

PUBLIC NOTICE

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

Notice is hereby given that on March 31, 2009, 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 March 31, 2009, the director of Ohio EPA issued an amended infectious waste generator certificate to Talecris Plasma Resources Inc, 79 TW Alexander Dr, 4101 Research Commons, Research Triangle Park NC 27709, Reg. No.: 00-G-01507. 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 April 1, 2009; the director of Ohio EPA issued thirty-four certificates of registration as transporter of scrap tires to Casings Inc., RT 9W & Maple Ave., Catskill, NY 12414. 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.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on April 1, 2009; the director of Ohio EPA issued two certificates of registration as transporter of scrap tires to Friendly Tire, 604 Broadway Ave., NewJohnsonville, TN 37040. 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.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on April 1, 2009; the director of Ohio EPA issued seven certificates of registration as transporter of scrap tires to DTR Inc, 2640 Hoods Creek Pk., Ashland, KY 41102. 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.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on April 1, 2009; the director of Ohio EPA issued twenty certificates of registration as transporter of scrap tires to Elk Distributing Inc, 57858 Charlotte Ave., Elkhart, IN 46517. 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.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on April 1, 2009; the director of Ohio EPA issued thirteen certificates of registration as transporter of scrap tires to Porter Tire Center Inc., 18361 W US Hwy 60, Olive Hill, KY 41164. 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.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on April 1, 2009; the director of Ohio EPA issued twenty six certificates of registration as transporter of scrap tires to Rumpke of Kentucky Inc., 1374 Bryan Griffin Rd, Butler, KY 41006. 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.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on April 1, 2009; the director of Ohio EPA issued six certificates of registration as transporter of scrap tires to Tire Town Inc., 1825 S. 4th St., Leavenworth, KS 66048. 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.

PUBLIC NOTICE

ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on April 1, 2009; the director of Ohio EPA issued two certificates of registration as transporter of scrap tires to Tri-County Industries Inc., 159 TCI Park Dr, Grove City, PA 16127. 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.

PUBLIC NOTICE
FINAL ACTIONS OF THE DIRECTOR
ISSUANCE OF CERTIFICATES TO REPAIR TECHNICIANS UNDER
THE MOTOR VEHICLE EMISSION INSPECTION AND MAINTENANCE PROGRAM

Notice is hereby given that the Director of the Ohio Environmental Protection Agency, pursuant to Ohio Revised Code Chapter 3704.14 and Ohio Administrative Code rule 3745-26-16, has issued certificates to perform work as a Certified Repair Technician under the Motor Vehicle Emission Inspection and Maintenance Program, consistent with the requirements of that program, to the repair technicians listed below. All certificates are issued 4/1/2009.

For information regarding these final actions, contact Michael Riggleman, Ohio EPA, Division of Air Pollution Control, Mobile Sources Section, P.O. Box 1049, Columbus, Ohio 43216-1049, or by telephone at (614) 644-3059. These final actions of the Director were not preceded by proposed actions, and are appealable to the Environmental Review Appeals Commission within thirty (30) days after issuance of the Director's action, pursuant to section 3745.07 of the Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. Appeals must be sent to the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

FIRST	LAST	CITY	STATE
JOSHUA	SELISKAR	MENTOR-ON-THE-LAKE	OH
MARTY	DIMICHELE	OLMSTED	OH
JAMES	POULOS	WILLOWICK	OH

**PUBLIC NOTICE
FINAL ACTIONS OF THE DIRECTOR
ISSUANCE OF CERTIFICATES TO REPAIR FACILITIES UNDER
THE MOTOR VEHICLE EMISSION INSPECTION AND MAINTENANCE PROGRAM**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency, pursuant to Ohio Revised Code Chapter 3704.14 and Ohio Administrative Code rule 3745-26-15, has issued certificates to perform work as a Certified Repair Facility under the Motor Vehicle Emission Inspection and Maintenance Program, consistent with the requirements of that program, to the facilities listed below. All certificates are issued 4/1/2009.

