

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**Ford Motor Company, Former Batavia Transmission Plant**

Notice is hereby given that on July 16, 2012, 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 Ford Motor Company (the "Volunteer") and IRG Batavia 1 LLC (the "Property Owner") for property known as the Former Batavia Transmission Plant (the "Property"). 11NFA431

The Volunteer conducted a voluntary action of the approximately 212.487 acre-Property, which is located at 4300 Batavia Road, Batavia, Clermont County, Ohio. A no further action letter for the Property was submitted on September 14, 2011 to the Voluntary Action Program of the Ohio EPA Division of Environmental Response and Revitalization by Joel Hunt, 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: 77 South High Street, 17<sup>th</sup> Floor, 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.

**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 and 6111.04 of the Ohio Revised Code and in accordance with Chapter 119 of the Revised Code, proposes to adopt amendments to the following rules of the Ohio Administrative Code:

<b>Rule Number</b>	<b>Rule Title</b>	<b>Action</b>
3745-5-01	Definitions: as used in this chapter.	Amend
3745-5-02	Purpose and applicability.	Amend
3745-5-03	Prohibitions and restrictions.	Amend
3745-5-04	Water quality trading: general requirements.	Amend
3745-5-05	Water quality trading: general requirements for a water quality trading management plan application.	Amend
3745-5-06	Water quality trading: requirements for a water quality trading management plan application.	Amend
3745-5-07	Requirements for water quality credits.	No Change
3745-5-08	Water quality credits and pollutant loading calculations.	No Change
3745-5-09	Determining water quality baselines.	Amend
3745-5-10	Water quality trading: trading ratios.	No Change
3745-5-11	Water quality trading: incorporating trades into individual NPDES permits and general permits.	Amend
3745-5-12	Record keeping, reporting requirements, compliance, enforcement, and oversight.	Amend
3745-5-13	Public participation requirements.	Amend
3745-5-14	Ambient water quality monitoring requirements.	Amend

The water quality trading program is a voluntary program that allows a National Pollutant Discharge Elimination System (NPDES) permit holder (point source) to meet its regulatory obligations by using pollutant reductions generated by another wastewater point source or non-point source. Water quality trading is a tool for achieving water quality improvements, and under the right circumstances, has the potential to yield both environmental and economic benefits, while promoting increased interaction among watershed stakeholders. The rules in Chapter 3745-5 of the Ohio Administrative Code provide the administrative requirements for the development and implementation of water quality trading programs in Ohio.

Section 119.032 of the Revised Code requires Ohio EPA to review its rules every five years to determine whether they should be changed. The Agency has reviewed the water quality trading rules and had identified needed changes. The following three rules in this chapter, OAC 3745-5-07, 3745-5-08 and 3745-5-10, are being filed concurrently with no changes.

**The public comment period will run until 5:00 p.m. on August 21, 2012.** A public hearing on this proposed rulemaking will be held to consider public comments in accordance with Section 119.03 of the Ohio Revised Code. This hearing will be held in **Conference Room B at the Ohio EPA Central Office, 50 West Town Street, Suite 700, Columbus, Ohio at 10:30 a.m. on August 21, 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 rulemaking.

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 August 21, 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.

The proposed rules and a fact sheet explaining the rule revisions are posted on the Ohio EPA website at [www.epa.ohio.gov/dsw/Home.aspx](http://www.epa.ohio.gov/dsw/Home.aspx). The proposed rules are also available on the Register of Ohio website at [www.registerofohio.state.oh.us](http://www.registerofohio.state.oh.us). If you are unable to access the websites or have questions about the proposed rules, contact Gary Stuhlfauth, Division of Surface Water, at (614) 644-2026 or [gary.stuhlfauth@epa.state.oh.us](mailto:gary.stuhlfauth@epa.state.oh.us).

**PUBLIC NOTICE**  
**7/17/2012 Issuance of Draft Air Pollution Title V Permit**

SCHMIDT PROGRESSIVE LLC  
360 HARMON AVENUE,  
Lebanon, OH 45036  
Warren County

FACILITY DESC.: All Other Plastics Product Manufacturing  
PERMIT #: P0110073  
PERMIT TYPE: Initial

PERMIT DESC: Initial Title V permit, for Schmidt Progressive LLC, which includes one resin transfer molding, three open molding operations, two gel coat application booths, one facility wide material cleanup operation at an existing reinforced plastic composites production facility.

