

PUBLIC NOTICE
FINAL FINDINGS AND ORDERS
DENYING COVENANT NOT TO SUE
International Utility Structures, Inc. – Union Metals Property

Notice is hereby given that on March 30, 2010, 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, denied the 2002 Request for a Covenant Not To Sue in Final Findings and Orders for the property identified as the International Utility Structures, Inc. – Union Metals Corporation Property in Canton, Ohio (the “Property”).

A No Further Action Letter (the “2002 NFA Letter”) was initially issued for the Property on July 24, 2002 by James R. Burns (CP 145), then a certified professional as defined in ORC 3746.01(E) and OAC 3745-300-01(A)(8) (effective December 16, 1996). The Property is located at 1432 Maple Avenue, Canton, Stark County, Ohio and includes about 41 acres. The 2002 NFA Letter was submitted to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of International Utility Structures, Inc. (“International”). The 2002 NFA Letter was determined to be incomplete and failed to demonstrate that the Property met VAP applicable standards. A second NFA Letter and a request for a covenant not to sue has been submitted to Ohio EPA (09NFA366) for the Property and is currently pending review by Ohio EPA.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission 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 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 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 Environmental Review Appeals Commission at the following address: 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

If you would like to review a copy of the Denial 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.

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

Notice is hereby given that on March 29, 2010; the director of Ohio EPA issued an amended infectious waste transporter certificate to Daniels Sharpsmart Inc, 135 S LaSalle St Ste 2850, Chicago, IL 60603, Reg. 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 AMENDED CERTIFICATE OF
REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE

Notice is hereby given that on March 29, 2010, the director of Ohio EPA issued an amended infectious waste generator certificate to the DaVita Inc, 5200 Virginia Way, Brentwood, TN 37027, ID No.: 00-G-01073. 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
OHIO ENVIRONMENTAL PROTECTION AGENCY
RENEWAL OF CERTIFIED PROFESSIONALS UNDER OHIO'S VOLUNTARY
ACTION PROGRAM

Notice is hereby given that on March 12, 2010, 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: **Wendell L. Barner CP318, Shawn Fiore CP154, John L. Payne CP104, Lewis C. Rhodes CP201, and John C. Tiffany CP300.**

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 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 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 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 Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 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
PROPOSED CONSENT ORDER

The Ohio Environmental Protection Agency ("Ohio EPA") has entered into a proposed Consent Order to resolve all of the allegations in the July 20, 2007 Complaint filed by the State of Ohio in the Fulton County Court of Common Pleas, Case No. 07 CV 214. The Complaint was brought against Vreba Hoff Dairy Development, LLC and Vreba Hoff Dairy Leasing, LLC alleging violations of R.C. 6111 and the Ohio EPA National Pollutant Discharge Elimination System ("NPDES") General Storm Water Construction Permit ("Stormwater Permit") issued to the Defendants for the construction of dairy facilities. The facilities listed in the Complaint where the violations are alleged to have occurred are located in the following counties: Van Wert, Fulton, Marion, Defiance, Hardin, Henry, Paulding, Williams, Madison and Putnam. The proposed Consent Order provides for injunctive relief and the payment of civil penalties. The injunctive relief requires the Defendants to comply with R.C. 6111 and the rules adopted thereunder that pertain to the applicable NPDES Permit program; to comply with R.C. 903 and the rules adopted thereunder as they relate to storm water compliance in the event that the Ohio Department of Agriculture is authorized to administer the NPDES permit program; to comply the 2003 Stormwater Permit (OHC000002) or the 2008 Stormwater Permit, OHC000003, whichever applies; and to conduct an annual Storm Water Training Program for employees and contractors. The injunctive relief permanently applies to all of the Defendants' activities in the State of Ohio, including future projects at sites not listed in the Complaint. The proposed Consent Order requires the payment of an \$87,500.00 civil penalty over a period of five (5) years. Finally, the proposed Consent Order requires the payment of stipulated penalties for failure to comply with the terms and conditions of the Consent Order and the terms and conditions of the applicable NPDES Permit.

