

**PUBLIC NOTICE
OAC Rule 3745-27-10(D)(7)(c) Approval**

Notice is hereby given on November 18, 2004, pursuant to OAC 3745-27-10(D)(7)(c), Ohio EPA grants approval to the Athens County Commissioners, Athens County Courthouse, Court Street, Athens, Ohio 45701, on the continuation of the detection monitoring program for monitoring well MW-5 at the Athens County 691 Landfill (Facility). The facility is located at State Route 691, approximately 3 miles south of Nelsonville, Athens County. This approval is subject to all rules, regulations, and specified conditions. This action of the director is final and may be appealed to the Environmental Review Appeals Commission, at 309 South Fourth Street, Room 222, Columbus, Ohio 43215. Person's wishing to be on Ohio EPA's interested parties mailing list 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.

Date of Notice: November 22, 2004

Clermont County

**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 for the discharge from the proposed Clermont County-Wards Corner Regional Wastewater Treatment Plant. The NPDES permit application was submitted by Clermont County Sewer District on behalf of the Clermont County Board of Commissioners, 2379 Clermont Center Drive, Batavia, Ohio 45103.

The Clermont County Sewer Districts's preferred wastewater disposal alternative submitted for approval is proposed to treat an average daily flow of 2,000,000 gallons per day of sanitary wastewaters associated with municipal sewage treatment. The proposed wastewater treatment system is proposed to be located at 458 Loveland-Miamiville Road, Miami Township, Clermont County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to an unnamed tributary of the Little Miami River and subsequently the Little Miami River. 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 an unnamed tributary of the Little Miami River and subsequently the Little Miami River. 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 stated application indicate no exclusions or waivers, as outlined by section 3745-1-05(D) of the antidegradation rule (effective as of October 1, 1996), apply or may be granted by the Director of Ohio EPA.

Copies of the pending NPDES application are available for review at Ohio EPA's Southwest District Office, 401 East 5th Street, Dayton, Ohio (937)285-6357.

An Ohio EPA public hearing on the proposed project has been scheduled for 7:00 P.M. on January 5, 2005, at the Milford High School, One Eagles Way, Milford, Ohio 45150. 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(s).

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 January 12, 2005. Comments received after this date may not be considered as part of the official record.

**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency, pursuant to Sections 3745.01, 6109.04 and 6111.03 of the Ohio Revised Code, has issued Final Findings and Orders to American Builders, Inc. (owner of Green Villa Mobile Home Park) to resolve violations of the State's safe drinking water and surface water laws. The Findings and Orders require American Builders, Inc. to pay an administrative penalty in settlement of these violations. This final action will be effective on November 9, 2004, 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 filed with the ERAC within thirty (30) days after notice of the Director's action. A copy of the appeal must be served upon the Director of the Ohio Environmental Protection Agency within three (3) days of filing at the ERAC. The ERAC's address is:

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

Delaware County

**PUBLIC NOTICE
ISSUANCE OF OAC 3745-27-13 AUTHORIZATION**

Notice is hereby given that on November 15, 2004, pursuant to OAC 3745-27-13, the director of Ohio EPA authorized the City of Delaware, 3080 U.S. Route 23 North, Delaware, Ohio 43015, to install a leachate collection system at the closed Curve Road Landfill (Facility). The facility is located at 991 Curve Road, Delaware, OH 43015. This authorization is subject to all rules, regulations, and specified conditions. This action of the Director is final and may be appealed to the Environmental Review Appeals Commission, at 309 South Fourth Street, Room 222, Columbus, Ohio 43215. Person's wishing to be on Ohio EPA's interested parties mailing list 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.

Hamilton County

**PUBLIC NOTICE
ALTERNATIVE CLOSURE REQUIREMENTS APPROVAL**

Pursuant to OAC Rule 3745-27-47, notice is hereby given that on November 15, 2004, the director of Ohio EPA approves the alternative closure requirements for the NPK Compost Farm Class III solid waste compost facility (Facility). The facility is located at 8968 E. Miami River Road in Cincinnati, Hamilton County, Ohio. The request for alternative closure requirements was submitted by Rumpke Waste Collection & Disposal Systems, 10795 Hughes Road, Cincinnati, OH 45251. This approval is subject to all rules, regulations, and specified conditions. 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, Room 222, Columbus, Ohio 43215. Person's wishing to be on Ohio EPA's interested parties mailing list 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.

