired waterbodies for which technology based effluent limitations are not stringent enough to achieve applicable water quality standards and to develop Total Maximum Daily Loads for such waters. The Document addresses impairments in the Nimishillen Creek watershed that appear on the Ohio 2006 303(d) list (assessment unit 05040001 050). The impaired waters are located in the Counties of Summit, Stark, and Tuscarawas.

All interested persons wishing to submit comments for Ohio EPA's consideration may do so in writing to Ohio EPA, Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio, 44087, Attn: Bill Zawiski, or by email to [bill.zawiski@epa.state.oh.us](mailto:bill.zawiski@epa.state.oh.us) by the close of business, March 31, 2009. Comments received after this date may be considered as time and circumstances permit. After consideration of comments, Ohio EPA will submit the Document to the United States Environmental Protection Agency (U.S. EPA) for approval.

To obtain a copy of the Document or other information, or to arrange to inspect Agency files or records pertaining to the Document, or to request notice of when Ohio EPA submits the Document to U.S. EPA, please contact Bill Zawiski at the address above or by calling 1-800-686-6330. The Document will be posted (on or before February 27, 2009) to the Ohio EPA Division of Surface Water Web site <http://www.epa.state.oh.us/dsw/index.html>.

**PUBLIC NOTICE**

**Ohio EPA Issues Remedial Action Orders for  
the North Guernsey Street Site, Bellaire, Ohio**

On February 24, 2009, Ohio EPA issued an administrative consent order to Ashland Inc., Union Oil Company of California, Capstone Holding Company, and Muxie Management Company, LLC to complete the remediation of ground water contamination at the North Guernsey Street Site located at 4900 North Guernsey Street in Bellaire, Ohio (Belmont County).

The site was previously used for bulk chemical and petroleum storage and distribution. As a result of operations at the site, soils and ground water were contaminated with solvents and petroleum products. A removal action was conducted in 1997 to remove the contaminated soils. A remedial investigation and feasibility study order was issued in 2003, a preferred plan that outlined Ohio EPA's remedial approach was published in 2006, and a decision document identifying Ohio EPA's selected remedy was issued in 2007.

The selected remedy includes natural attenuation to address the residual ground water contamination and an environmental covenant to prevent exposure to contaminated ground water. A copy of the Decision Document has been provided to the Bellaire Public Library, located at 330 32<sup>nd</sup> Street in Bellaire, Ohio. The Remedial Action Order, Decision Document and related materials are available for review at Ohio EPA's Southeast district office, located at 2195 Front Street in Logan, by calling (740) 385-8501.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the Environmental Review Appeals Commission 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

**PUBLIC NOTICE**

**OHIO EPA ISSUES DRAFT HAZARDOUS WASTE PERMIT MODIFICATION**

On February 23, 2009, Ohio EPA issued a draft hazardous waste facility installation and operation permit (Permit) modification to Chemical Solvents, Inc. for its facility at 1010 Denison Avenue, Cleveland, Ohio 44109. The EPA Identification Number for this facility is OHD980897656.

**Why does Chemical Solvents, Inc. need a Permit modification?**

Chemical Solvents, Inc. (Chemical Solvents) is engaged primarily in the recycling of dirty or spent halogenated and non-halogenated solvents. The Director of Ohio EPA is initiating this modification to authorize Chemical Solvents to perform specific corrective action measures as part of its site-wide corrective action. Ohio EPA has reviewed the facility's investigation information collected to date and recommends that an Environmental Covenant be placed on the property limiting a portion of the property to industrial/commercial use. The draft Permit modification contains the conditions under which the facility must operate if the Permit receives final approval. Details about this draft action can be viewed on Ohio EPA's website under Stakeholders Involvement at <http://web.epa.state.oh.us/dhwm/>.

**When and where will Ohio EPA hold a Public Meeting?**

You may request Ohio EPA to hold a public meeting for this draft permit modification. You should send your request to: Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services Section, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2917, fax number (614) 728-1245, e-mail: [dhwmcomments@epa.state.oh.us](mailto:dhwmcomments@epa.state.oh.us). If the request is granted, Ohio EPA will announce the time and location of the public meeting.

**When and how do I submit written comments?**

You can submit written comments anytime between February 25 and April 13, 2009. Send your comments to Ohio EPA, Lazarus Government Center, Division of Hazardous Waste Management, Attn: Regulatory and Information Services Section, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2917, fax number (614) 728-1245, e-mail: [dhwmcomments@epa.state.oh.us](mailto:dhwmcomments@epa.state.oh.us).

**Where can I review the Permit modification package?**

You can review this at one of the following locations:

**Ohio EPA -Northeast District Office**, 2110 East Aurora Road, Twinsburg, Ohio 44087 (330) 963-1200; and,

**Ohio EPA, Division of Hazardous Waste Management**, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (614) 644-2917.

**What will Ohio EPA do with the comments?**

After carefully considering public comments, Ohio EPA will reconsider the draft Permit modification, making any necessary changes, and issue or deny the final Permit. Ohio EPA will issue a "response to public comments," specifying any changes made to the draft Permit. If you commented on the draft Permit, Ohio EPA will send you copies of the "response to public comments" and the final permit decision.

**Date of Public Notice: February 27, 2009**

**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 and has begun to consider whether to issue or deny, a Clean Water Act Section 401 water quality certification for a project that consists of the development of the Vista View residential community on a 66.7-acre parcel in western Hamilton County, Ohio. The Vista View community will consist of single-family lots, paved streets, utilities, and a post-construction stormwater management system. These features will be contained on 32.4 acres of the Vista View land. A total of 29.5 acres will be set aside as dedicated greenspace.