Copies of the Consent order can be obtained from the Ohio EPA, Central Office, by calling Patti Smith at 614-644-2156, or by writing to:

Patti Smith
Ohio EPA, Division of Surface Water
P.O. Box 1049
Columbus, Ohio 43216-1049

Written comments should be submitted to the Ohio EPA, Central Office, at the above address. **Written comments should be submitted on or before May 7, 2010.**

The final approval and entry of the proposed Consent order will not occur until after the thirty (30) day public comment period has expired. The thirty day period commences on April 7, 2010. The State of Ohio, Vreba-Hoff Dairy Development, LLC, and Vreba-Hoff Dairy Leasing, LLC reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.

**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 4/1/2010.

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.

**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 4/1/2010.

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. You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission 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 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, made payable to "Ohio Treasurer Kevin Boyce," 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 Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

FIRST	LAST	CITY	STATE
VINCE	SEITZER	AKRON	OH
ERIC	DEPENBROK	NORTH RIDGEVILLE	OH
RICHARD	KICIELINSKI	PARMA	OH

PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
City of Tiffin, SIEDC, Former Tiffin Glass Property

Notice is hereby given that on April 1, 2010, 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 Tiffin, and the Seneca Industrial and Economic Development Corporation, the "Volunteers," for property known as Former Tiffin Glass (the "Property").

A voluntary action was conducted of the approximately 4.168 acre-Property, which is located at the northeast corner of Fourth Avenue and Vine Street, Tiffin, Seneca County, Ohio. A no further action letter for the Property was submitted on March 2, 2009 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response by Thomas Mignery, a Certified Professional as defined in ORC 3746.01(E) and OAC 3745-300-01(A).

This action of the Director is final and may be appealed to the Environmental Review Appeals 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 thirty (30) days after notice or issuance of the action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Kevin Boyce," 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 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 Environmental Review Appeals Commission at the following address: 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, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
REINSTATEMENT OF LABORATORY CERTIFICATION
UNDER
OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that on April 1, 2010, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") 3746.04(B)(6) and Ohio Administrative Code ("OAC") 3745-300-04, issued a laboratory certificate to TestAmerica, Inc., ("TestAmerica") of 2960 Foster Creighton Drive, Tennessee granting the laboratory's request to reinstate its certification under Ohio's Voluntary Action Program. The certification number assigned to TestAmerica remains CL0033.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC Section 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 thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Kevin Boyce," 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 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 the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, OH 43215

If you would like to review a copy of the certificate, or any documents related to the laboratory's certification, please contact Ohio EPA, Division of Emergency and Remedial Response, Site Assistance & Brownfield Revitalization, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

Columbiana County

Date of Public Notice: April 7, 2010

**PUBLIC NOTICE
NOTICE OF RECEIPT OF ISOLATED WETLAND PERMIT
APPLICATION (LEVEL 2)**

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, an Isolated Wetland Permit (Level 2) for a project to expand the existing Total Waste Logistics Penn-Ohio Facility construction demolition debris landfill impacting 1.26 acres of wetlands. The application was submitted by Total Waste Logistics, LLC, 7131 Akron Canfield Road, Canfield, OH 44406. The project is located near the Village of Negley in Middleton Township, Columbiana County. The Ohio EPA Number for this project is 103606.

The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Ohio Revised Code (ORC) Sections 6111.02 to 6111.028 and other applicable provisions of state laws. Other alternatives as proposed by the applicant resulting in less adverse impact to the isolated wetland ecosystem, will be considered by Ohio EPA during the review process.

Starting April 7, 2010, 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. 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 20 days of the date of this public notice.

Columbiana County

Date of Public Notice: April 7, 2010

**PUBLIC NOTICE
NOTICE OF RECEIPT OF ISOLATED WETLAND PERMIT
APPLICATION (LEVEL 2)**

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, an Isolated Wetland Permit (Level 2) for a project to expand the existing Total Waste Logistics Penn-Ohio Facility construction demolition debris landfill impacting 1.26 acres of wetlands. The application was submitted by Total Waste Logistics, LLC, 7131 Akron Canfield Road, Canfield, OH 44406. The project is located near the Village of Negley in Middleton Township, Columbiana County. The Ohio EPA Number for this project is 103606.

The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Ohio Revised Code (ORC) Sections 6111.02 to 6111.028 and other applicable provisions of state laws. Other alternatives as proposed by the applicant resulting in less adverse impact to the isolated wetland ecosystem, will be considered by Ohio EPA during the review process.

