

PUBLIC NOTICE

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

Notice is hereby given that on April 7, 2009, the director of Ohio EPA issued an amended infectious waste generator certificate to Bio Medical Applications of Ohio Inc, 10585 N Meridian St Ste 160, Indianapolis, IN 46290, Reg. No.: 25-G-00986. Persons wishing to be notified of further actions or proceedings for this project must submit a request in writing to Ohio EPA, Division of Solid and Infectious Waste Management, Attn: Systems Management Unit, P.O. Box 1049, Columbus, Ohio 43216-1049, tel.: (614) 644-2621. This final action was not preceded by a proposed action and may be appealed to the Environmental Review Appeals Commission, at 309 South Fourth Street, Suite 222, Columbus, Ohio 43215.

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

Notice is hereby given that the Director of Environmental Protection, under the authority of Ohio Revised Code Section 3704.03 has adopted amended Ohio Administrative Code (OAC) rules 3745-17-03, 3745-17-14, 3745-18-03 and 3745-23-02, and new OAC rules 3745-23-01 and 3745-25-01 to 3745-25-05. Ohio EPA is also rescinding existing OAC rules 3745-17-02, 3745-18-02, 3745-21-02, 3745-23-01, 3745-25-01 to 3745-25-04, and 3745-71-02.

As part of Ohio's state implementation plan (SIP) for attaining and maintaining the national ambient air quality standards (NAAQS), Ohio EPA adopted the federal standards into our state rules. The particulate matter (PM) standard was located in Ohio Administrative Code (OAC) Chapter 3745-17, sulfur dioxide (SO₂) in 3745-18, carbon monoxide (CO) and ozone (O₃) in 3745-21, nitrogen dioxide (NO₂) in 3745-23 and lead (Pb) in 3745-71. The wide scattering of these standards throughout the various chapters often caused confusion among the regulated community, requiring them to perform extensive searches to find individual standards. The intent of this rulemaking effort was to consolidate Ohio's ambient air quality standards (AAQS) into a single rule to provide greater accessibility for the regulated community and the citizens of Ohio.

The consolidated AAQS are now included in new OAC rule 3745-25-02. OAC chapter 3745-25 was chosen as the location for this new rule because it already contained Ohio's emergency episode standards. The emergency episode standards, based on the federal standards in 40 CFR Part 51, Subpart H, set action levels above which air emergencies shall be declared. If an emergency is declared, regulated communities and facilities must implement their emergency control action programs to reduce airborne concentrations of the six priority pollutants back below the emergency levels. The placement of the AAQS rule in this chapter will combine both the regular standards and the emergency standards in one location for easier access.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC is required to consult with interested parties affected by the rules before the division formally adopts them. On November 21, 2008 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 March 5, 2009, in Columbus, Ohio. There were no comments received during the comment period or at the public hearing. The Director's order of adoption was issued on April 8, 2009. The effective date of these rules is April 18, 2009.

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 Paul Braun, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Paul Braun at 614-644-3734. The rules are available on the

Web page for electronic downloading. The URL is:
<http://www.epa.state.oh.us/dapc/regs/regs.html>.

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

Public Notice Date: April 13, 2009

OHIO ENVIRONMENTAL PROTECTION AGENCY
PUBLIC NOTICE
SALT 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 the Salt Creek Watershed Total Maximum Daily Load Report (TMDL) Document. Ohio EPA developed the 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 Salt Creek watershed that appear on the Ohio 2008 303(d) list (assessment units 05060002 070, 080, 090 and 100). The impaired waters are located in the Counties of Fairfield, Pickaway, Hocking, Ross, Vinton, Pike and Jackson.

All interested persons wishing to submit comments for Ohio EPA's consideration may do so in writing to Ohio EPA, Division of Surface Water, P.O. Box 1049, Columbus, Ohio, 43216-1049, Attn: Beth Risley, or by email to beth.risley@epa.state.oh.us by the close of business, May 15, 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 Beth Risley at the address above or by calling 614-644-2001. The Document will be posted (on or before April 13, 2009) to the Ohio EPA Division of Surface Water Web site <http://www.epa.state.oh.us/dsw/index.html>.

Date of Public Notice: April 13, 2009

**PUBLIC NOTICE
NOTICE OF PUBLIC HEARING**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 water quality certification for a project known as Water Color Estates which will consist of a housing development consisting of single-family residences with lake front and lake access lots. The application was submitted by Southshore Acres Incorporated. The project is located north of Koehn Road between Mercer Auglaize County Line Road and Schroeder Road. The Huntington District Corps of Engineers Public Notice Number for this project is LRH-2006-533-WAB. The Ohio EPA ID Number for this project is 083440.

