

**PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**

**Columbus and Franklin County Metropolitan Park District
Whittier Peninsula – Former Lazarus Distribution Center and Southern Portions of
Koch Asphalt and Cunard – Lang Properties**

Notice is hereby given that on June 14, 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 Columbus and Franklin County Metropolitan Park District (volunteer) for property known as the Whittier Peninsula – Former Lazarus Distribution Center and Southern Portions of Koch Asphalt and Cunard – Lang Properties.

The volunteer conducted a voluntary action of the approximately 12.611-acre property, located at 560 West Whittier Street, Columbus, Franklin County, Ohio. A no further action (NFA) letter for the property was issued on February 9, 2009 and submitted on February 12, 2009 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response by Thomas J. Mignery, a certified professional as defined in ORC 3746.01(E) and OAC 3745-300-01(A).

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

Notice is hereby given that on June 15, 2010; the director of Ohio EPA issued an infectious waste generator certificate to DaVita Inc, 5200 Virginia Way, Brentwood, TN 37027, Reg. 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
ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION

Notice is hereby given that on June 16, 2010; the director of Ohio EPA issued twenty-five certificates of registration as transporter of scrap tires to Entech Inc, 69676 M-103, White Pigeon, MI 49099.

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

**PUBLIC NOTICE
COVENANT NOT TO SUE / FINAL FINDINGS AND ORDERS**

**Value Recovery Group II, LLC and the City of Gahanna
5799 Taylor Road Undeveloped Property**

Notice is hereby given that on, June 15, 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 Value Recovery Group II, LLC and the city of Gahanna, the volunteers for property known as the 5799 Taylor Road Undeveloped Property.

The volunteers conducted a voluntary action of the approximately 25.69-acre property, located at 5799 Taylor Road, Gahanna, Franklin County, Ohio. A no further action letter for the Property was issued on August 7, 2009 and submitted on August 19, 2009 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response by Steven M. Gross, a certified professional as defined in ORC 3746.01(F) 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 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 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 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.

Date of Public Notice: June 22, 2010

**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 (3PD00024) for the discharge from the existing Willoughby-Eastlake wastewater disposal system. The NPDES application was submitted by the Willoughby-Eastlake Water Pollution Control Center at 221 Erie Road, Eastlake, Ohio 44095.

The NPDES modification application submitted for approval proposes to treat 9,500,000 gallons per day of sanitary wastewater. The disposal system is located at 221 Erie Road, Eastlake, Lake County, Ohio. Treated wastewaters are to be discharged into Lake Erie. Other wastewater disposal alternatives resulting in lesser or no degradation or lowering of water quality will be considered by Ohio EPA. The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of the Lake Erie. 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. The contents of the above application indicate that an exclusion, as outlined by section 3745-1-05(f)(2)(d) of the antidegradation rule (effective July 1, 2003) apply.

Copies of the pending NPDES application are available for review at Ohio EPA's Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087 (330) 963-1200. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on August 12, 2010, at the Willowick Library, 263 East 305 Street, Willowick, Ohio 44095. 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 August 19, 2010. Comments received after this date may not be considered as part of the official record.