

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

Notice is hereby given that on November 10, 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 additional laboratory certification to TestAmerica Laboratories, Inc. ("TestAmerica"), to perform analyses for several analytes using methods TO15 and TO14A. The certification number assigned to TestAmerica remains CL0059.

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 ENVIRONMENTAL PROTECTION AGENCY  
ISSUANCE OF DRAFT PERMITS TO OPERATE  
PUBLIC INFORMATION SESSION  
PUBLIC HEARING**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has issued on November 8, 2010, four (4) Draft Permits to Operate (PTOs), numbers UIC 03-02-003-PTO-I, UIC 03-02-004-PTO-I, UIC 03-02-005-PTO-I, and UIC 03-02-006-PTO-I to INEOS USA LLC, Lima, Ohio. The Draft Permits are for Class I Hazardous Injection Wells Numbers 1, 2, 3, and 4 at the INEOS facility located at Fort Amanda and Adgate Roads in Allen County, Lima, Ohio. These proposed permits have been issued in draft form by the Director pursuant to Section 6111.044 of the Revised Code.

Notice is hereby given that Ohio EPA will conduct an Information Session and Public Hearing on Wednesday, December 15, 2010, at 6:30 p.m. The public hearing will immediately follow. The information session and hearing will be held at the Apollo Career Center, 3325 Shawnee Road, Lima, Ohio.

Ohio EPA's draft PTO's are issued to meet state requirements and regulations, found in Chapter 6111. of the Revised Code and Chapter 3745-34 of the Ohio Administrative Code. The draft action proposes to allow continued use of the INEOS wells Number WDW#1, WDW#2, WDW#3, and WDW#4, with some revised permit conditions and requirements. These wells are used by INEOS for disposal of wastewater generated on site primarily from the manufacture of acrylonitrile and associated products. The wells are also permitted to receive wastewater from Fort Amanda Specialties manufacturing processes located adjacent to the INEOS facility.

During the information session, Ohio EPA will provide information and answer questions regarding Ohio EPA's draft actions. At the public hearing, the public may present testimony to the hearing officer. All persons are entitled to attend or be represented and give written or oral comments on the draft actions at the public hearing.

Written comments on the draft permits may be submitted at the hearing or mailed to Ohio EPA, Division of Drinking and Ground Waters, Attn: UIC Unit Supervisor, P.O. Box 1049, Columbus, Ohio 43216-1049. **All comments received on or before Thursday, December 23, 2010, will be considered part of the administrative record and will be considered prior to the final decision on issuance of the four permits.**

Persons desiring to receive notice of further proceedings, copies of fact sheets and other information relating to the above referenced permits may contact Ohio EPA, Division of Drinking and Ground Waters, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Chuck Lowe, (614) 644-2752. Copies of the draft permits may be inspected at the Lima Public Library, 650 W. Market Street, Lima, OH; at the Ohio EPA=s Northwest District Office, 347 North Dunbridge Road, Bowling Green, OH, (419) 352-8461; or at Ohio EPA, Central Office, 50 West Town Street, Columbus, OH (614) 644-2752, by first contacting Chuck Lowe.

**PUBLIC NOTICE**

**Ohio EPA Approves Authorization to Fill, Grade, Excavate and Drill  
Landfill at  
Former Ludlow Packaging Property, Mount Vernon, Ohio**

On November 8, 2010, the Director of Ohio Environmental Protection Agency (Ohio EPA) issued an Ohio Administrative Code rule 3745-27-13 authorization to the city of Mount Vernon or its representatives to engage in certain filling, grading, excavating, and drilling activities at the former Ludlow Packaging (A.K.A. former American National Can) property located at 201 Madison Street in Mount Vernon, Knox County, Ohio. The authorization allows for the performance of requested investigative activities at the former waste disposal area located on an approximate 16.084-acre portion of the property. The investigative activities may include installation and abandonment of soil borings, installation and abandonment of ground water monitoring wells and test pit excavations.

The action of the Director is final and may be appealed to the Environmental Review Appeals Commission (Commission) pursuant to Ohio Revised Code 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 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 Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

The authorization request and related materials are available for review at Ohio EPA's Central District Office by calling (614) 728-3778 or e-mailing [www.epa.state.oh.us/cdo/](http://www.epa.state.oh.us/cdo/) for an appointment.

**Date of Public Notice: November 7, 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 widen Hudson Drive from two 11-foot through lanes to four 12.5-foot through lanes from Allen Road to just north of Commerce Drive. The project would also include curb and gutter, a new 8-foot sidewalk on the western side of the proposed widening, drainage improvements, signing and pavement markings, and improvements to approximately 700 feet of Commerce Drive from its junction with Hudson Drive.

The application was submitted by Karen Fritschel, Mayor of the City of Stow. The project is located along Hudson Drive, from northeast of Steels Corners Road/Allen Road/ Hudson Drive intersection to just past the Hudson Drive/Commerce Drive intersection in Stow, Ohio, Summit County. The Buffalo District Corps of Engineers will be issuing a provisional Nationwide Permit (NWP) 14 for this project for this project, which is permit number 2010-00480. The Ohio EPA ID Number for this project 103689.

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 58 linear feet of the perennial stream west of Hudson Drive and 603 linear feet of the ephemeral stream east of Hudson Drive and 0.031 acres of total fill in two wetlands. The applicant's proposed minimal degradation alternative, if approved, would impact 93 linear feet of the perennial stream west of Hudson Drive and no impacts to the ephemeral stream east of Hudson Drive and 0.031 acres of total fill in two wetlands. 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 Mud Brook, a direct tributary to the Cuyahoga 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 November 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. 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.

**PUBLIC NOTICE**

**OHIO EPA ISSUES CLASS 2 MODIFIED HAZARDOUS WASTE PERMIT**

On November 8, 2010, Ohio EPA issued a modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Austin Powder Company-Red Diamond Plant for its facility at 430 Powder Plant Road, McArthur, Ohio 45651. The EPA Identification Number for this facility is OHD004293775.

**Why is the Austin Powder Company modifying its Permit?**

Austin Powder Company-Red Diamond Plant (Austin Powder) manufactures explosives for use primarily in the mining industry. Austin Powder is requesting for changes to the facility's contingency plan; including changes and updates in the facility's emergency equipment list, upgrades to the emergency alarm system, changes in the location of first aid and emergency equipment, and the addition of new emergency and notification procedures. This final modified permit will allow Austin Powder to make the requested changes. To issue this final modified Permit, Ohio EPA determined that the modification application is complete and meets appropriate standards.

**Can I appeal this final modified Permit?**

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 modified Permit, you have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC).

**If I decide to appeal this final modified Permit, how and when must I make the appeal?**

If you file an appeal, you must put it in writing no later than **December 9, 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.

