

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

Notice is hereby given that on November 6, 2006, 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: **Mark A. Lehar CP 305**. 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"). 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 or issuance of the action. See ORC 3745.04 and 3745.07. A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 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 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.

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

Notice is hereby given that on November 7, 2006, 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, granted STL's application for certification to perform analyses for additional parameter group and methods. The Director issued STL certification to perform analyses for Volatile Organic Compounds by methods TO14A and TO15. The certification number assigned to STL remains CL0059.

The issuance of the additional 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"). 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 or issuance of the action. See ORC 3745.04 and 3745.07. A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 309 South Fourth Street, Suite 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, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

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

Notice is hereby given that on November 8, 2006, 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: **Mr. Eric H. Wilburn, CP 306**. 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"). 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 or issuance of the action. See ORC 3745.04 and 3745.07. A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 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 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: November 9, 2006**

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

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 a 35-acre mixed office/retail development. The application was submitted by NP Limited Partnership. The project is located at the northeast corner of Old State and Polaris Parkway, in the City of Columbus, Delaware County, Ohio. The Huntington District Corps of Engineers Public Notice Number for this project is 200600079. The Ohio EPA ID Number for this project is 062973.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 1,112 linear feet of an intermittent stream and 0.272-acre of wetland. The applicant's proposed minimal degradation alternative, if approved, would impact 737 linear feet of an intermittent stream and 0.135-acre of wetland. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an unnamed intermittent tributary and adjacent wetlands of Alum Creek. 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 3745-1-05 of the Antidegradation Rule apply or may be granted by the Director of Ohio EPA.

Starting November 9, 2006 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. Applications can be made available at the 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 January 4, 2007 at 6:30 p.m. at the Westerville Community Center, Maple Room C, located at 350 N. Cleveland Ave., Westerville, Ohio 43082. The public hearing will

end when all interested parties have had an opportunity to provide testimony related to the projects.

All interested persons are entitled to attend or be represented and give written or oral comments on the proposed project and all persons who do so may, at the discretion of the presiding officer, be questioned by others present. 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. Written comments must be received by the Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by the close of business on January 11, 2007. Comments received after this date may not be considered as part of the official record of the hearing.

Persons wishing to be on Ohio EPA's interested parties mailing list for this project, or wish to submit 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 by the close of business on January 11, 2007.

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO  
CAPITAL RESIN CORPORATION**

On November 8, 2006, Ohio EPA issued final Findings and Orders to Capital Resin Corporation for its facility located at 324 Dering Avenue, Columbus, Ohio 43207. This facility is a large quantity generator of hazardous waste and stored such waste on-site beyond 90 days without a permit. The EPA I.D. number for this facility is OHD081232070.

Capital Resin Corporation must achieve compliance with Chapter 3734 of the Ohio Revised Code and all corresponding regulations according to the detailed compliance schedule which outlines civil penalties and payments. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO  
COCA-COLA ENTERPRISES, INC.**

On November 8, 2006, Ohio EPA issued final Findings and Orders to Coca-Cola Enterprises, Inc. for its bottling company located at 5100 Duck Creek Road, Cincinnati, Ohio 45227. This facility is a small quantity generator of hazardous waste and transported such waste to Vexor Technology in Medina, Ohio. The EPA I.D. number for this facility is OHD004248670.

Coca-Cola Enterprises, Inc. must achieve compliance with Chapter 3734 of the Ohio Revised Code and all corresponding regulations according to the detailed compliance schedule which outlines civil penalties and payments. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

**PUBLIC NOTICE**

Ohio EPA Issues Preferred Plan for  
Operable Unit 19 of the Diamond Shamrock Painesville Works Site,  
Painesville, Ohio;  
Public Meeting to be held.

On November 3, 2006, Ohio EPA issued a Preferred Plan concerning Operable Unit 19 (OU19) of the Diamond Shamrock Painesville Works Site located on Elm Street in Painesville, Ohio (Lake County). The Preferred Plan summarizes the history of this portion of the Diamond Shamrock Painesville Works Site and the investigation of contamination within this study area, provides an analysis of the feasibility of remedial alternatives, and outlines Ohio EPA's preferred alternative for remediation.

OU19 of the Diamond Shamrock Painesville Works Site was not utilized for industrial or disposal activities. It is located in a buffer zone between Elm Street and former Soup Pond (Waste Lake) #4 and situated across the street from a residential neighborhood. Based on historical information, analytical results from soil sampling, and the conclusions of property-specific risk assessments, Ohio EPA has determined that property-related constituents do not pose unacceptable risk to either human health or the environment. Therefore, Ohio EPA is proposing a No action remedial alternative.

