

## **PUBLIC NOTICE**

### **FINAL ISSUANCE OF EMERGENCY REGISTRATION CERTIFICATES FOR A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that, on October 6, 2009, the director of Ohio EPA issued (1) one emergency infectious waste transporter certificate to Daniels Sharpsmart Inc., 2133-126 Upton Dr #436, Virginia Beach VA 23454, ID No: 00-T-00278. 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 CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE**

Notice is hereby given that on October 8, 2008, the director of Ohio EPA issued an infectious waste generator certificate to Vein Clinics of America Inc, 1901 Butterfield Rd Ste 220, Downers Grove, IL 60515, Reg. No.: 00-G-01626. 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 CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE**

Notice is hereby given that on October 8, 2008, the director of Ohio EPA issued an infectious waste generator certificate to Choice One Renal Care Newark LLC, 211 Commerce Court Ste 104, Pottstown PA 19464, Reg. No.: 00-G-01627. 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 AN AMENDED CERTIFICATE OF REGISTRATION AS A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that on October 8, 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.

## **Verified Complaint Public Notice**

Ohio Department of Natural Resources  
Division of Forestry  
Shawnee State Forest  
Scioto County (73)

On September 2, 2009 a verified complaint was filed with the Director of the Ohio Environmental Protection Agency. The complaint was filed by Ms. Barbara A. Lund, 2635 Hamilton Road, Lynx, Ohio 45650. The complaint was filed against the Ohio Department of Natural Resources, Division of Forestry, 2045 Morse Road, F-1, Columbus, OH 43229, alleging violations of open burning permission #093004cads06, issued by the Portsmouth Local Air Agency on March 27, 2009, regarding open burning activities conducted by the Ohio Department of Natural Resources on or around April 2, 2009, in the Shawnee State Forest, located in Scioto County, Ohio. Further information may be obtained and agency files and records pertaining to the proceedings may be inspected and copied by contacting the Ohio Environmental Protection Agency, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio 43216-1049, telephone number (614) 644-2270 or the Air Pollution Unit, Portsmouth City Health Dept., 605 Washington Street, Third Floor, Portsmouth, Ohio 45662, telephone number (740) 353-5156. Any person may request notice concerning further actions pursuant to the complaint, including the outcome of the proceedings.

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

Notice is hereby given that on September 30, 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: **Eric H. Wilburn CP306, Scott .K. Fennell CP203, Paul L. Freedman CP107.**

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.

**Date of Public Notice: October 7, 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. 9 and No. 11 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 17, 18, 23 & 24 of Union Township, Belmont County, Ohio. ODNR, Division of Mineral Resources Management application number for this project is D-2198-1. The Ohio EPA ID Number for this project is 083434.

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 4,997 feet of streams, and 1.10 acres of wetland. The applicant's proposed minimal degradation alternative, if approved, would result in impacts to approximately 3,274 feet of streams, and 0.76 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 Wheeling 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 October 7, 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.

**Date of Public Notice: October 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 construct a new 24-foot wide paved boat launch with five foot wide walkways on either side and riprap along the Ohio River. Both the boat ramp and the riprap would extend from above the normal surface height of the river to below the river surface. The application was submitted by the Wayne National Forest, 13700 U.S. Highway 33, Nelsonville, OH 45764. The project is located on the Ohio side of the Ohio River approximately 6 miles south of New Matamoras and 9 miles north of Newport, Ohio. The Huntington District Corps of Engineers Public Notice Number for this project is LRH-2006-804-OHR. The Ohio EPA ID Number for this project is 073184.

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 cause some sediment to be released into the Ohio River during construction of the boat launch. The use of check dams and a 200 foot coffer dam will minimize the amount of sediment released. Up to 1,400 cubic yards of ODOT Class A rock or larger, ODOT Class 1&2 limestone, and granular fill would be used. Structural concrete would also be added to create the boat ramp. Up to 600 feet of river bank vegetation would be removed and up to 500 feet of river bank would be lined with riprap. Potential impacts to mussels in the river would be mitigated through a joint project with the US Fish and Wildlife Service to physically relocate the mussels to an alternate appropriate site. The applicant's proposed minimal degradation alternative, if approved, would cause some sediment to be released into the Ohio River during construction of the boat launch. The use of check dams and a 200 foot coffer dam will minimize the amount of sediment released. Up to 300 cubic yards (cy) of ODOT Class A rock or larger, 154 cy ODOT Class 1&2 limestone, 367 cy of granular fill, and 337 cy of structural concrete would be used. Also, river bank vegetation would only be removed as necessary up to 300 feet in length, and up to 300 feet of river bank would be lined with riprap. Potential impacts to mussels in the river would be mitigated through a joint project with the US Fish and Wildlife Service to physically relocate the mussels to an alternate appropriate site. 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 the Ohio 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 October 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.