

PUBLIC NOTICE

FINAL ISSUANCE OF AMENDED CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE

Notice is hereby given that on February 1, 2008, the director of Ohio EPA issued an amended infectious waste generator certificate to DaVita Inc, 5200 Virginia Way, Brentwood, TN 37027, ID No.: 00-G-01073. Persons wishing to be notified of further actions or proceedings 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. 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, Suite 222, Columbus, Ohio 43215.

**NOTICE OF ADOPTION OF RULES
OHIO ENVIRONMENTAL PROTECTION AGENCY**

**Rules Governing
Wastewater Permits to Install**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA), under the authority of Ohio Revised Code Sections 6111.03, 6111.04, 6111.44, 6111.45, 6111.451, and 6111.46 has rescinded and adopted the following rules of the Ohio Administrative Code:

<u>Rule Number</u>	<u>Rule Title</u>	<u>Action</u>
3745-42-02	Applicability and procedures.	Rescind
3745-42-02	Applicability, exemptions and procedures.	New

The Director's order of adoption was issued on February 4, 2008. These adopted rules will become effective on March 1, 2008. To request a copy of the rules, write to Elizabeth Bailik, Ohio Environmental Protection Agency, Division of Surface Water, 50 West Town Street, Suite 700, P.O. Box 1049, Columbus, OH 43216-1049 or call Ms. Bailik at (614) 644-2039. The adopted rules are also available on the Ohio EPA Division of Surface Water Web site at www.epa.state.oh.us/dsw.

The Director's action in this matter is pursuant to the procedural requirements of Ohio Revised Code Chapter 119 and is based upon the record of the public hearing conducted by Ohio EPA on December 18, 2007, and comments received during the public comment period.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission 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 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 the Environmental Review Appeals Commission at the following address:

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

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 Ohio Administrative Code (OAC) rules 3745-24-01 and 3745-78-01; Definitions; 3745-24-03, Deadlines for submission of the emission statements; and 3745-78-02, Fee emission reports. The amendments are needed to extend the filing deadline for fee emission reports and emissions statements during the calendar year 2008. This change is necessary due to implementation of a new electronic reporting system in development by DAPC.

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 November 28, 2007, 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 January 7, 2008, in Columbus, Ohio. There were no comments received during the comment period. The Director's order of adoption was issued on February 6, 2008. The effective date of these rules is February 16, 2008.

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 Jennifer Hunter, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Jennifer Hunter at 614-644-3696. The rule(s) are available on the Web page for electronic downloading. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>.

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.

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 rescinded existing rule 3745-21-07 of the Ohio Administrative Code (OAC), "Control of emissions of organic materials from stationary sources.", and adopted new rule 3745-21-07 of the OAC, "Control of emissions of organic materials from stationary sources (i.e., emissions that are not regulated by rule 3745-21-09, 3745-21-12, 3745-21-13, 3745-21-14, 3745,21-15, 3745-21-16, or 3745-21-18 of the Administrative Code)."

The primary purpose of this rulemaking is to maintain VOC controls on sources that currently have controls, and eliminate many short-term limits and recordkeeping requirements for smaller, existing emissions units that are not controlled. Additionally, the new rule will not be applied to new emissions units that commence construction after the effective date of the new rule. These emissions units will be required to undergo the New Source Review process, and any control requirements or operational restrictions that are included in the emission's units permits will be the result of a BAT determination, or the applicability of other OAC rules.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC is required to consult with interested parties affected by the rule before the division formally adopts them. On August 27, 2007, 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 October 3, 2007, in Columbus, Ohio. There were comments received during the public comment period, and later, that did result in changes to the rule proposed.

Rule changes included the addition of clarification language in several of the rule=s paragraphs, the removal of emissions units that should not be included in the rule, and the addition of an emissions units that were recently permitted and subject to the rule. Additionally, language contained in one facility-specific portion of the rule was revised to allow necessary flexibility in controlling VOC emissions while maintaining Ohio's ability to limit emissions. The Director(s order of adoption was issued on February 8, 2008. The effective date of these rules is February 18, 2008.

