

**PUBLIC NOTICE
AMENDED COVENANT NOT TO SUE/FINAL FINDINGS
AND ORDERS
New NGC, Inc. Property, Niles, Trumbull County, Ohio**

Notice is hereby given that on May 16, 2011, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") Chapter 3746 and Ohio Administrative Code ("OAC") Chapter 3745-300, issued an Amended Covenant Not to Sue/Final Findings and Orders to New NGC, Inc., the "Volunteer" for property known as the New NGC, Inc. property (the "Property").

The Volunteer conducted a voluntary action on the approximately 12-acre Property, which is located at 504 Walnut Street, Niles, Trumbull County, Ohio. A covenant not to sue was issued for the Property on December 29, 2006. This amended covenant not to sue corrects certain errors in the legal description of the Property.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC 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 "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 Environmental Review Appeals Commission at the following address: 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

If you would like to review a copy of the Covenant Not to Sue/Final Findings and Orders, please contact Debi Tavizon, Records Management Officer, Ohio EPA, Division of Emergency and Remedial Response, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

PUBLIC NOTICE
REVOCAION OF COVENANT NOT TO SUE
Superior Fibers, Inc. Property
Bremen, Fairfield County, Ohio

Notice is hereby given that on May 16, 2011, the Director of the Environmental Protection Agency (Ohio EPA) issued Final Findings and Orders revoking the Covenant Not to Sue approved on March 22, 2005 for the Superior Fibers, Inc. property located at 499 North Broad Street, Bremen, Fairfield County, Ohio. The Final Findings and Orders also terminate the 2005 operation and maintenance Plan as amended, which was previously approved as part of the March 22, 2005 Covenant Not to Sue/Final Findings and Orders issued to Superior Fibers following the submission of No Further Action Letter 03NFA161 and in accordance with Ohio Revised Code (ORC) Chapter 3746 and Ohio Administrative Code Chapter 3745-300. The Director has ordered the recording of the Final Findings and Orders revoking the Covenant Not to Sue in accordance with ORC §3746.14 and §317.08. The action was taken in accordance with ORC §3746.12(B).

The revocation of the Covenant Not to Sue is a final action of the Director. 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 30 days after notice of the action in accordance with ORC Section 3745.04. The appeal must be accompanied by a filing fee of \$70.00 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 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. The appeal may be filed with the Commission at 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

To review a copy of the Final Findings and Orders Revoking the Covenant Not to Sue, please contact Debi Tavizon Records Management Officer, Ohio EPA, Division of Environmental Response and Revitalization, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
RENEWAL OF CERTIFIED PROFESSIONAL CERTIFICATIONS UNDER OHIO'S
VOLUNTARY ACTION PROGRAM

Notice is hereby given that on May 19, 2011, the Director of the Ohio Environmental Protection Agency, pursuant to Ohio Revised Code (AORC@) 3746.04(B)(5) and Ohio Administrative Code (AOAC@) 3745-300-05, issued a renewal of certification to the following Certified Professionals: **Daniel M. Bremer (CP311), Richard J. DeLuca, Jr. (CP285), Kevin C. Flynn (CP227), Paul P. Gallagher (CP270), Laura F. Funk (CP286), Bipender S. Jindal (CP328), Nichole e. Lashley (CP302), David M. Peterson (CP297), Troy L. Schultz (CP244), and Ron J. Wells (CP314).**

The issuance of the renewal 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 (ACommission@). 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. 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 Commission at 309 South Fourth St., Room 222, Columbus, Ohio 43215.

If you would like to review a copy of any renewal 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.

Cuyahoga County

**PUBLIC NOTICE
OHIO EPA ISSUES FINAL FINDINGS AND ORDERS TO
GREAT LAKES ETCHING & FINISHING COMPANY**

On May 17, 2011, Ohio EPA issued final Findings and Orders to the Great Lakes Etching and Finishing Company for its facility located at 7010 Krick Road, Walton Hills Ohio 44146. This facility is a generator of hazardous waste and unlawfully stored such waste in containers. The facility also disposed of hazardous waste unlawfully. The EPA I.D. number for this facility is OHD095332441.

Great Lakes Etching & Finishing Company must achieve compliance with Chapter 3734 of the Ohio Revised Code and the regulations promulgated thereunder 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.

Date of Public Notice: May 17, 2011

**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 realign a portion of Groveport Road at its intersection with Alum Creek Drive. The application was submitted by the Franklin County Engineer. The project is located at the intersection of Groveport Road and Alum Creek Drive in southeast Columbus. The Huntington District Corps of Engineers Project Number is 2011-113-SCR. The Corps has issued a Nationwide Permit (NWP) 14 and a NWP 43 for this project. The Ohio EPA ID Number for this project is 113735.

As required by the Anti-degradation 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 a total of 1,779 linear feet of stream channels – 1,567 linear feet of Boehm Ditch and 212 linear feet of an unnamed, intermittent, tributary to Boehm Ditch. Boehm Ditch will be relocated and placed in twin 96-in. diameter culverts. A portion of the unnamed tributary to Boehm Ditch will be impacted by the installation of a bio-retention facility while the remaining downstream portion will be placed within a culvert.

The applicant's proposed minimal degradation alternative, if approved, would impact a total of 1,611 linear feet of stream channels – 1,399 linear feet of Boehm Ditch and 212 linear feet of an unnamed, intermittent tributary to Boehm Ditch. Boehm Ditch west of Alum Creek Drive will be realigned via a 289-ft. long 20-ft. x 8-ft. box culvert which will then tie into the extended portion of the existing 84-in. culverts under Alum Creek Drive. East of Alum Creek Drive Boehm Ditch is open for approximately 400 linear feet before entering into a 267-ft. long, 18-ft. x 7-ft. box culvert. A portion of the unnamed tributary to Boehm Ditch will be impacted by the installation of a bio-retention facility while the remaining downstream portion will be placed within a culvert.