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: Alberta Mellon, Southwest Ohio Air Quality Agency, 250 William Howard Taft Rd., Cincinnati, OH 45219. Ph: (513) 946-7777.

**PUBLIC NOTICE**  
**Final Findings and Orders for the DOE Portsmouth Gaseous Diffusion Plant**  
**(Decontamination and Decommissioning Project)**  
**Pike County, Ohio**

Notice is hereby given that on July 16, 2012, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), issued as a final action Director's Final Findings and Orders – Second Modification of April 13, 2010 Director's Final Findings and Orders for Removal Action and Remedial Investigation and Feasibility Study and Remedial Design and Remedial Action for the DOE Portsmouth Gaseous Diffusion Plant (Decontamination and Decommissioning Project), Piketon, Pike County, Ohio. The purpose of the modified orders is to modify Attachment H to include the proposed X-690 Steam Plant, which is necessary to support the overall Decontamination and Decommissioning Project.

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: 77 South High Street, 17<sup>th</sup> Floor, Columbus, Ohio 43215.

If you would like to review a copy of the modified 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.

**PUBLIC NOTICE**  
**Director Issues Sufficient Evidence Demonstration Determination**  
**Under Ohio EPA's Voluntary Action Program**

On June XX, 2012, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code Chapter 3746 and Ohio Administrative Code Chapter 3745-300, issued a letter which determined that the Toledo Edison Company has not demonstrated sufficient evidence of entry into the Voluntary Action Program, for the Toledo Edison facility Property located at 1045 Post Street, Toledo, Lucas County, Ohio.

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," 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 Environmental Review Appeals Commission, 77 South High Street, 17<sup>th</sup> Floor, Columbus, Ohio 43215.

Documents related to the site and to the Director's decision are available for review at Ohio EPA's Northwest District Office by calling Cathy Sherer or e-mailing [cathy.sherer@epa.state.oh.us](mailto:cathy.sherer@epa.state.oh.us) for an appointment.

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**City of Cleveland, Midland Steel Property**

Notice is hereby given that on July 18, 2012, 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 the City of Cleveland, the "Volunteer" for property known as Midland Steel (the "Property").

The Volunteer conducted a voluntary action of the approximately 21 acre-Property, which is located at 10615 Madison Ave., Cleveland, Cuyahoga County, Ohio. A no further action letter for the Property was submitted on November 8, 2011 to the Voluntary Action Program of the Ohio EPA Division of Environmental Response and Revitalization by Mr. Michael McKim, 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: 77 South High Street, 17<sup>th</sup> Floor, 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.

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

Notice is hereby given that on July 18, 2012, the Director of the Ohio Environmental Protection Agency, pursuant to Ohio Revised Code ("ORC") 3746.04(B)(5) and Ohio Administrative Code ("OAC") 3745-300-05, issued a renewal of certification to the following Certified Professionals: Thomas Clark, CP210, Julie Hewlett, CP111, Craig Kasper, CP103, Christopher Krumm, CP177, Timothy Miller, CP334, Julianne Schucker, CP258, and Jim Smith, CP121.

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 ("Commission"). 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: 77 South High Street, 17th Floor, Columbus, Ohio 43215.

If you would like to review a copy of any renewal certificate, or any documents related to the certification, please contact DERR Records Management Officer, at 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**  
**Director Issues Sufficient Evidence Demonstration Determination**  
**Under Ohio EPA's Voluntary Action Program**

On July 18, 2012, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code Chapter 3746 and Ohio Administrative Code Chapter 3745-300, issued a letter which determined that the Toledo Edison Company has not demonstrated sufficient evidence of entry into the Voluntary Action Program, for the Toledo Edison facility Property located at 1045 Post Street, Toledo, Lucas County, Ohio.

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," 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 Environmental Review Appeals Commission, 77 South High Street, 17<sup>th</sup> Floor, Columbus, Ohio 43215.