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 Todd Brown, Ohio EPA, Division of Air Pollution Control, Lazarus Government Center, PO Box 1049, Columbus, Ohio 43216-1049 or call Todd Brown at 614-644-4839 The rule(s) are available on the Web page for electronic downloading. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>.

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
MODIFICATION OF LABORATORY CERTIFICATION UNDER OHIO'S
VOLUNTARY ACTION PROGRAM

Notice is hereby given that on February 4, 2008 , 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 a modified laboratory certificate to E.A. Group of 7118 Industrial Park Blvd, Mentor, Ohio, granting the laboratory's request to modify its certification under Ohio's Voluntary Action Program. E.A. Group requested to remove Total Petroleum Hydrocarbons by method 418.1 and n-Hexane Extractable Material by 1664A from its certification. The certification number assigned to E.A. Group remains CL0015.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission 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 the Commission within thirty (30) days after the 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 the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
309 South Fourth Street, Room 222
Columbus, Ohio 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
LABORATORY NAME CHANGE
UNDER THE VOLUNTARY ACTION PROGRAM

Notice is hereby given that on February 4, 2008 , 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 a revised laboratory certification to Stantec Consulting Services, Inc., of 1233 Dublin Road, Columbus, Ohio 43215, formerly, Zande Environmental Services of said address. The certification remains CL0054.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission 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 the Commission within thirty (30) days after the 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 the Environmental Review Appeals Commission at the following address:

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

**Ashland, Cuyahoga, Huron, Lorain,
and Medina Counties**

Public Notice by February 15, 2008

**OHIO ENVIRONMENTAL PROTECTION AGENCY
PUBLIC NOTICE
BLACK RIVER WATERSHED
TOTAL MAXIMUM DAILY LOAD REPORT**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) is providing for public review and comment the Black River Watershed Total Maximum Daily Load Report (TMDL) Document. Ohio EPA developed the Document in fulfillment of Section 303(d) of the Clean Water Act, which requires the identification of impaired waterbodies for which technology based effluent limitations are not stringent enough to achieve applicable water quality standards and to develop Total Maximum Daily Loads for such waters. The Document addresses impairments in the Black River watershed that appear on the Ohio 2006 303(d) list (assessment units 04110001 020, 030, 040 and 050). The impaired waters are located in the Counties of Ashland, Huron, Lorain, Medina and Cuyahoga.

All interested persons wishing to submit comments for Ohio EPA's consideration may do so in writing to Ohio EPA, Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio, 44087, Attn: Ted Conlin, or by email to ted.conlin@epa.state.oh.us by the close of business, March 17, 2008. Comments received after this date may be considered as time and circumstances permit. After consideration of comments, Ohio EPA will submit the Document to the United States Environmental Protection Agency (U.S. EPA) for approval.

To obtain a copy of the Document or other information, or to arrange to inspect Agency files or records pertaining to the Document, or to request notice of when Ohio EPA submits the Document to U.S. EPA, please contact Ted Conlin at the address above or by calling 1-800-686-6330. The Document will be posted to the Ohio EPA Division of Surface Water Web site <http://www.epa.state.oh.us/dsw/index.html>.

PUBLIC NOTICE

OHIO EPA ISSUES FINAL MODIFIED HAZARDOUS WASTE PERMIT

On February 1, 2008, Ohio EPA issued a final class 2 modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Von Roll America, Inc. for its facility at 1250 St. George Street, East Liverpool, Ohio 43920-3400. The EPA Identification Number for this facility is OHD980613541.

Why is Von Roll America, Inc. modifying its Permit?

Von Roll America, Inc. is permitted to operate a hazardous waste incinerator and other related hazardous waste management units at its facility. Von Roll America, Inc. requests to collect pre-acceptance samples from third party waste once the waste has arrived at the facility. This final modified permit will allow Von Roll America, Inc. 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 **March 5, 2008**. 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 APPROVES AMENDED CLOSURE PLAN FOR
CLOW WATER SYSTEMS**

On February 1, 2008, Ohio EPA approved an amended closure plan for landfill cells 1 and 2 located at 2266 South Sixth Street, Coshocton, Ohio 43812. The EPA I.D. number for this facility is OHD004294849.

