

**BEFORE THE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
Public Notice  
Proposed Rulemaking Governing  
Water Quality Standards**

Notice is hereby given that the Director of Environmental Protection, in accordance with Chapter 119 of the Revised Code, proposes to adopt the following rules of the Ohio Administrative Code (OAC). Authority to adopt OAC Chapter 3745-1 rules is under Section 6111.041 of the Ohio Revised Code.

<b>Rule #</b>	<b>Rule Title</b>	<b>Action</b>
3745-1-01	Purpose and applicability	Rescind
3745-1-01	Purpose and applicability	New
3745-1-02	Definitions	Amend
3745-1-03	Analytical methods and availability of documents	Amend
3745-1-04	Criteria applicable to all waters	Amend
3745-1-05	Antidegradation	Amend
3745-1-07	Water use designations and statewide criteria	Rescind
3745-1-07	Beneficial use designations	New
3745-1-31	Lake Erie standards	Amend
3745-1-32	Ohio river standards	Rescind
3745-1-32	Ohio river standards	New
3745-1-33	Water quality criteria for the lake Erie drainage basin	Rescind
3745-1-34	Water quality criteria for the Ohio river drainage basin	Rescind
3745-1-35	Site-specific modifications to criteria and values	Amend
3745-1-36	Methodologies for development of aquatic life criteria and values	Amend
3745-1-37	Methodology for deriving bioaccumulation factors	Amend
3745-1-38	Methodologies for development of human health criteria and values	Amend
3745-1-39	Methodology for the development of wildlife criteria for the lake Erie drainage basin	Amend
3745-1-40	Water quality criteria for water supply use designations	New
3745-1-41	Water quality criteria for recreation use designations	New
3745-1-42	Water quality criteria for the base aquatic life use designation	New
3745-1-43	Water quality criteria for the tiered aquatic life use designations	New

OAC Chapter 3745-1 contains: beneficial use designations such as warmwater aquatic life habitat, public water supply and primary contact recreation; numeric levels and narrative statements (water quality criteria) protective of the use designations; and an antidegradation rule.

The proposed amendments include new beneficial use designations: primary headwater habitat, lake habitat, sport fishing recreation use and base aquatic life use; statewide application of human health criteria based on maximum contaminant levels for public water supply use; inclusion of updated Ohio River Valley Water Sanitation Commission Pollution Control Standards for the Ohio River mainstem; new and revised aquatic life criteria for six chemicals; separation of antidegradation requirements for dredge and fill projects from NPDES antidegradation requirements and inclusion of nutrient design effluent limits for new and expanding sanitary wastewater dischargers.

The public comment period will run until **5:00 p.m. on February 24, 2012**. A public hearing on these proposed rules will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held **at the Ohio EPA Conference Center, Room A, 50 West Town Street, Suite 700, Columbus, Ohio at 3:00 p.m. on February 1, 2012**. All visitors to Ohio EPA must register at the Security desk in the lobby upon arrival. Please bring photo identification (such as a valid driver's license). For security reasons, visitors are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.

To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rules.

Written testimony should be sent to the attention of Rule Coordinator at the Ohio EPA Division of Surface Water, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by **5:00 p.m. on February 24, 2012**, will be considered by Ohio EPA prior to final action on this rulemaking. Written comments submitted after this date may be considered as time and circumstances permit.

To obtain copies of the proposed rules, or if you have any questions about this rule package, contact Dan Dudley, Division of Surface Water, at (614) 644-2876 or via email at [dan.dudley@epa.state.oh.us](mailto:dan.dudley@epa.state.oh.us). Copies of the proposed rules are also available on the Ohio EPA Division of Surface Water website at [www.epa.ohio.gov/dsw/Home.aspx](http://www.epa.ohio.gov/dsw/Home.aspx) and the Register of Ohio website at [www.registerofohio.state.oh.us](http://www.registerofohio.state.oh.us).

**BEFORE THE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
Public Notice  
Proposed Rulemaking Governing  
401 Water Quality Certifications**

Notice is hereby given that the Director of Environmental Protection, in accordance with Chapter 119 of the Revised Code, proposes to adopt the following rules of the Ohio Administrative Code (OAC). Authority to adopt OAC Chapter 3745-32 rules is under Section 6111.03 of the Ohio Revised Code. Authority to adopt OAC Chapter 3745-45 is under Section 3745.11 of the Ohio Revised Code.

