

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

Notice is hereby given that on September 21, 2010, the Director of the Ohio Environmental Protection Agency (Ohio EPA), pursuant to Ohio Revised Code 3746.04(B)(6) and Ohio Administrative Code 3745-300-04, issued a laboratory certification to Precision Analytical, Inc., of 4450 Johnston Parkway, Unit B, Cleveland, Ohio. The certification number is CL102.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (the "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 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.

**PUBLIC NOTICE
OHIO EPA ISSUES TEMPORARY AUTHORIZATION**

On September 20, 2010, Ohio EPA issued a temporary authorization under its hazardous waste facility installation and operation permit (Hazardous Waste Permit) to Heritage-WTI, Inc. for its facility at 1250 Saint George Street, East Liverpool, Ohio 43920. The EPA Identification Number for this facility is OHD980613541.

Why does Heritage -WTI, Inc. need this temporary authorization?

Heritage - WTI, Inc. is permitted to operate a commercial hazardous waste incinerator with associated waste management activities at its facility in East Liverpool. On August 24, 2010, Ohio EPA received Heritage-WTI, Inc.'s request for a temporary authorization to store off-site generated waste in its 90-Day North and East storage areas. The temporary authorization provides this change prior to the issuance of the Class 2 or 3 permit modification, which is currently under review.

Can I appeal this temporary authorization?

Yes, if you are an officer of an agency of the state or of a political subdivision, acting in a representative capacity, or any person who would be aggrieved or adversely affected by this temporary authorization you have the right to appeal this decision to the Environmental Review Appeals Commission (ERAC).

If I decide to appeal this temporary authorization, how and when must I make the appeal?

If you file an appeal, you must put it in writing no later than **October 25, 2010**. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. 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. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. You must file your appeal, according to Ohio Revised Code § 3745.04 with ERAC at the following address: ***Environmental Review Appeals Commission***, 309 South Fourth Street, Room 222, Columbus, Ohio 43215. You must send a copy of the appeal to the director of Ohio EPA at the following address no later than three (3) days after you file it with ERAC: ***Chris Korleski, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

PUBLIC NOTICE
OHIO EPA RECEIVES NEW HAZARDOUS WASTE CLOSURE PLAN

On September 13, 2010, Ohio EPA received a new hazardous waste closure plan from MTD Consumer Group, Inc. concerning the hazardous waste pile area located at 5389 West 130th Street, Parma, Ohio 44130. The EPA Identification Number for this facility is OHD059058263.

Why is MTD Consumer Group, Inc. submitting this Closure Plan?

As the result of the Director's Final Finding & Orders issued on August 26, 2010, MTD Consumer Group, Inc. submitted the closure plan. This closure plan identifies five areas of closure with soil containing the hazardous waste TCE, and one area where soil was treated in a pug mill. The plan includes but is not limited to; site topography and surface hydrology, groundwater occurrence and flow, description and detailed drawings of waste management units, closure schedule and closure certification.

When and how do I submit written comments about the Closure Plan?

You can submit written comments anytime between September 27 and October 27, 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 address: dhwmcomments@epa.state.oh.us

Where can I review the Closure Plan?

You can review the Closure Plan at the following locations: **Ohio EPA, Northeast District Office**, 2110 Aurora Road, Twinsburg, Ohio 44087, tel: (330) 963-1200; and, **Ohio EPA, Division of Hazardous Waste Management**, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (614) 644-2977

Date of Public Notice: September 26, 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 water quality certification for a project to construct a planned community with single and multi-family residences, wooden boat restoration facility and museum, restaurants and ice cream parlor, post office, public and private docks, nature center, community and fitness centers, athletic fields, and a public pavilion . The application was submitted by Triglyph Development Company, Inc., 309 South Fourth Street, 5th Floor, Columbus, Ohio 43215. The project is located along the southern shore of Buckeye Lake at Custers Point Road near Thornport, Perry County. The Huntington District Corps of Engineers Public Notice Number for this project is MUS-2001-00946. The Ohio EPA ID Number for this project is 103613.

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 impact 5.04 acres of wetlands, place two three-sided box culverts and excavate 260 linear feet of a tributary to Buckeye Lake. The applicant's proposed minimal degradation alternative, if approved, would impact 384 acres of wetlands, place two three-sided box culverts and excavate 260 linear feet of a tributary to Buckeye Lake. 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 wetlands adjacent to and an unnamed tributary to Buckeye Lake. 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 September 26, 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on November 10, 2010 at 6:30 p.m. at the auditorium located in the Lakewood Middle School, 5222 National Road, Hebron, Ohio 43025. 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 Ohio EPA prior to any further action on the application.

Ohio EPA will continue to accept written comments on the application through the close of business on November 17, 2010. Comments received after this date may not be considered as part of the official record of the hearing. Anyone may submit written comments or requests to be placed on a mailing list for information by writing to: Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.