The application was submitted by RBDB Investments, LLC, of Cincinnati, Ohio,. The Vista View property is located mostly in Miami Township, in southwestern Hamilton County; with a small portion located in the town of Cleves, Ohio. The property is located north of Cliff Road, west of Timberline Court, east of Rittenhouse Road, and south of Mt. Nebo Road. The Huntington District Corps of Engineers Public Notice Number for this project is COE ID No. LRH-2008-109-GMR. The Ohio EPA ID Number for this project is SWIMS ID No. 083310.

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 proposed preferred alternative, if approved, would result in 105 single-family lots and impacts to a total of 435 linear ft of intermittent streams and a total of 2,200 linear feet of ephemeral streams that will be filled and/or piped during site development. The applicant's proposed minimal degradation alternative, if approved, would result in 78 single-family lots, impacts to 260 linear feet of intermittent streams due to the construction of a stormwater detention basin, and impacts to 1,400 linear feet of ephemeral streams that will be filled and/or piped during site development. The remaining on-site intermittent and ephemeral streams will be preserved as part of the dedicated greenspace. In addition, a total of 2,600 linear ft of ephemeral surface-water drainageways will be constructed as part of the property's post-construction stormwater management system. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state. RBDB Investments, LLC, proposes to follow the minimal degradation alternative for the Vista View residential community.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of unnamed ephemeral tributaries and an unnamed intermittent tributary of 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 February 27, 2009, 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 on April 16, 2009, at 6:30 p.m. at the Miami Township Hall, 112 South Miami Avenue, Cleves, OH 45002. 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 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 April 23, 2009. Comments received after this date may not be considered as part of the official record of the hearing. Anyone may submit written comments or requests 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: FEBRUARY 22, 2009**

**PUBLIC NOTICE  
NOTICE OF RECEIPT OF 401 APPLICATION AND PUBLIC HEARING**

**LORAIN HARBOR**

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 U.S. Army Corps of Engineers (USACE) dredging project located in Lorain Harbor. The application was submitted by the USACE, Buffalo District, 1776 Niagara Street, Buffalo, NY 14207. The project is located within the limits of the Federal navigation channels of the Outer Harbor and Black River Channel. The USACE, Buffalo District Public Notice number for this project is 09-04. The Ohio EPA ID Number for this project is 083457.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, will be to dredge an estimated 200,000 cubic yards of material in 2009. Up to 160,000 cubic yards of silt/clay/sand bottom sediments would be dredged from the Outer Harbor and the lower portion of the Black River Channel (downstream of River Mile 2.25). This material would be placed at the harbor's designated open-lake placement area in Lake Erie. Up to 40,000 cubic yards of silt/clay/sand bottom sediments would also be dredged from the River Channel upstream of River Mile 2.25. This material would be placed in the Lorain Harbor's confined disposal facility (CDF). The applicant's proposed minimal degradation alternative, if approved, will be to dredge an estimated 160,000 cubic yards of dredged material from the Federal navigation channels in 2009, with the placement of the 130,000 cubic yards of dredged material (dredged from shoals located downstream of River Mile 2.25) at the existing open-lake area and 30,000 cubic yards (dredged from shoals located upstream of River Mile 2.25) in the CDF. 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 within the affected areas 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. All three proposed alternatives 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 February 22, 2009, 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 at 6:30 p.m. on April 7, 2009, at the Lorain Public Library, 351 Sixth Street, Lorain, Ohio, 44052. 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. 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 April 14, 2009. 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 April 14, 2009.

**Date of Public Notice: February 27, 2009**

**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 modification of a National Pollutant Discharge Elimination System (NPDES) permit (2PK00000) for the discharge from the Maumee River Wastewater Treatment Plant. The application was submitted by the Lucas County Board of Commissioners, One Government Center, Toledo, Ohio 43604 .

The Lucas County Commissioners request to modify the effluent mercury discharge limit provision of the Maumee River Wastewater Treatment Plant NPDES permit by applying for a variance-based effluent mercury discharge limit. The Maumee River Wastewater Treatment Plant is located at 5768 North River Road, Waterville, Lucas County, Ohio. The discharges are to the Maumee 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 this facility, if approved, would result in degradation to, or lowering of, the water quality of the Maumee 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 modification application are available for review at Ohio EPA's Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402 (419)352-8461. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on April 16, 2009 at the Waterville Council Chambers, 25 North Second Street, Waterville, Ohio 43566. 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 April 23, 2009. Comments received after this date may not be considered as part of the official record.

**Date of Public Notice: March 2, 2009**

**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 initial issuance of a National Pollutant Discharge Elimination System (NPDES) permit (0IN00265) for the proposed discharge from the Former Cooper Power Systems Facility disposal system. Public notice is also given that Ohio EPA-DSW has received an application for Permit to Install (PTI) (701936) for the construction of the proposed disposal system. The NPDES and PTI applications were submitted by Cooper U.S., Inc., 600 Travis, Suite 5600, Houston, Texas 77002-1001.

Cooper U.S., Inc. is proposing to construct a groundwater pump and treatment system to be operated exclusively for the treatment of contaminated groundwater at a response action clean-up site. Groundwater contaminated with volatile organic compounds will be extracted from two extraction wells and treated using an air stripper. The proposed pump and treatment system is to be located at 1510 Pershing Road, Springfield Township, Muskingum County, Ohio. The proposed discharges are to a storm sewer to Chaps Run 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 Chaps Run and 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 6:00 P.M. on April 20, 2009, at the John McIntire Library, 220 North Fifth Street, Zanesville, Ohio 43071. 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 April 27, 2009. Comments received after this date may not be considered as part of the official record.