

**State of Ohio  
Environmental Protection Agency  
Notice of Adoption of Rules**

Notice is hereby given that the Director of Environmental Protection, under the authority of Ohio Revised Code Section 3704.03 has adopted amended, new, and rescinded rules 3745-71-01, 3745-71-03, 3745-71-04, 3745-71-05, 3745-71-06, 3745-18-03, and 3745-21-04 of the Ohio Administrative Code (OAC). These rules are related to the control of lead emissions from industrial sources.

The primary purpose of this rulemaking is to fulfill the requirements of Ohio Revised Code (ORC) 119.032 (5-yr review). Amendments have been made to OAC rules 3745-71-01, 3745-71-03, 3745-18-03, and 3745-21-04 primarily to make minor formatting/style changes and update and/or remove obsolete compliance dates and requirements. Additionally, OAC rules 3745-71-04, 3745-71-05, and 3745-71-06, containing facility specific rules, have been rescinded because the facility for which they were applicable has been permanently shut down.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC is required to consult with interested parties affected by the rules before the division formally adopts them. On March 16, 2011, these rules went out for a 30 day review by interested parties. Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes was conducted on July 14, 2011 in Columbus, Ohio. There were no comments received during the comment period. The Director's order of adoption was issued on August 16, 2011. The effective date of these rules is August 26, 2011.

To request a copy of these rules, obtain further information, or inspect or request copies of agency files and records pertaining to the proceeding contact Dana Thompson, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Dana Thompson at 614-644-3701. The rules are available on the Web page for electronic downloading at: <http://www.epa.ohio.gov/dapc/regs/regs.aspx#lead>.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) 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 ERAC within thirty (30) days after notice of the Director's action, at 309 South Fourth Street, Suite 222, Columbus, Ohio 43215. Copies of the appeal must be served upon the Director of the Ohio EPA within three (3) days of filing with ERAC. 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 also requests that a copy of the appeal be served upon the Environmental Enforcement Section of the Ohio Attorney General's Office.

**PUBLIC NOTICE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
INITIAL CERTIFICATION OF ENVIRONMENTAL PROFESSIONAL  
UNDER OHIO'S VOLUNTARY ACTION PROGRAM**

Notice is hereby given that on August 4, 2011 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 an initial certified professional certification to: Douglas M. Wetzel, CP#333.

The issuance of the 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 ("Commission") pursuant to Section 3745.04 of the Ohio Revised Code. 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 "Treasurer, State of Ohio", 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: 77 South High Street, 17th Floor, Columbus, Ohio 43215.

If you would like to review a copy of the 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.

**Date of Public Notice: August 19, 2011**

**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 initial issuance of a National Pollutant Discharge Elimination System (NPDES) permit (2PR00279) for the wastewater treatment facilities for Kelleys Island Venture Woods. Public notice is also given that Ohio EPA-DSW has received an application for Permit to Install (PTI) (817970) for the construction of the proposed wastewater treatment plant. The NPDES and PTI applications were submitted by KI Ventures, LLC, Muirwood Village, 101 Lands Rush, Sandusky, Ohio 44870.

The wastewater treatment plant is proposed to be located at the northwest corner of West Lake Shore and Cameron Road, Kelleys Island, Erie County, Ohio. Other wastewater disposal alternatives resulting in lesser or no degradation or lowering of water quality will be considered by Ohio EPA.

The discharges from the wastewater treatment plant, if approved, would result in degradation to, or lowering of, the water quality of 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.

Copies of the pending NPDES and PTI applications are available for review at Ohio EPA's Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402 (419) 352-8461. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on October 4, 2011, at Sandusky City Council Chambers, 222 Meigs Street, Sandusky, Ohio. 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 applications. 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 October 11, 2011. Comments received after this date may not be considered as part of the official record.