

PUBLIC NOTICE

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

Notice is hereby given that on January 20, 2010; the director of Ohio EPA issued an amended infectious waste generator certificate to Dialysis Corporation of America, 214 Senate Ave Ste 300, Camp Hill, PA 17011, Reg. No.: 00-G-01240. 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.

Date of Public Notice: January 21, 2010

**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 a project to expand coarse and fine coal refuse disposal at The Ohio Valley Coal Company Powhatan No. 6 Mine. The application was submitted by Civil and Environmental Consultants on behalf of the Ohio Valley Coal Company, 56854 Pleasant Ridge Road, Alledonia, Ohio 43902. The project is located in Washington Township, Belmont County, Ohio in the Casey Run watershed between State Route 148 and Pleasant Ridge Road, about 1.5 miles west of Alledonia, Ohio. The Ohio Department of Natural Resources Permit Number for this project is D-360-14. The Pittsburgh District of the U.S. Army Corps of Engineers' Public Notice Number for this application is 04-38. The Ohio EPA ID Number for this project is 093558.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative is to construct both a slurry impoundment (the #3 slurry impoundment) and a coarse coal refuse disposal area that would, if approved, impact 18 small Category 1 and Category 2 wetlands totaling 0.463 acres and 32,197 feet of stream (9,574 linear feet of perennial stream channels, 17,135 linear feet of intermittent stream channels, and 6,488 linear feet of ephemeral stream channels).

The applicant's proposed minimal degradation alternative is to construct just the #3 slurry impoundment. This alternative, if approved, would impact 18 small wetlands totaling 0.463 acres and 29,928 feet of stream (9,574 linear feet of perennial stream channels, 13,928 linear feet of intermittent stream channels, and 6,426 linear feet of ephemeral stream channels).

The applicant's proposed non-degradation alternative, off-site disposal, would, if approved, have no direct impacts on streams or wetlands within the Casey Run watershed.

The discharges of dredged or fill material from the construction of the #3 slurry impoundment, if approved, would result in degradation to, or lowering of, the water quality of Casey Run and its tributaries in the Captina Creek watershed. Once constructed, all discharges from the operation of the #3 slurry impoundment will be collected and pumped to the existing #2 slurry impoundment and would utilize the existing NPDES permit to discharge to Perkins Run, a tributary to Captina 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.

Beginning January 21, 2010, 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 Southeast District Office by calling the same number.

Ohio EPA, in conjunction with the Pittsburgh District of the U.S. Army Corps of Engineers, will hold a public information session and public hearing relative to issues of lower water quality on Thursday, March 11, 2010 beginning at 6:00 p.m. at the Beallsville High School Multipurpose Room, 52682 Ohio Avenue (S.R. 145), Beallsville, Ohio 43716. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the projects.

All interested persons are entitled to attend or be represented and give written or oral comments on the proposed project and all persons who do so may, at the discretion of the presiding officer, be questioned by others present. 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 Thursday, March 18, 2010. 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 Thursday, March 18, 2010.

Hamilton County

PUBLIC NOTICE
OHIO EPA ISSUES DRAFT STATEMENT OF BASIS FOR
CORRECTIVE MEASURES

On January 25, 2010, Ohio EPA issued a Statement of Basis for the Hilton Davis facility (now called Emerald Hilton Davis) located at 2235 Langdon Farm Road, Cincinnati Ohio 45237-4712. The EPA Identification Number for this facility is OHD004240313.

Why does the Hilton Davis facility need a Statement of Basis?

NPEC (a wholly owned subsidiary of Kodak) is addressing the contaminated soil and ground water at the Hilton Davis facility. The Statement of Basis (SB) identifies Ohio EPA's preferred remedies, explains the reasons for the selection of the remedies, solicits public review and comments, and provides information on how the public can be involved in the remedy selection process.

How can I tell Ohio EPA what I think about this Statement of Basis?

You can attend the public meeting and present your comments in person or submit written comments that are clear, concise, and well documented. Or, you are welcome to do both. Everyone who wants to comment at the public meeting will be allowed to speak. You should limit your presentation to five minutes and, if possible, submit a written copy of your comments to Ohio EPA at the meeting.

When and where will Ohio EPA hold a Public Meeting?

Ohio EPA will hold a public meeting on Thursday, February 25, 2010 at the Pleasant Ridge Recreation Center, 5915 Ridge Avenue, Cincinnati, Ohio 45213. Ohio EPA will host an open house from 5:00 to 6:00 PM, with the public meeting beginning at 6:00 PM.

When and how do I submit written comments?

You can submit written comments anytime between **January 26 and March 12, 2010**. Send your comments 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) 644-2977, fax number (614) 728-1245, e-mail: dhwmcomments@epa.state.oh.us.

Where can I review the Statement of Basis and supporting documents?

You can review these at one of the following locations:

Public Library of Cincinnati and Hamilton County, Bond Hill Branch, 1703 Dale Road, Cincinnati, Ohio 45237, tel.: (513) 369-4445;

Ohio EPA - Southwest District Office, 401 East Fifth Street, Dayton Ohio

45402, tel.: (937) 285-6357; 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 SB, making any necessary changes, and issue a final decision. Ohio EPA will issue a "response to public comments," specifying any changes made to the SB. If you commented on the SB, Ohio EPA will send you copies of the "response to public comments" and the final decision.

Lucas County

**PUBLIC NOTICE
EXTENSION OF PUBLIC COMMENT PERIOD**

Notice is hereby given that the Ohio Environmental Protection Agency has extended the public comment period on the application for a Clean Water Act Section 401 Certification for a U.S. Army Corps of Engineers dredging project located in Toledo Harbor submitted by the USACE, Buffalo District, 1776 Niagara Street, Buffalo, NY 14207.

The expiration date for the public comment period is hereby extended and will expire February 22, 2010.

Interested persons are invited to submit written comments on the dredging project. Comments should be submitted in person or by mail to:

Ohio Environmental Protection Agency
Permits Processing Unit
P. O. Box 1049
50 West Town Street
Columbus, OH 43216-1049

The OEPA ID number for this project (093554) should appear next to the above address on the envelope and on each page of any submitted comments. All comments received by the close of business on February 22, 2010 will be considered for the final permit.

Summit County

**PUBLIC NOTICE
OHIO EPA APPROVES CLOSURE PLAN FOR
UNIVERSAL MATERIALS, INC.**

On January 15, 2010, Ohio EPA approved a closure plan for Universal Materials, Inc. for four (4) former storage areas located at 3995 Mogadore Industrial Parkway, Mogadore, Ohio 44260. The EPA I.D. number for this facility is OHD980792600.

Pursuant to Ohio Revised Code rule 3745-66-11 & 12, the facility's closure plan received on January 16, 2009 and revised on April 9 and September 18, 2009, was approved with modifications as outlined in the Director's January 15, 2010 correspondence. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.