

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

Notice is hereby given that on September 16, 2011; the director of Ohio EPA issued an amended infectious waste generator certificate to DaVita Inc, 5200 Virginia Way, Brentwood, TN 37027, Reg. 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.

PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
U.S. Campus Suites, LLC, Flats at Wick aka Electrochemicals, Inc.

Notice is hereby given that on September 21, 2001, 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 a Covenant Not to Sue/Final Findings and Orders to U.S. Campus Suites, LLC, the Volunteer for property known as Flats at Wick aka Electrochemicals, Inc. (the "Property").

The Volunteer conducted a voluntary action of the approximately 0.99 acre-Property, which is located at 751 Elm Street, Youngstown, Mahoning County, Ohio. A no further action letter for the Property was submitted on March 28, 2011 to the Voluntary Action Program of the Ohio EPA Division of Environmental Response and Revitalization by Thomas Shalala, a Certified Professional, as defined in ORC 3746.01(F) and OAC 3745-300-01(A).

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (the "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 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 the Records Management Officer, Ohio EPA, Division of Environmental Response and Revitalization, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

Date of Public Notice: September 23, 2011

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has received an application for the initial issuance of a National Pollutant Discharge Elimination System (NPDES) permit (2PR00281) for replacement wastewater treatment facilities for West Bay Inn. Public notice is also given that Ohio EPA-DSW has received an application for Permit to Install (PTI) (832208) for the construction of the proposed wastewater treatment facility. The NPDES and PTI applications were submitted by Capitol Control, LLC, 127 East Lake Shore Drive, Kelleys Island, Ohio 43438.

The West Bay Inn is located at 1230 West Lake Shore Drive, Erie County, Ohio. Other wastewater disposal alternatives resulting in lesser or no degradation or lowering of water quality will be considered by Ohio EPA.

The discharges from the wastewater treatment facility, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. However, the chemical-specific water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1, will not be exceeded. In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality.

Copies of the pending NPDES and PTI applications are available for review at Ohio EPA's Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio 43402 (419) 352-8461. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on November 21, 2011, at the Sandusky Council Chambers, 222 Meigs Street, Sandusky, Ohio 44870. 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 November 28, 2011. Comments received after this date may not be considered as part of the official record.

Date of Public Notice: September 28, 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 contiguous horizontal expansion of a municipal solid waste landfill. The horizontal expansion would provide up to 33 additional years of landfill life. The application was submitted by Suburban Landfill, Inc., 3415 Township Road 447, Glenford, Ohio 43739. The project is located at the 3415 Township Road 447 location. The Huntington District Corps of Engineers Public Notice Number for this project is LRH-0-54130-MUS. The Ohio EPA ID Number for this project is 113788.

As required by the Antidegradation 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 0.98 acres of jurisdictional wetlands (0.89 acres of Category 2 non-forested wetlands and 0.09 acres of Category 1 wetlands non-forested) and 2,839 linear feet of stream channels (480 linear feet of perennial channels, 2,242 linear feet of intermittent channels, and 117 linear feet of ephemeral channels). An additional 150 linear feet of impacts to a perennial stream channel would occur due to the construction of two temporary road crossings to access soil borrow areas east of the existing landfill.

The applicant's proposed minimal degradation alternative, if approved, would impact 0.58 acres of jurisdictional wetlands (0.49 acres of Category 2 non-forested wetlands and 0.09 acres of Category 1 wetlands non-forested) and 2,177 linear feet of stream channels (445 linear feet of perennial channels, 1,641 linear feet of intermittent channels, and 91 linear feet of ephemeral channels). An additional 150 linear feet of impacts to a perennial stream channel would occur due to the construction of two temporary road crossings to access soil borrow areas east of the existing landfill.

The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state. However, this alternative for the landfill expansion would only provide an additional 18 years of landfill life.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of wetlands and unnamed tributaries to Jonathan Creek in the Muskingum River 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 antidegradation 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 September 28, 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. The application materials are also available online via the Ohio EPA's website at <http://www.epa.ohio.gov/dsw/401/applications.aspx>

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.