

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

Notice is hereby given that on September 14, 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: **James E. Zentmeyer, CP252, Benjamin H. Iden, CP312, Barry J. Franz, CP119, Ihor R. Melnyk, CP147, Terry E. Stransky, CP262, Charles R. Bishop, CP253, and Thomas E. Gillespie, CP234.**

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
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS

To the City of Columbus for the Jeffrey Place Property

Notice is hereby given that on September 15, 2009, 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 Columbus for the property identified as the Jeffrey Place property.

The city of Columbus conducted a voluntary action of the approximately 31.047-acre property located at the southeast corner of North Fourth Street and East First Avenue, Columbus, Franklin County, Ohio. A no further action letter was submitted on September 30, 2008 and later amended on July 21 and August 5, 2009, to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of the city of Columbus by Bruce A. Savage, a certified professional (No. CP 265), 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 ORC 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 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 it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be served on the Director within three 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. The appeal may be filed with the Commission at 309 South Fourth Street, Room 222, Columbus, Ohio 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.

Statewide

Public Notice Date: by September 22, 2008

**PUBLIC NOTICE
REVISIONS TO THE
2009 AMENDED WATER POLLUTION CONTROL LOAN FUND
PROGRAM MANAGEMENT PLAN**

Notice is hereby given that the Ohio Environmental Protection Agency is revising a portion of the 2009 Amended Program Management Plan for the Ohio Water Pollution Control Loan Fund (WPCLF). The Plan contains information regarding the proposed project priority list, intended uses of funds, and manner of operation of the Water Pollution Control Loan Fund in program year 2009, under authority of Ohio Revised Code 6111.036. The Plan was approved by the Director on June 5, 2009.

The purpose of this revision is to extend the period of availability of funds provided by the WPCLF through the American Recovery and Reinvestment Act of 2009 (ARRA) for the upgrade or replacement of existing home sewage treatment systems. The approved Plan states that the funds for this set-aside will be available until October 1, 2009. This revision will extend that period until November 1, 2009.

The revision approved by the Director occurs on page 4 of the Plan, and reads as follows:

“ARRA funds in the Home Sewage Treatment System Reserve that are not under local contract for construction by ~~October~~November 1, 2009 will be re-distributed for use by projects within the Standard Project Reserve.”

A copy of the full text of the current Amended 2009 Program Management Plan will be available through the internet at:

http://www.epa.state.oh.us/defa/stimulus_pages/stimulus.aspx

Comments regarding this revision may be sent to Dave Reiff, Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, P.O. Box 1049, Lazarus Government Center, Columbus, Ohio 43215-1049, or via e-mail to dave.reiff@epa.state.oh.us or by fax to Dave Reiff at (614)460-8207.

Date of Public Notice: September 3, 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 certification for Shoreline Improvements at the Catawba Island Club, 4235 Beach Club Road, Port Clinton, OH. The application was submitted by Catawba-Cleveland Development Corp., 4235 Beach Club Road, Port Clinton, OH 43452. The Buffalo District of the U.S. Army Corps of Engineers permit number is 2009-101. The Ohio EPA ID Number for this project is 093543.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would construct five 75' long detached breakwaters and one 75' groin with a 2:1 slope on the lakeside and a 1.5:1 slope on the shore side, 395 LF of armor stone revetment, a 71LF rubblemound breakwater extension, 2,000 CY of dredging, 241 LF of steel sheet pile bulkhead rehabilitation, 320 LF of new 8' wide pile supported concrete access walkway, and 368 LF of new 6" thick concrete slab on the existing sheet pile entrance pier, and install 1,800 CY of sand prefill. Approx. 42,210 SF of new lake bottom will be filled below OHW, and 7,775 CY of new fill will be placed below OHW. The applicant's proposed minimal degradation alternative, if approved, would construct five 75' long detached breakwaters and one 75' groin with a 1.5:1 slope on the lakeside and a 1.5:1 slope on the shore side, 395 LF of armor stone revetment, a 71 LF rubblemound breakwater extension, 2,000 CY of dredging, 241 LF of steel sheet pile rehabilitation, 320 LF of new 8' wide pile supported concrete access walkway, and 368 LF of new 6" thick concrete slab on the existing sheet pile entrance pier, and install 1,800 CY of sand prefill. Approx. 40,210 SF of new lake bottom will be filled below OHW and 7,135 CY of new fill will be placed below OHW. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands or lake habitat.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality 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. 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 September 3, 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 Street, Columbus, Ohio by first calling (614) 644-2001. Applications can be made available at Ohio EPA District Offices by calling the same number.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 6:30 P.M. on Tuesday, October 20, 2009 at the Port Clinton Council chambers, 1968 East Perry Street, Port Clinton, OH 43452. 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 October 27, 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 close of business on October 27, 2009.