PUBLIC NOTICE

**PUBLIC HEARING
OHIO ENVIRONMENTAL PROTECTION AGENCY
ISSUANCE OF DRAFT PERMIT TO INSTALL
SUBJECT TO PREVENTION OF SIGNIFICANT DETERIORATION REVIEW
TO WHEELING-PITTSBURGH STEEL, INC.**

Public notice is hereby given that the Ohio Environmental Protection Agency (EPA) has issued, on November 12, 2004, draft action of Permit to Install (PTI) application number 06-07507 to Wheeling-Pittsburgh Steel, Mingo Junction, Ohio. This draft permit is a modification of the project permitted August 27, 2003, that included an electric arc furnace, ladle metallurgical furnace, basic oxygen furnace, and material handling operations, at the facility in Mingo Junction, Ohio, and Follansbee, West Virginia.

Air emissions of several pollutants will result. Due to the shutdown of many old units, the project results in a net decrease in emissions of PM, PM10, CO, SO₂ and NO_x. An increase in emissions of 465.68 tpy volatile organic compounds, 3.24 tpy lead and 0.488 tpy mercury will result. The proposed allowable air emission rates are listed below, in tons per year.

Pollutant	TPY
PM	280.1
PM10	169.72
NO _x	820.98
CO	23126.4
VOC/OC	484.83
SO ₂	425.03
Lead	3.895
Mercury	0.488

This facility is subject to the applicable provisions of the Prevention of Significant Deterioration (PSD) regulations as promulgated by U.S. EPA (40 CFR 52.21) and the Ohio EPA permit to install requirements (OAC 3745-31).

The U.S. EPA allows sources to consume no more than the maximum available ambient PSD increment(s) for each PSD pollutant. The Ohio EPA allows PSD sources to consume less than one half the available increment or one quarter of the NAAQS in the case of lead. This facility has demonstrated that the impact from the new sources is less than the available increment. Based on this analysis, the project complies with the increment requirements.

A public hearing and information session on the draft air permit is scheduled for December 16, 2004, at the Steubenville High School, Crimson Center, 420 N. 4th Street, Steubenville,

Ohio, 43952. The public information session will commence at 6:30 p.m. and the hearing will follow immediately to accept comments on the draft permit. A presiding officer will be present and may limit oral testimony to ensure that all parties are heard.

All interested persons are entitled to attend or be represented and give written or oral comments on the draft permit at the hearing. Written comments on the draft permit must be received by the close of the business day on December 21, 2004. Comments received after this date will not be considered to be a part of the official record. Written comments may be submitted at the hearing or sent to: Kay Gilmer of the Southeast District Office, 2195 Front Street, Logan, Ohio 43138.

Copies of the draft permit application and technical support information may be reviewed and/or copies made by first calling to make an appointment at the Southeast District Office at the above address during normal business hours. Telephone number: (740) 385-8501.

Date of Public Notice: November 22, 2004

Lorain County

**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 a project to construct Phase II of the Mallard Creek Estates Subdivision. The application was submitted by Darryl Norris, Norris Builders, Inc., 170 Mallard Creek Run, La Grange, Ohio 44050. As required by the Antidegradation Rule, three alternatives have been submitted for the project. The proposed preferred alternative for this phase of the project would impact 1.41 acres of a Category 2, forested wetland. The applicant's proposed minimal degradation alternative, if approved, would impact 1.12 acres of a Category 2, forested wetland. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands. The project is located west of Oak Point Road, City of Lorain, Lorain County, Ohio. The U.S. Army Corps of Engineers Number for this project is (B)2002-01160(1). The Ohio EPA ID Number for this project is 042165.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an unnamed tributary to Lake Erie within the Black River-Rocky River watershed (HUC 04110001). The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). 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. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting November 22, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. An application can be made available at the Ohio EPA Northeast District Office 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 30 days of the date of this public notice.

Date of Notice: November 22, 2004

Lucas County

**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 renewal of a National Pollutant Discharge Elimination System (NPDES) permit for the discharge from the existing Maumee River Wastewater Treatment Plant. The wastewater treatment plant is designed to treat 22,500,000 gallons per day of domestic wastewaters associated with a regional wastewater treatment facility. The wastewater treatment plant is located at 5758 North River Road, Waterville Township, Lucas County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to the Maumee River and subsequently 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 Maumee River and subsequently 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 application are available for review at Ohio EPA's Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio, (419) 352-8461.

An Ohio EPA public hearing on the proposed project has been scheduled for 7:00 P.M. on January 6, 2005, at the Village of Waterville Council Chambers, 25 North Second Street, Waterville, Ohio 43566. 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(s).

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 January 12, 2005. Comments received after this date may not be considered as part of the official record.