<b>Rule #</b>	<b>Rule Title</b>	<b>Action</b>
<b>OAC Chapter 3745-32 Section 401 Water Quality Certifications</b>		
3745-32-01	Definitions	Rescind
3745-32-01	Definitions.	New
3745-32-02	Section 401 water quality certification required	Rescind
3745-32-02	Applicability	New
3745-32-03	Section 401 water quality certification exemptions	Rescind
3745-32-03	Individual state water quality permit application requirements and procedures	New
3745-32-04	Section 401 water quality certification applications	Rescind
3745-32-04	State water quality permit and isolated wetland permit antidegradation review requirements.	New
3745-32-05	Criteria for decision by director	Rescind
3745-32-06	Revocation of section 401 water quality certification	Rescind
3745-32-07	Procedure for decision by director	Rescind
OAC Chapter 3745-45	Section 401 Water Quality Certification Fees	
3745-45-02	Certification fees	Rescind

OAC Chapter 3745-32 contains the administrative and technical requirements for submitting a Section 401 water quality certification application to Ohio EPA's Division of Surface Water. Chapter 3745-45 consists of one rule, which contains outdated water quality certification fees.

The proposed amendments establish a state water quality permit to provide a permitting mechanism for isolated streams and lakes. New rule 3745-32-04 contains antidegradation requirements for the state water quality permit program and limited components of the isolated wetlands permit program. The antidegradation requirements are being moved from rule 3745-1-05 in an effort to clarify the requirements that apply to these programs. Other draft revisions in Chapter 3745-32 combine and enhance procedural rules that help address some historical procedural ambiguities within the program. Rule 3745-45-02 is being rescinded because certification fees are now incorporated into state law (ORC section 3745.114).

The public comment period will run until **5:00 p.m. on February 24, 2012**. A public hearing on these proposed rules will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held **at the Ohio EPA Conference Center, Room A, 50 West Town Street, Suite 700, Columbus, Ohio at 3:00 p.m. on February 1, 2012**. All visitors to Ohio EPA must register at the Security desk in the lobby upon arrival. Please bring photo identification (such as a valid driver's license). For security reasons, visitors are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.

To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rules.

Written testimony should be sent to the attention of Rule Coordinator at the Ohio EPA Division of Surface Water, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by **5:00 p.m. on February 24, 2012**, will be considered by Ohio EPA prior to final action on this rulemaking. Written comments submitted after this date may be considered as time and circumstances permit.

To obtain copies of the proposed rules, or if you have any questions about this rule package, contact Ric Queen, Division of Surface Water, at (614) 644-2872 or via email at [ric.queen@epa.state.oh.us](mailto:ric.queen@epa.state.oh.us). Copies of the proposed rules are also available on the Ohio EPA Division of Surface Water website at [www.epa.ohio.gov/dsw/Home.aspx](http://www.epa.ohio.gov/dsw/Home.aspx) and the Register of Ohio website at [www.registerofohio.state.oh.us](http://www.registerofohio.state.oh.us).

**BEFORE THE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
Public Notice  
Proposed Rulemaking Governing  
Voluntary Action Program**

Notice is hereby given that the Director of Environmental Protection proposes to original file the following rules of the Ohio Administrative Code in accordance with the rulemaking authority referenced by the proposed rules below:

- OAC 3745-300-01 Definitions
- OAC 3745-300-02 Eligibility for Participation in the Voluntary Action Program
- OAC 3745-300-03 Voluntary Action Program Fees
- OAC 3745-300-04 Certified Laboratories
- OAC 3745-300-05 Certified Professionals
- OAC 3745-300-07 Phase II Property Assessments
- OAC 3745-300-11 Remediation

These rules address Voluntary Action Program regulations.

The purpose of this rule making is to incorporate new language and eliminate existing unnecessary language throughout the VAP rules.