For information regarding these final actions, contact Michael Riggleman, Ohio EPA, Division of Air Pollution Control, Mobile Sources Section, P.O. Box 1049, Columbus, Ohio 43216-1049, or by telephone at (614) 644-3059. These final actions of the Director were not preceded by proposed actions, and are appealable to the Environmental Review Appeals Commission within thirty (30) days after issuance of the Director's action, pursuant to section 3745.07 of the Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. Appeals must be sent to the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

COUNTY	SHOP NAME	CITY	STATE
CUYAHOGA	AUTO REPAIR, INC	BROOKPARK	OH

Statewide

PUBLIC NOTICE

**LIST OF HAZARDOUS WASTE PERMIT MODIFICATIONS
AVAILABLE FOR REVIEW**

As required by Ohio Administrative Code (OAC) rule 3745-50-51(K), Ohio EPA maintains a list of all approved hazardous waste permit modifications. An updated list of approved permit modifications is available for public review at: Ohio Environmental Protection Agency, Division of Hazardous Waste Management, 50 West Town Street, Suite 700, Columbus, Ohio 43215, tel.: (614) 644-2977. Some of these modifications are also available on-line at: <http://www.epa.state.oh.us/dhwm/issuedpermits.html>.

Date of Public Notice: April 4, 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 (3PD00002) for the discharge from The City of Conneaut wastewater treatment plant. The NPDES application was submitted by The City of Conneaut, 294 Main Street, Conneaut, Ohio 44030.

The City of Conneaut is requesting revised limits for mercury in their NPDES permit along with the inclusion of conditions for a mercury variance. The City of Conneaut wastewater treatment plant is located at 1206 Broad Street Extension, Conneaut, Ashtabula County, Ohio. The discharges are to Lake Erie.

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 expansion, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. 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 application are available for review at Ohio EPA's Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087 (330) 963-1200. An Ohio EPA public hearing on the proposed project has been scheduled for 6:00 P.M. on May 21, 2009, at the Conneaut Public Library, 304 Buffalo Street, Conneaut, Ohio 44030. 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

application. 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 May 28, 2009. Comments received after this date may not be considered as part of the official record.

PUBLIC NOTICE

OHIO EPA RECEIVES NEW HAZARDOUS WASTE CLOSURE PLAN

On March 10, 2009, Ohio EPA received a new hazardous waste closure plan from AK Steel Corporation-Coshocton Works, for its injection well located at 17400 State Route 16, Coshocton, Ohio 43812. The EPA Identification Number for this facility is OHD004294567.

Why is AK Steel Submitting this New Closure Plan?

As the result of the Director's Final Findings and Orders issued in December 2007, AK Steel submitted this new closure plan. This closure plan addresses strategies of implementing short-term goals, intermediate-term performance goals, and final-term cleanup goals and their relationship with the facility's commercial product substitute transfer line (CPS). Other topics included are evaluation of the extent of constituents from former CPS release, evaluation and selection of remedial alternatives, closure details and corrective action activities.

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

You can submit written comments anytime between March 23, 2009 and April 22, 2009. 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 New Closure Plan?

You can review the Closure Plan at the following locations:

Ohio EPA, Southeast District Office, 2195 Front Street, Logan, Ohio 43138, tel: (740) 385-8501;

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

Date of Public Notice: March 30, 2009

**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 water quality certification for a project known as Hall's Knob, ODNR #10400. The application was submitted by Oxford Mining Co., LLC, 544 Chestnut Street, Coshocton, Ohio 43812-0427. The project is located in Sections 14, 15, 20 and 21, Millwood Township, Guernsey County, Ohio. The Huntington District Corps of Engineers Public Notice Number for this project is Stillwater Creek 2005-01385 TUS. The Ohio EPA ID Number for this project is 083435.

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 impact 214 linear feet of perennial stream channel; 6,269 linear feet of intermittent stream channel; 2,823 linear feet of ephemeral stream channel; 0.183 acres of wetlands; and 0.923 acres of open water impoundments in association with construction, operation and reclamation of the Hall's Knob surface mine. The applicant's proposed minimal degradation alternative, if approved, would impact 214 linear feet of perennial stream channel; 2,843 linear feet of intermittent stream channel; 2,541 linear feet of ephemeral stream channel; 0.183 acres of wetlands; and 0.923 acres of open water impoundments in association with construction, operation and reclamation of the Hall's Knob surface mine. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Stillwater Creek. 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 March 30, 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.