PUBLIC NOTICE
OHIO EPA ISSUES DRAFT HAZARDOUS WASTE PERMIT MODIFICATION

On November 18, 2004, Ohio EPA issued a draft Class 3 modified hazardous waste facility installation and operation permit (Permit) to BP Products North America Toledo Refinery (BP Toledo Refinery) for its facility located at 4001 Cedar Point Road, Oregon, Ohio 43697-0696. The EPA Identification Number for this facility is OHD005057542.

Why does BP Toledo Refinery need this permit Modification?

BP Toledo Refinery, is a permitted hazardous waste facility which manufactures gasoline, low sulfur diesel fuel, aviation gasoline, turbine fuel, distillate fuels, asphalt, coke, liquified petroleum gas (LPG), propylene, carbon dioxide, and sulfur. BP Toledo Refinery will be implementing a site-wide Corrective Action Program which includes waste removal and/or engineering controls for six (6) waste management units at the facility. This draft Class 3 Modification was initiated and will be administered by Ohio EPA. The draft modified Permit contains the conditions under which the facility must operate if the Permit receives final approval. To issue the draft modified Permit, Ohio EPA determined that the relevant Class 3 information is complete and meets appropriate standards and that the applicant has a history of compliance with relevant environmental laws. When issued, the modified Permit require BP Toledo Refinery to clean up any contamination from hazardous wastes or constituents that may pose unacceptable risk at their site. Details about this draft action can be viewed on Ohio EPA's website under Stakeholders Involvement at <http://www.epa.state.oh.us/dhwm/>

How can I tell Ohio EPA what I think about this draft Permit modification?

You can submit written comments anytime between November 19, 2004, and January 3, 2005. Send your comments to Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail: dhwmcomments@epa.state.oh.us.

When and where will Ohio EPA hold a public meeting?

You may request Ohio EPA to hold a public meeting for the draft permit modification. You should send your request to: Ohio EPA, Division of Hazardous Waste Management, Attn: Regulatory and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2977, fax number (614) 728-1245, e-mail: dhwmcomments@epa.state.oh.us If the request is granted, Ohio EPA will announce the time and location of the public meeting.

Where can I review the draft Permit modification package?

You can review these at one of the following locations:

Toledo Lucas County Public Library, Oregon Branch, 3340 Dustin Road, Toledo, Ohio 43616, tel; (419) 259-5250;

Ohio EPA - Northwest District Office, 347 North Dunbridge, Bowling Green, Ohio 43401, tel; (419) 352-8461; and,

Ohio EPA, Division of Hazardous Waste Management, 122 South Front Street, Columbus, Ohio 43215, tel; (614) 644-2917.

What will Ohio EPA do with the comments?

After carefully considering public comments, Ohio EPA will reconsider the draft modified Permit, making any necessary changes, and issue or deny the final Permit. Ohio EPA will issue a "response to public comments," specifying any changes made to the draft Permit. If you commented on the draft Permit, Ohio EPA will send you copies of the "response to public comments" and the final permit decision.

Muskingum County

**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency, pursuant to Sections 3745.01, 6109.04 and 6111.03 of the Ohio Revised Code, has issued Final Findings and Orders to Final Findings and Orders to require Mr. PJ Longstreth (owner of the PWS located at 12075 Bottom Road, Dresden, Ohio which currently houses a child care center) to resolve violations of the State's safe drinking water laws. The Findings and Orders require Mr. PJ Longstreth to pay an administrative penalty in settlement of these violations. This final action will be effective on November 16, 2004, 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 filed with the ERAC within thirty (30) days after notice of the Director's action. A copy of the appeal must be served upon the Director of the Ohio Environmental Protection Agency within three (3) days of filing at the ERAC. The ERAC's address is:

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

Date of Public Notice: November 23, 2004

Ottawa County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATION AND PUBLIC HEARING**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an after-the-fact application for, and has begun to consider whether to issue or deny, Clean Water Act Section 401 certification for a project to construct a new marina channel entrance at the Bayview Shores Condominiums, located at 6888 Sunview Drive, in Marblehead, Ottawa County, Ohio. The application also seeks after-the-fact authorization. The application was submitted by Bayview Shores Condominiums, 32100 Solon Road, Suite 202, Solon, Ohio 44139. The U.S. Army Corps of Engineers (Buffalo District) Public Notice Number for this project is 2004-00626(1). The Ohio EPA ID Number for this project is 049975.