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 Boehm Ditch in the Big Walnut Creek watershed. 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 anti-degradation 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 May 17, 2011, 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 DRAFT CLASS 3 PERMIT MODIFICATION TO
ROSS INCINERATION SERVICES**

On May 20, 2011, Ohio EPA issued a draft Class 3 Permit modification (Permit) to Ross Incineration Services (Ross Incineration) for its facility at 36790 Giles Road, Grafton, Ohio 44044. The EPA Identification Number for this facility is OHD048415665.

Why is Ross Incineration modifying its Permit?

Ross Incineration is a commercial incineration facility that treats hazardous waste received from off-site. The facility also stores hazardous waste in containers and tanks; treats waste in tanks, a filter press and in an incinerator. Ross Incineration is requesting to increase the permitted hazardous waste container storage capacity from 457,031 gallons to 610,373 gallons. The draft modified permit contains the conditions under which the facility must operate if the Permit receives final approval. To issue this draft modified Permit, Ohio EPA determined that the modification application is complete and meets appropriate standards and that the applicant has a history of compliance with relevant environmental laws. If issued, the Permit will allow Ross Incineration to make the requested changes.

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

You can submit written comments anytime between May 21, 2011 and July 5, 2011. Send your comments to Ohio EPA, Division of Materials and Waste Management, Environmental Research and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2944, fax (614) 728-5315, email: 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 modified Permit. You should send your request to: Ohio EPA, Division of Materials and Waste Management, Environmental Research and Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2944, fax (614) 728-5315, email: 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 Permit Modification Application and draft Permit Modification?

You can review these at one of the following locations:

Grafton-Midview Public Library, 983 Main Street, Grafton, Ohio 44044, (440) 926-3317;

Ohio EPA Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087, (330) 963-1200; and,

Ohio EPA, Division of Hazardous Waste Management, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (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 modified Permit. If you commented on the draft modification, Ohio EPA will send you a copy of the "response to public comments" and the final permit decision.

Montgomery County

**PUBLIC NOTICE
OHIO EPA RECEIVES AMENDED HAZARDOUS WASTE CLOSURE PLAN**

On May 9, 2011, Ohio EPA received an amended hazardous waste closure plan from the American Cargo Corporation concerning the hazardous waste container storage units located at 2800 Ontario Avenue, Dayton, Ohio 45414. The EPA Identification Number for this facility is OHD004277687.

Why is American Cargo Corporation submitting this Closure Plan?

As the result of the Director's request, American Cargo Corporation submitted the closure plan. This closure plan details the decontamination activities related to the former container storage units located at the site. The plan also includes, but is not limited to; the closure schedule, cost estimates, certifications, and personnel health and safety.

When and how do I submit written comments about the Closure Plan?

You can submit written comments anytime between May 23 and June 21, 2011. Send your comments to Ohio EPA, Division of Materials and Waste Management, Attn: Environmental Research & Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2917, fax number (614) 728-1245, e-mail address: dhwmcomments@epa.state.oh.us

Where can I review the Closure Plan?

You can review the Closure Plan at the following locations:

Ohio EPA, Southwest District Office, 401 East Fifth Street, Dayton, Ohio 45402, tel: (937) 285-6753; and,

Ohio EPA, Division of Materials and Waste Management, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (614) 644-2917.

Summit County

**PUBLIC NOTICE
OHIO EPA RECEIVES AMENDED HAZARDOUS WASTE CLOSURE PLAN**

On May 13, 2011, Ohio EPA received an amended hazardous waste closure plan from the Former Aerosol Systems Facility concerning the hazardous waste drum storage unit and accumulation area located at 9150 Valley View Road, Macedonia, Ohio 44056. The EPA Identification Number for this facility is OHD050387802.

Why is Aerosol Systems submitting this Closure Plan?

As the result of the Director's request, Aerosol Systems submitted the closure plan. This plan includes, but is not limited to, the facility's history of release of hazardous waste, removal of wastes, soil sampling activities, human health risk assessment, soil to groundwater leaching, closure certification and cost, and the closure schedule.

When and how do I submit written comments about the Closure Plan?

You can submit written comments anytime between May 23 and June 21, 2011. Send your comments to Ohio EPA, Division of Materials and Waste Management, Attn: Environmental Research & Information Services, P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2917, fax number (614) 728-1245, e-mail address: dhwmcomments@epa.state.oh.us

Where can I review the Closure Plan?

You can review the Closure Plan at the following locations:

Ohio EPA, Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087, tel: (330) 425-9171; and,

Ohio EPA, Division of Materials and Waste Management, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (614) 644-2917.

Date of Public Notice: May 20, 2011

**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 to correct dam safety concerns at Bolivar Dam. The proposed project consists of construction of a seepage blanket to reduce risk of dam failure associated with Bolivar Dam under see page issues, until major rehabilitation of the dam can be completed. The application was submitted by the U.S. Army Corps of Engineers, Huntington District, 502 Eighth Street, Huntington, West Virginia 25701-2070. The project is located at Bolivar Dam near Bolivar in Tuscarawas County, Ohio. The Ohio EPA ID Number for this project is 113750.

As required by the Anti-degradation 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 fill 1,450 linear feet (LF) of backwater channel tributary to Sandy Creek and 1.92 acres of Category II forested wetlands for a total of 63,346 cubic yards of fill. The applicant's proposed minimal degradation alternative, if approved, would fill 1.92 acres of Category II forested wetlands for a total of 10,346 cubic yards of fill. 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 Sandy Creek of the Tuscarawas 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 anti-degradation 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 May 20, 2011, 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.