Starting April 7, 2010, 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. 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 20 days of the date of this public notice.

Cuyahoga County

Date of Public Notice: March 31, 2010

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 Shoreline Improvements at 29214 Lake Road, Bay Village, Ohio 44140. The application was submitted by Mary Patricia Fritz, Trustee, 29214 Lake Road, Bay Village, Ohio 44140. The Buffalo District of the U.S. Army Corps of Engineers Public Notice Number is 2009-00169. The Ohio EPA ID Number for this project is 093499.

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 remove a portion of 44 LF of existing revetment, construct a new 63 ft long detached breakwater (4-6 ton) with a 2:1 slope lakeward and a 1.5:1 slope on the shore side, 25 ft long groin extension (3-5 ton), and install 100 CY of new sand prefill. Approx. 2,315 square feet (SF) of new lake bottom will be filled below the Ordinary High Water Mark (OHWM), and 640 CY of new fill will be placed below OHWM. The applicant's proposed minimal degradation alternative, if approved, would remove a portion of 44 LF of existing revetment, construct a new 63 ft long detached breakwater (4-6 ton) with a 1.5:1 slope on both sides, 25 ft long groin extension (3-5 ton), install 100 CY of sand prefill and 8 CY of ODOT "C" stone fish habitat mitigation stone. Approx. 2,225 SF of new lake bottom will be filled below OHWM and 603 CY of new fill will be placed below OHWM. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands or lake habitat.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. 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 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the 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 31, 2010, copies of the application 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. 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 notice.

Hamilton County

Date of Public Notice: April 5, 2010
Public Notice No. 10-04-009

PUBLIC NOTICE ISSUANCE OF DRAFT NPDES PERMIT AND PUBLIC HEARING

Notice is hereby given that on April 5, 2010, the Director of the Environmental Protection Agency will issue a draft initial National Pollutant Discharge Elimination System (NPDES) permit (11N00294) to Whitewater Processing Company, Inc. The draft permit is for the discharge from the Whitewater Processing Company, 10964 Campbell Road, Harrison, Hamilton County, Ohio. "Draft Actions" are written statements of the Director's intent with respect to the issuance, denial, etc. of a permit, license, order, etc. Interested persons may submit written comments regarding draft actions.

The discharges from the facility, if approved, would result in degradation to, or lowering of, the water quality of Whitewater River. However, the chemical-specific water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1-07, will not be exceeded.

In accordance with OAC 3745-1-05, Ohio EPA will provide an opportunity for public comment concerning this project. Comments received shall be considered by the Director before the draft action is issued as final. A public hearing has been scheduled for 6:30 p.m. on May 26, 2010 at the Harrison Community Center Multi-Purpose Room, 300 George Street, Harrison, Ohio 45030. 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 draft permit.

Persons wishing to 1) be on 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, Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by the close of business on May 2, 2010. Comments received after this date may not be considered as part of the official record of this hearing.

Copies of the pending NPDES application, draft permit and technical support information may be reviewed and/or copies made at Ohio EPA's Southwest District Office, 401 East Fifth Street, Dayton, Ohio 43402, by first calling (937) 285-6357 to make an appointment.

Mahoning County

Date of Public Notice: April 1, 2010

REVISED 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 the Stone Bridge, Plats 8 & 9 residential development on a vacant 40-acre parcel of land in the City of Canfield. The application was submitted by Stone Bridge Land Corporation. The project is located west of the State Route 46/Herbert Road intersection, north of Herbert Road, on the north side of the completed phases of the Stone Bridge development. The Pittsburgh District Corps of Engineers is currently reviewing a Section 404 Individual Permit for this project. The Corps of Engineers' Public Notice for this 404 permit application (2007-339) was issued on October 15, 2009. The Ohio EPA ID Number for this project is 093549.

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 require the filling of 0.751 acre of wetlands and 1985 linear feet of ephemeral and intermittent tributaries to Sawmill Creek. The applicant's proposed minimal degradation alternative, if approved, would require the filling of 0.335 acre of wetlands and 1817 linear feet of ephemeral and intermittent tributaries to Sawmill Creek. 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 Sawmill 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 1, 2010, 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.