Ohio EPA will hold a public meeting on Tuesday, December 5, 2006, to answer questions and to accept comments on the Preferred Plan. The public meeting will begin at 6:30 p.m. in the Painesville City Hall Safety Center, Courtroom #1, located at 7 Richmond Street in Painesville Township. The public meeting will begin with an information session during which Ohio EPA will present a summary of the Preferred Plan. After the information session the public can submit oral or written comments for the record regarding the Preferred Plan. Representatives from Ohio EPA, the Diamond Shamrock Community Relations Team, the Painesville PRP Group, Lake County General Health District and Hemisphere Corporation will be available following the public hearing portion of the program to answer general questions about the Diamond Shamrock Painesville Works Site.

In addition to comments provided during the public hearing, Ohio EPA will accept written comments through December 8, 2006. Anyone may submit written comments on the Preferred Plan by writing to: Teri Heer, Site Coordinator, Ohio EPA Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio, 44487. Comments can also be faxed to Teri Heer at (330) 487-0769 or e-mailed to her at [teri.heer@epa.state.oh.us](mailto:teri.heer@epa.state.oh.us). Ohio EPA will consider all comments before taking a final action.

Copies of the Preferred Plan have been provided to the document repositories at the Morley Library in Painesville, Ohio and the Fairport Public Library in Fairport Harbor, Ohio. The Preferred Plan and related documents are available for review at Ohio EPA's Northeast

District Office by calling Lily Aaron, Information Specialist, at (330) 963-1200 for an appointment. In addition, the Diamond Shamrock Community Relations Team has placed a copy of the Preferred Plan for OU19 on its web page, which can be accessed at [www.dscrt.com](http://www.dscrt.com).

**PUBLIC NOTICE**

Notice is hereby given that on November 6, 2006, the Director of the Environmental Protection Agency issued an Isolated Wetlands Permit to Oberer Land Developers, 2800 East River Road, Dayton, Ohio 45439. The permit was issued for a project to construct a residential subdivision on an approximately 70-acre parcel. The project is located east of I-675 and south of Kemp Road, Beavercreek Township, Greene County, Ohio. This permit was issued as a final action, and may be appealed to the Environmental Review Appeals Commission (ERAC), pursuant to Chapter 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 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 Environmental Review Appeals Commission at 309 South Fourth Street, Room 222, Columbus, Ohio 43266-0557.

**Date of Public Notice: November 14, 2006**

**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 Portage Lakes State Park, Old State Park Rehabilitation Project. Public notice is also given that Ohio EPA-DSW has received an application for a Permit to Install (PTI) for the construction of the proposed rehabilitation project. The NPDES and PTI applications were submitted by the Ohio Department of Natural Resources, 2045 Morse Road, Building F3, Columbus, Ohio 43229.

The Ohio Department of Natural Resources propose to install a 1500 gallon pre-sedimentation tank and a discharging red sand filter. The red sand filter is to treat 480 gallons per day green sand filter backwash. The project is proposed to be located at 4357 State Park Drive, Franklin Township, Summit County, Ohio. The proposed discharges are to Turkeyfoot Lake.

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 Turkeyfoot Lake. 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 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 January 11, 2007, at the Portage Lakes State Park Office, 5031 Manchester Road, Akron, Ohio 44319. 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 January 18, 2007. Comments received after this date may not be considered as part of the official record.

**Date of Notice: November 10, 2006**

**PUBLIC NOTICE  
NOTICE OF PUBLIC HEARING**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has scheduled a public hearing on the draft National Pollutant Discharge Elimination System (NPDES) permit for the proposed Reyskens Dairy, LLC. The proposed 1800 cow dairy farm is located at 19480 Cygnet Road, Custar, Wood County, Ohio. The NPDES application was submitted by Carolus FM Vande Heijning, 19480 Cygnet Road, Custar, Ohio 43511.

The public hearing has been scheduled for 6:30 P.M. on December 11, 2006 at the Immaculate Conception Parish Hall, 320 Allendale, Deshler, Ohio 43516. The hearing is being held in Deshler instead of Custar due to scheduling issues. The 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 draft permit. Persons wishing to 1) be on 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, Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by close of business on December 18, 2006. Comments received after this date may not be considered as part of the official record of this hearing.

Copies of the pending NPDES application, draft permit and technical support information may be reviewed and/or copies made at Ohio EPA's Central Office, 122 South Front Street, Columbus, Ohio, by first calling (614)644-2001 to make an appointment. Information regarding the Ohio EPA NPDES permit program for Concentrated Animal Feeding Operations (CAFOs) is available on the website at <http://www.epa.state.oh.us/dsw/cafo/index.html>.