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 thirty days of the date of this public notice.

PUBLIC NOTICE

The Ohio Environmental Protection Agency and United States Department of Interior, Fish and Wildlife Service Solicit Public Comment Regarding Sampling and Analysis Plan for the Ottawa River Site Toledo, Ohio

The Ohio Environmental Protection Agency (Ohio EPA) and the U.S. Fish and Wildlife Service (Service) of the Department of Interior (DOI) (collectively, the trustees) are assessing damages to natural resources that have resulted from releases of hazardous substances to the Ottawa River and North Maumee Bay, Lake Erie (collectively known as the assessment area). The Trustees are soliciting comments on a sampling and analysis plan that will provide information on the health and potential health impacts to fish as the result of this contamination.

The Ottawa River begins southeast of Sylvania, Ohio at the junction of Ten Mile Creek and North Ten Mile Creek. From there it flows, generally south east, through the City of Toledo, to Maumee Bay (Lake Erie), entering Maumee Bay - Lake Erie approximately 2.3 miles north of the Maumee River in Monroe County Michigan.

Decades of manufacturing activity and waste disposal practices have resulted in the release of hazardous substances to the Ottawa River and its watershed. Hazardous substances have migrated from landfills along the banks of the Ottawa River and from industrial facilities in the watershed, contaminating water, fish and wildlife in the Ottawa River and adjacent North Maumee Bay. Hazardous substances released into the assessment area include, but are not limited to, polychlorinated biphenyls (PCBs), benzo(a)pyrene, hexachlorobenzene, and other compounds.

The purpose of the Sampling and Analysis Plan is to quantitatively evaluate the health of fish in the Ottawa River and establish linkages between concentrations of hazardous substances and observed impairments to the fish community using an array of biological parameters and chemical analysis.

The objectives of this proposed study are as follows: evaluate the impacts of hazardous substances on largemouth bass and brown bullheads through comparison of tissue residues, histology and biomarkers in fish from the Ottawa River to those collected from reference sites; and, establish linkage between depressed Index of Biotic Integrity (IBI) and Modified Index Well-Being (MIwb) scores, and deformities, eroded fins, lesions, and tumors (DELTs), and hazardous substances.

The Trustees will accept written comments through May 1, 2009. Anyone may submit written comments on the Sampling and Analysis Plan by writing to: Brian Tucker, NRDA

Coordinator, Ohio EPA Central Office, 50 West Town Street, Suite 700, Columbus, Ohio (43215). Comments can also be faxed to Brian Tucker at (614) 644-3120 or e-mailed to him at brian.tucker@epa.state.oh.us. The Trustees will consider all comments and will provide an appropriate response to all comments.

Copies of the Sampling and Analysis Plan are available at the Ohio EPA Northwest District Office. Arrangement to review the Sampling and Analysis Plan can be made by calling Information Specialist, at (419) 373-3081 for an appointment.

Date of Public Notice: April 1, 2009

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 a project on an approximately 89 acre site known as Austin Landing, Northeast Corner. The application was submitted by RG Properties, 8163 Old Yankee Road, Suite B, Dayton, Ohio 45458. The project is located north of Miamisburg-Springboro Pike and east of Interstate 75 in Miami Township, Montgomery County, Ohio. The Huntington District Corps of Engineers Public Notice Number for the project is LRH-2007-179-GMR. The Ohio EPA ID Number for the project is 093491.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 2,745 linear feet of streams and 0.137 acre of wetlands on the site in order to construct 1,484,000 square feet of commercial retail, offices, hotels and a community events center. The applicant's proposed minimal degradation alternative, if approved, would impact 850 linear feet of streams and 0.137 acre of wetlands on the site in order to construct 1,192,000 square feet of commercial retail, offices, hotels and a community events center. 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 unnamed tributaries to Clear Creek in the Great Miami 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 the OHIO EPA.

Starting April 1, 2009, copies of the application for the certification and technical support information may be inspected of Ohio EPA/DSW, Lazarus Government Center, 50 West Town 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. Comments received after this date may not be considered as part of the official record.