Pursuant to Ohio Administrative Code rules 3745-66-11, 12 and 18, the facility's amended closure plan submitted on August 27, 2007 was approved with modifications as outlined in the Director's February 1, 2008 correspondence. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Date of Public Notice: February 11, 2008

**REVISED PUBLIC NOTICE
RESCHEDULED PUBLIC HEARING
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 modification of a National Pollutant Discharge Elimination System (NPDES) permit (2PC00001). The application was submitted by the Erie County Department of Environmental Services, P.O. Box 469, Huron, Ohio 44839.

The Erie County Department of Environmental Services is requesting to incorporate Mercury variance final effluent limits at the Huron Basin Wastewater Treatment Plant located at 554 River Road, Huron, Erie County, Ohio. The proposed discharges are to the Huron River to 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 Huron River to 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 43402, (419) 352-8461. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 p.m. on March 27, 2008, at the Huron City Council Chambers, 417 Main Street, Huron, Ohio 44839. 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 April 3 , 2008. 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 February 6, 2008, Ohio EPA issued a final modified Hazardous Waste Facility Installation and Operation Permit (Permit) to Envirosafe Services of Ohio, Inc. for its facility at 876 Otter Creek Road, Oregon, Ohio 43616. The EPA Identification Number for this facility is OHD045243706.

Why does Envirosafe Services of Ohio, Inc. need this Permit modification?

Envirosafe Services of Ohio, Inc. (Envirosafe) is permitted to operate a hazardous waste landfill and other related hazardous waste management units at its facility. In accordance with permit condition L.1, Envirosafe Services of Ohio, Inc. must maintain a document depository at a public library located in the city of Oregon, Ohio. Ohio EPA has determined that the records maintained in the public library are not sufficiently utilized to warrant the resources expended and, as such, the Director is initiating this permit modification to remove this permit condition from the facility permit. Use of the internet and email will allow information to be shared in a more convenient and accessible form. This final action contains the conditions under which the facility must operate. Details about this final action can be viewed on Ohio EPA's Website under Stakeholders Involvement at <http://www.epa.state.oh.us/dhwm/>.

Can I appeal this 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 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 **March 10, 2007**. 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 APPROVES CLOSURE PLAN FOR
FORMER XXKEM SITE**

On February 6, 2008, Ohio EPA approved a closure plan for the former XXKem Site located at 4015 Stickney Avenue in Toledo, Ohio. The EPA I.D. number for this facility is OHD980586804.

Pursuant to Ohio Administrative Code rules 3745-66-11 & 12, the facility's closure plan submitted on June 21, 2007, was approved with modifications as outlined in the Director's February 6, 2008, correspondence. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission.

Date of Public Notice: February 5, 2008

**PUBLIC NOTICE
ISSUANCE OF DRAFT PERMIT TO INSTALL AND NPDES PERMIT
AND PUBLIC HEARING**

Notice is hereby given that on February 5, 2008, the Director of the Environmental Protection Agency will issue a draft Permit to Install (PTI) (634030) and a draft National Pollutant Discharge Elimination System (NPDES) permit (01D00016) to New Steel International, Inc. - MMK Americas, 6730 Roosevelt Avenue, Franklin, Ohio 45005. The draft permits are for the construction of, and discharge from a proposed industrial wastewater treatment facility, collection system and storage ponds to treat wastewater from a proposed new steel mill to be located in Green Township, Scioto County, Ohio. "Draft Actions" are written statements of the Director's intent with respect to the issuance, denial, etc. of a permit, license, order, etc. Interested persons may submit written comments regarding draft actions.

The discharges from the facility, if approved, would result in degradation to, or lowering of, the water quality of the Ohio River. However, the chemical-specific water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1-07, will not be exceeded.

In accordance with OAC 3745-1-05, Ohio EPA will provide an opportunity for public comment concerning this project. Comments received shall be considered by the Director before the draft action is issued as final. A public hearing has been scheduled for 6:00 P.M. on March 20, 2008 at the Green Primary School, 535 Junior Furnace / Powellsville Road, Franklin Furnace, Ohio 45629. 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 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 43126-1049 by the close of business on March 27, 2008. 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 Southeast District Office, 2195 Front Street, Logan, Ohio 43138, by first calling (740)385-8501 to make an appointment.