The public comment period will run until January 31, 2012. A public hearing on this proposed rule making will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held at 50 W. Town St, Suite 700, Columbus, Ohio 43216, in conference room B at 10:30am January 31, 2012. To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rulemaking.

Written testimony should be sent to the attention of Emily Patchen, at the Division of Environmental Response and Revitalization, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by close of business on January 31, 2012 will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.

Please note the Agency has made a change to the rule from the draft rule to clarify the payment of fees in rule 3745-300-05 of the Administrative Code. This change does not add new requirements or substantially change the intent of the rule.

Questions regarding this rule package should be directed to Emily Patchen, at the Division of Environmental Response and Revitalization at (614) 728-5441, or [Emily.Patchen@epa.state.oh.us](mailto:Emily.Patchen@epa.state.oh.us).

To receive a copy of the proposed rules, please contact the DERR receptionist at (614) 644-2924. In addition, full copies of all proposed rules are available for review at any Ohio EPA district office and at the Ohio EPA central office. The proposed rules are also accessible on the DERR web page at <http://www.epa.ohio.gov/derr/vap/rules/rules.aspx>.

**BEFORE THE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
Public Notice  
Proposed Rulemaking Governing  
Wastewater Pollution Control**

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 6111.03, 6111.04, 6111.44, 6111.45, and 6111.46 of the Ohio Revised Code and in accordance with Chapter 119, proposes to renew the following rule of the Ohio Administrative Code:

<b>Rule Number</b>	<b>Rule Title</b>	<b>Action</b>
3745-42-05	Design flow and waste strength requirements for treatment works sized for one hundred thousand gallons per day or less.	Proposed

This rule addresses wastewater pollution control regulations.

The purpose of this rule making is to outline modifications and/or revisions for minimum requirements for design flows and design waste characterizations for five day biochemical oxygen demand, when sizing wastewater treatment works for 100,000 gallons per day or less.

The public comment period will run until **5:00 p.m. on January 3, 2012**. A public hearing on this proposed rule making will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held at **Ohio EPA Central Office, 50 W. Town Street, Columbus, Ohio in Room B at 1:30 p.m.**

To facilitate the scheduling of oral presentations, persons intending to give testimony at the hearing should notify the Ohio EPA Public Interest Center, P.O. Box 1049, Columbus, Ohio 43216-1049, (614) 644-2160. Prior registration will ensure that registrants are heard ahead of those individuals who register at the hearing. Oral testimony may be limited to five minutes, depending on the number of persons testifying. All interested persons are entitled to attend or be represented and to present oral and/or written comments concerning the proposed rulemaking.

Written testimony should be sent to the attention of Rule Coordinator at the Division of Surface Water, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by **5:00 p.m. on January 3, 2012** will be considered by Ohio EPA prior to final action on this rulemaking proposal. Written comments submitted after this date may be considered as time and circumstances permit.

Questions regarding this rule package should be directed to Daniel A. Kopec, at the Division of Surface Water, at (614) (644-1987).

If you wish to receive a copy of the proposed rule, please contact the **Daniel A. Kopec at (614) (644-1987)**. In addition, full copies of all proposed rule is available for review at any Ohio EPA district office and at the Ohio EPA central office. The proposed rule is also accessible on DSW web page at [www.epa.ohio.gov/dsw/Home.aspx](http://www.epa.ohio.gov/dsw/Home.aspx).

**PUBLIC NOTICE**  
**12/23/2011 Issuance of Draft Air Pollution Title V Permit**

Cleveland Steel Container Corp.  
412 Mason Street,  
Niles, OH 44446  
Trumbull County

FACILITY DESC.: Other Metal Container Manufacturing  
PERMIT #: P0107990  
PERMIT TYPE: Renewal

PERMIT DESC: Renewal Title V permit for Steel Pail Manufacturer--8 coating processes, 2 controlled by catalytic & thermal incinerators

The Director of the Ohio Environmental Protection Agency issued the draft permit above. The permit and complete instructions for requesting information or submitting comments may be obtained at: <http://epa.ohio.gov/dapc/permitsonline.aspx> by entering the permit # or: Zorica Dejanovic, Ohio EPA DAPC, Northeast District Office, 2110 East Aurora Road, Twinsburg, OH 44087. Ph: (330) 425-9171.