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 would impact 1.92 acres of low to high quality emergent, scrub brush and forested wetlands, 0.63 acres of reclaimed lake and 0.70 acres of shallow lake access channel. The applicant's proposed minimal degradation alternative, if approved, would impact 1.92 acres of low to medium quality wetlands, 0.29 acres of reclaimed lake and 0.70 acres of shallow lake access channel. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts to waters of the state.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Grand Lake St. Marys. 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 April 13, 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 May 28, 2009 at 6:30 p.m. at St. Marys Council Chambers, 101 E. Spring Street, St. Marys, Ohio 45885. 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 June 4, 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.

Coshocton and Guernsey Counties

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 (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to conduct surface mining activities to recover the No. 6 coal. The application was submitted by Oxford Mining Company, LLC, 544 Chestnut Street, P.O. Box 427, Coshocton, Ohio 43812. The project is located in Sections 13-15, 17-21, 28-32, and 33-35 of Linton Township, Coshocton County, and Sections 4 & 5 of Knox Township, Guernsey County, Ohio. The Huntington District Corps of Engineers Public Notice Number for this project is LRH-2005-421-1. ODNR, Division of Mineral Resources Management permit number for this project is D-2295. The Ohio EPA ID Number for this project is 093497.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would result in impacts to approximately 26,010 feet of streams, and 3.90 acres of wetland. The applicant's proposed minimal degradation alternative, if approved, would result in impacts to approximately 6,033 feet of streams, and 0.33 acres of wetland. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of unnamed tributaries to Twomile Run and Wills Creek. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting April 1, 2009, copies of the application for the certification and technical support

information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 50 W. Town St., Suite 700, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available at Ohio EPA District Offices by calling the same number.

Persons wishing to 1) be on Ohio EPA's interested parties mailing list for this project, 2) request a public hearing, or 3) submit written comments for Ohio EPA's consideration in reviewing the application should do so in writing to Ohio EPA/DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 within 30 days of the date of this public notice.

PUBLIC NOTICE

**OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
AMERICAN METAL COATINGS, INC.**

On April 7, 2009, Ohio EPA issued final Findings and Orders to American Metal Coatings, Inc. for its facility located at 1088 Ivanhoe Road, Cleveland, Ohio 44110.. This facility is a large quantity generator of hazardous waste and stored such waste for greater than 90 days. The EPA I.D. number for this facility is OH0000147868.

American Metal Coatings, 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.

Date of Public Notice: April 6, 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 to develop/expand a portion of the Port Columbus International Airport for the construction of the NetJets Corporate Headquarters. The application was submitted by the Columbus Regional Airport Authority (CRAA), 4600 International Gateway, Columbus, Ohio 43219. The project is located along Bridgeway Avenue near the northwest side of the airport, southwest of I-270 and southeast of Johnstown Road. The Huntington District Corps of Engineers Public Notice Number for this project is LRH-2003-270-SCR. The Ohio EPA ID Number for this project is 083460.

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 465 linear feet of ephemeral and perennial stream and 2.04 acres of Category 1 and Modified Category 2 wetlands. The applicant's proposed minimal degradation alternative, if approved, would impact 324 linear feet of ephemeral and perennial stream and 0.11 acre of Category 1 and Modified Category 2 wetlands. 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 unnamed tributaries to Big Walnut 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 April 6, 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.

Date of Public Notice: April 16, 2009

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 water quality certification for a project to construct a medical facility, associated parking lots. The application was submitted by the Faith and Hope Land Development Company, LLC., an agent for University Hospitals Health System. The project is located on an approximately 19.2-acre property in Montville Township, Medina County, Ohio. The Buffalo District Corps of Engineers Public Notice Number for this project is 2006-00283. The Ohio EPA ID Number for this project is 083454.

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 1.97 acres of wetland and 2,202 linear feet of streams. The applicant's proposed minimal degradation alternative, if approved, would impact 1.70 acres of wetlands and 1,484 linear feet of streams. 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 an unnamed tributary to the West Branch of the Rocky 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 April 16, 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 June 3, 2009, at 6:30 p.m. at the Medina Public Library, Community Room, 210 South Broadway in Medina, Ohio 44256. 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 June 10, 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: 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 (2IW00010) for the discharge from a proposed water treatment plant upgrade. The NPDES application was submitted by the the City of Bowling Green, 17549 West River Road, Bowling Green, Ohio 43402.

The City of Bowling Green is proposing to upgrade the drinking water plant located at 17549 West River Road to an integrated membrane system. It is expected that additional pollutants will be discharged from the water treatment plant's wastewater lagoons. The proposed 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 the wastewater treatment plant expansion, 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 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 6:00 P.M. on May 26, 2009, at the Grand Rapids Branch Library, 17620 Bridge Street, Grand Rapids, Ohio 43522. 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 June 2, 2009. Comments received after this date may not be considered as part of the official record.