The applicant submitted three alternatives for this project (Preferred, Minimal, and Non-degradation alternative). The preferred alternative proposes to construct a 50-foot wide marina channel, a 140 linear foot rubblemound breakwater with a 2:1 slope on the bayside and a 1.5:1 slope on the channel side, a 20 linear foot revetment, and 50 linear feet of "T" groin on Lot 20. This alternative also proposes to dredge a trapezoidal area adjacent to the entrance breakwaters to a bottom elevation of 565.5 feet. The minimal degradation alternative proposes to construct a 50-foot wide marina channel, a 140 linear foot rubblemound breakwater with a 1.5:1 slope on the bayside and a 1.5:1 slope on the channel side, a 20 linear foot revetment, and 50 linear feet of "T" groin on Lot 20. This alternative also proposes to dredge a trapezoidal area adjacent to the entrance breakwaters to a bottom elevation of 565.5 feet. In addition, both of the above alternatives seek after-the-fact approval for the construction of 9 T-groins and 1 end-groin, and the sand filling behind these groins. The average groin length is 65 feet, with an average opening between the groins of 15 feet, and an average width of 15 feet. The top elevation of these groins is 574.3 IGLD, 1985, and the side slopes are 1.5:1. The non-degradation alternative is a no-build alternative.

The discharges from these activities, if approved, would result in degradation to, or lowering of, the water quality of Sandusky Bay in Lake Erie. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). 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. Other alternatives resulting in lesser or no degradation or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule, apply or may be granted by the director of Ohio EPA.

Beginning November 23, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA-DSW, P.O. Box 1049, Columbus, Ohio

43216-1049 by first calling (614) 644-2001. The application can be made available 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 at 7:00 pm on January 11, 2005, at the Danbury Local Schools Cafeteria, 9451 E. Harbor Road, Lakeside-Marblehead, Ohio, 43440. 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 the director of 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 January 18, 2005. Comments received after this date may not be considered as part of the official record of the hearing. Anyone may submit written comments or request 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.

Date of Notice: November 24, 2004

Pike County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF APPLICATION
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 renewal of a National Pollutant Discharge Elimination System (NPDES) permit for the discharge from the existing United States Enrichment Corporation disposal system. The NPDES application was submitted by United States Enrichment Corporation, P.O. Box 628, Piketon, Ohio 45661.

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 for the discharge from the existing Bechtel Jacobs Company disposal system. The NPDES application was submitted by Bechtel Jacobs Company, LLC, P.O. Box 900, Piketon, Ohio 45661.

The disposal system submitted for approval is proposed to treat wastewaters associated with groundwater remediation activities. The system is located at 3930 U.S. Route 23 South, Scioto Township, Pike County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to Little Beaver Creek and subsequently the Scioto River

The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of Little Beaver Creek and subsequently the Scioto River. 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 stated applications indicate an exclusion from various portions of the antidegradation review and information submittal requirements applies as outlined by section 3745-1-05 (D)(1)(d) of the antidegradation rule (effective as of October 1, 1996). The exclusion relates to activities that are proposed to address groundwater remediation at response action cleanup sites.

Copies of the pending NPDES applications are available for review at Ohio EPA's Southeast District Office, 2195 Front Street, Logan, Ohio, (740) 385-8501.

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 in reviewing the application, or 3) request a public hearing must do so in writing to Ohio EPA's Division of Surface Water, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216, within thirty days of the date of this public notice. Comments received after this date may not be considered as part of the official record.

PUBLIC NOTICE
OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On November 19, 2004, Ohio EPA issued a final Class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Vickery Environmental, Inc. for its facility at 3956 State Route 412, Vickery, Ohio 43464. The EPA Identification Number for this facility is OHD020273819.

Why is Vickery Environmental, Inc. modifying its Permit?

Vickery Environmental, Inc. (Vickery) is permitted to operate hazardous waste container and tank units and other related hazardous waste management units at its facility. Vickery wishes to modify Permit Application Drawings 9/1362, 10/1363, and 11/1364 to install a "T-Tank to T-Tank" transfer pipe and valves in the T-Tank pump house to improve blending of wastes in the T-Tank system. This final modified permit will allow Vickery 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 19, 2004**. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. You must file your appeal, according to ORC § 3745.04, with ERAC at the following address: ***Environmental Review Appeals Commission***, 309 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: ***Christopher Jones, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

Shelby County

**PUBLIC NOTICE
OHIO EPA ISSUES EMERGENCY PERMIT TO
DAYTON POLICE DEPARTMENT BOMB SQUAD**

On November 12, 2004, Ohio EPA issued an emergency permit to the Dayton Police Department Bomb Squad to conduct open burning or detonation in an open, isolated field located on South Miami Avenue in Sidney, Ohio. The Ohio EPA emergency permit I.D. number assigned to this final action is 05-75-1018E.

This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.