**PUBLIC NOTICE**  
**12/28/2011 Issuance of Draft Air Pollution Permit-To-Install**

Honda of America Mfg., Inc. Anna Engine Plant  
12500 Meranda Road,  
Anna, OH 45302-9699  
Shelby County

FACILITY DESC.: Other Motor Vehicle Electrical and Electronic Equipment  
Manufacturing

PERMIT #: P0109120

PERMIT TYPE: Initial Installation

PERMIT DESC: New installation of L012 CVT Parts Washer #1, Washer & Ancillary Equipment, P135 Carburizing Furnace #1, Pre-Heater, Furnace, Endo Generator, Quench & Misc., P136 Carburizing Furnace #2, Pre-Heater, Furnace, Endo Generator, Quench & Misc., and P137 Carburizing Furnace #3, Pre-Heater, Furnace, Endo Generator, Quench & Misc.

The Director of the Ohio Environmental Protection Agency issued the draft permit above. The permit and complete instructions for requesting information or submitting comments may be obtained at: <http://epa.ohio.gov/dapc/permitsonline.aspx> by entering the permit # or: Craig Osborne, Ohio EPA DAPC, Southwest District Office, 401 East Fifth Street, Dayton, OH 45402. Ph: (937) 285-6357.

**PUBLIC NOTICE**  
**12/28/2011 Issuance of Draft Air Pollution Permit-To-Install and Operate**

Third Dimension, Inc.  
633 Pleasant Ave,  
Geneva, OH 44041  
Ashtabula County

FACILITY DESC.: All Other Basic Organic Chemical Manufacturing  
PERMIT #: P0108761  
PERMIT TYPE: Initial Installation

PERMIT DESC: Mold press no. 6 for molded expandable polystyrene (EPS) foam and polystyrene/polyethylene (EPS/EPE) foam products.

The Director of the Ohio Environmental Protection Agency issued the draft permit above. The permit and complete instructions for requesting information or submitting comments may be obtained at: <http://epa.ohio.gov/dapc/permitsonline.aspx> by entering the permit # or: Christine McPhee, Ohio EPA DAPC, Northeast District Office, 2110 East Aurora Road, Twinsburg, OH 44087. Ph: (330) 425-9171.

**PUBLIC NOTICE**  
**12/29/2011 Issuance of Draft Air Pollution Permit-To-Install**

Momentive Performance Materials Quartz, Inc.  
611 O'Neill Drive,  
Hebron, OH 43025  
Licking County

FACILITY DESC.: Nonclay Refractory Manufacturing  
PERMIT #: P0108757  
PERMIT TYPE: Initial Installation

PERMIT DESC: Initial installation of an R&D trial burner and rod straightener.

The Director of the Ohio Environmental Protection Agency issued the draft permit above. The permit and complete instructions for requesting information or submitting comments may be obtained at: <http://epa.ohio.gov/dapc/permitsonline.aspx> by entering the permit # or: Adam Novak, Ohio EPA DAPC, Central District Office, 50 West Town Street, 6th Floor P.O. Box 1049, Columbus, OH 43216-1049. Ph: (614) 728-3778.

**PUBLIC NOTICE**  
**ISSUANCE OF SCRAP TIRE TRANSPORTER REGISTRATION**

Notice is hereby given that on December 30, 2011; the director of Ohio EPA issued five certificates of registration as transporter of scrap tires to Heritage Transport LLC, 1626 Research Way, Indianapolis, IN 46231.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
MARTIN MARIETTA MATERIALS INC - DAYTON R**

Issue Date: 12/29/2011  
Relocation Number: REL02058  
Facility ID: 0857043068

Facility Location: MARTIN MARIETTA MATERIALS INC - DAYTON R  
107 RIVER CIRCLE  
Fairfield, OH 45014

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to 3024 Oxford State Rd. Middletown, Ohio 45044 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Regional Air Pollution Control Agency at (937) 225-4435.

**Date of Public Notice: January 3, 2012**

**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 repair and stabilize a failing slope of Four Mile Creek along Hamilton-Eaton Road. The application was submitted by the Butler County Engineer's Office. The project is located at 600 Seven Mile Avenue in Hamilton, Butler County. The Huntington District Corps of Engineers Public Notice Number for this project is LRH-2011-487-GMR. The Ohio EPA ID Number for this project is 113822.

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 involve the discharge of 202.5 cubic yards of rock channel material to repair 400 linear feet of eroded stream bank. The applicant's proposed minimal degradation alternative, if approved, would involve the discharge of 118 cubic yards of material to repair the same length of stream bank as the preferred through the utilization of gabion baskets. 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 Four Mile Creek. 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 January 3, 2012, copies of the application and technical support information may be inspected on Ohio EPA-DSW website: [www.epa.ohio.gov/dsw](http://www.epa.ohio.gov/dsw)

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  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
NATIONAL LIME & STONE CO**

Issue Date: 12/29/2011  
Relocation Number: REL02060  
Facility ID: 0332950003

Facility Location: NATIONAL LIME & STONE CO  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to 4252 Trurro Station Road, Columbus, Ohio 43232 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE**

**National Lime + Stone Company**

Issue Date: 12/29/2011  
Relocation Number: REL02062  
Facility ID: 0332940007

Facility Location: National Lime + Stone Company  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to National Lime & Stone Company - Fisher Road Yard, 4350 Fisher Road, Columbus, Ohio 43228 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
NATIONAL LIME & STONE CO**

Issue Date: 12/29/2011  
Relocation Number: REL02063  
Facility ID: 0332950003

Facility Location: NATIONAL LIME & STONE CO  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to National Lime & Stone Company - Gahanna Yard, 560 Claycraft Road, Gahanna, Ohio 43230 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE**

**National Lime and Stone Company**

Issue Date: 12/29/2011  
Relocation Number: REL02064  
Facility ID: 0332950004

Facility Location: National Lime and Stone Company  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to National Lime & Stone Company - Fisher Road Yard, 4350 Fisher Road, Columbus, Ohio 43228 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
NATIONAL LIME & STONE CO**

Issue Date: 12/29/2011  
Relocation Number: REL02065  
Facility ID: 0332950003

Facility Location: NATIONAL LIME & STONE CO  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to National Lime & Stone Company - Fisher Road Yard, 4350 Fisher Road, Columbus, Ohio 43228 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE**

**National Lime + Stone Company**

Issue Date: 12/29/2011  
Relocation Number: REL02066  
Facility ID: 0332940007

Facility Location: National Lime + Stone Company  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to Central Ready Mix, 4252 Trurro Station Road, Columbus, Ohio 43232 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
National Lime and Stone Company**

Issue Date: 12/29/2011  
Relocation Number: REL02067  
Facility ID: 0332950004

Facility Location: National Lime and Stone Company  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to Central Ready Mix, 4252 Trurro Station Road, Columbus, Ohio 43232 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE**

**National Lime + Stone Company**

Issue Date: 12/29/2011  
Relocation Number: REL02068  
Facility ID: 0332940007

Facility Location: National Lime + Stone Company  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to National Lime & Stone Company - Gahanna Yard, 550 Claycraft Road, Columbus, Ohio 43230 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.\

**PUBLIC NOTICE**  
**ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT**  
**SOURCE**  
**National Lime and Stone Company**

Issue Date: 12/29/2011  
Relocation Number: REL02061  
Facility ID: 0332950004

Facility Location: National Lime and Stone Company  
560 Claycraft Rd,  
Gahanna, OH 43230

Facility Description: Crushed and Broken Limestone Mining and Quarrying

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to National Lime & Stone Company - Gahanna Yard, 560 Claycraft Road, Gahanna, Ohio 43223 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

**PUBLIC NOTICE  
DIRECTOR'S FINAL FINDINGS AND ORDERS**

Notice is here given that on December 22, 2011, Respondent Apex Environmental, LLC entered into Directors Final Findings and Orders (“DFF&Os”) to address violations at Respondents sanitary facility. The facility is located at 11 County Road 78, Amsterdam, Ohio. The DFFO’s require, in part, the following: Installation and operation of 23 landfill gas collection wells; Submission of a report that analyzes correlations between the types of wastes Apex receives, Apex’s acceptance methods for such wastes, pex’s control logs, Apex’s odor complaint database, and Apex’s daily operating logs; the report also shall analyze and propose potential revisions to operating hours and volume of wastes received to control odors; Submission of a proposed plan for the expansion of the landfill gas capture, collection and control system to maximize odor control measures as necessary, including monthly surface emissions monitoring to evaluate the effectiveness of the landfill gas collection and control system; Limit the total amount of wastes received for disposal at the landfill, including solid wastes and construction and demolition debris, to 6,500 tons per day, until odors have been abated for an extended period of time and Ohio EPA discontinues the limit or issues related orders; and payment of \$35,923.00 in civil penalties.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE**

**Ohio Concrete Crushing Ltd.**

Issue Date: 12/29/2011  
Relocation Number: REL02057  
Facility ID: 0322950001

Facility Location: Ohio Concrete Crushing Ltd.  
44 Cleveland Road,  
Huron, OH 44839

Facility Description: All Other Nonmetallic Mineral Mining

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to 600 Streicher Street Toledo, Ohio 43608 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Ohio EPA DAPC, Northwest District Office at (419) 352-8461.

Lucas County

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
S.R.I., INCORPORATED**

Issue Date: 12/29/2011  
Relocation Number: REL02059  
Facility ID: 0857041905

Facility Location: S.R.I., INCORPORATED  
1550 SOLDIERS HOME-WEST CARROLLTON RD.,  
Dayton, OH 45418

Facility Description: Solid Waste Landfill, Administration of Air and Water  
Resource and Solid Waste Management Programs

Ohio EPA has received a request to relocate a portable air contaminant source for the company identified above. Upon review of the request, the Director has approved the relocation and the facility is authorized to move to 1000 Jeep Parkway Toledo, Ohio 43610 upon the publication of this notice.

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, made payable to "Ohio Treasurer Josh Mandel," 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  
77 South High Street, 17th Floor  
Columbus, OH 43215

All inquiries concerning this action may be directed to Regional Air Pollution Control Agency at (937) 225-4435.

Date of Public Notice: January 4, 2012

**PUBLIC NOTICE  
NOTICE OF RECEIPT OF APPLICATION AND PUBLIC HEARING  
FOR LONG TERM CONTROL PLAN UNDER ANTIDegradation**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) -Division of Surface Water (DSW) has received a proposal for the City of Akron Long Term Control Plan, as referenced by Case No. 5:09-cv-00272 United States v. City of Akron, ET. AL. The plan approval request was submitted by the City of Akron, Suite 200, 166 South High Street, Akron, Ohio 44308. The wastewater treatment plant is located at 2460 Akron-Peninsula Road, Akron, Summit County, Ohio.

The purpose of the plan is for the installation of storage basins, relief sewers and tunnels, high rate treatment facilities and expansion of the existing treatment facility, which is covered under Ohio EPA Permit No. 3PF00000. The submission of the plan was required and will be implanted under the Consent Decree Case Number 5:09-cv-00272 United States v. City of Akron, et. AL. An exclusion (D)(1)(c) exists under the antidegradation rule, OAC 3745-1-05. This provision excludes the need for the submittal and subsequent review of technical alternatives and social and economic issues related to the degradation. Other rule provisions, however, including public participation and appropriate intergovernmental coordination were required and considered prior to reaching this decision.

The discharges from the wastewater treatment plant, if approved, would result in degradation to, or lowering of, the water quality of the Little Cuyahoga River, the Ohio Canal, and the Cuyahoga River. 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 proposal will be conducted before deciding whether to allow a lowering of the water quality.

Copies of the pending Long Term Control Plan and technical support information are available for review at Ohio EPA's Northeast District Office, 2110 East Aurora Road, Twinsburg, OH 44087 by first calling (330) 963-1200.

An Ohio EPA public hearing on the proposed project has been scheduled for 6:00 pm, February 29, 2012 at the Akron Public Library Main Branch, 60 South High Street, Akron, Ohio 44326.

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 plan approval. 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 in reviewing the proposal must do so in writing to Ohio EPA's Division of Surface Water, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio, 43216 by close of business on March 7, 2012. Comments received after this date may not be considered as part of the official record.