Documents related to the site and to the Director's decision are available for review at Ohio EPA's Northwest District Office by calling Cathy Sherer or e-mailing [cathy.sherer@epa.state.oh.us](mailto:cathy.sherer@epa.state.oh.us) for an appointment.

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**Dunham Square Land, LLC, LCA 6700 Euclid, LLC and Hemingway Development,**  
**LLC / Midtown Tech Park Site Property**

Notice is hereby given that on July 19, 2012, 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 Dunham Square Land, LLC, LCA 6700 Euclid, LLC and Hemingway Development, LLC, the Volunteer for property known as Midtown Tech Park Site (the "Property").

The Volunteers conducted a voluntary action of the approximately 6.2835 acre-Property, which is located at 6700 Euclid Avenue, Cuyahoga County, Ohio. A no further action letter for the Property was submitted on March 5, 2012 to the Voluntary Action Program of the Ohio EPA Division of Environmental Response and Revitalization by Matthew D. Knecht, 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: 77 South High Street, 17<sup>th</sup> Floor, 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.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
Bzak Landscaping Maintenance Inc.**

Issue Date: 07/18/2012  
Relocation Number: REL02320  
Facility ID: 1413080483

Facility Location: Bzak Landscaping Maintenance Inc.  
931 Round Bottom Road,  
Milford, OH 45150

Facility Description: Landscaping Services

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 931 Round Bottom Rd Milford, Ohio 45150 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 Southwest Ohio Air Quality Agency at (513) 946-7777.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
Gerken Materials, Inc**

Issue Date: 07/16/2012  
Relocation Number: REL02321  
Facility ID: 0335012002

Facility Location: Gerken Materials, Inc  
14791 State Route 15,  
Pioneer, OH 43554

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 Gerken Materials, Inc. HMA Plant 20 23005 Co. Rd. A Archbold, OH 43502 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  
Gerken Materials, Inc.**

Issue Date: 07/16/2012  
Relocation Number: REL02322  
Facility ID: 0335010051

Facility Location: Gerken Materials, Inc.  
4100 Centennial Road,  
Sylvania, OH 43560

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 Hanson Aggregate 4100 Centennial Road Sylvania, OH 43560 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.

**Montgomery County**

**PUBLIC NOTICE – PUBLIC HEARING  
7/6/2012 Issuance of Draft Air Pollution Permit-To-Install**

Clean Water Ltd.  
300 Cherokee Drive,  
Dayton, OH 45417

FACILITY DESC.: Other Nonhazardous Waste Treatment and Disposal  
PERMIT #: P0109690  
PERMIT TYPE: Initial Installation

PERMIT DESC: Permit To Install for installation of new sources: G-cone tank, sludge press discharge tank, and sludge press roll off container.

The Director of the Ohio Environmental Protection Agency issued the draft permit above. A public hearing on this permit is scheduled for 08/28/12 6:00PM, at Jefferson Township Meeting Room, One Business Park Dr, Dayton, OH 45427. All interested parties may attend and comment. A presiding officer will be present and may limit oral testimony to ensure that all parties are heard. Written comments on the draft permit are due 09/07/2012. Comments received after this date will not be considered to be a part of the official record.

You may obtain the permit, application & supporting documentation by contacting Dale Davidson, Regional Air Pollution Control Agency, 117 South Main Street, Dayton, OH 45422-1280. Ph: (937) 225-4435.

Written comments may be submitted at the hearing or sent to: Sarah Harter of the Southeast District Office, 2195 Front Street, Logan, Ohio, 43738.

Copies of the draft permit application and technical support information may be reviewed and/or copies made by first calling to make an appointment at the Southeast District Office, located at the above address, telephone number (740) 385-8501. The permit can be downloaded from the Web page: [www.epa.state.oh.us/dapc](http://www.epa.state.oh.us/dapc)

**PUBLIC NOTICE**  
**PROPOSED CONSENT ORDER**

The Ohio Environmental Protection Agency (Ohio EPA) and Philip Baldauf, dba, Baldauf 4-Plex Apartments (“Defendants”) have entered into a proposed Consent Order to resolve those counts of the Complaint filed in the Trumbull County Court of Common Pleas, Case Number 2011 CV 01666 that relate to Baldauf 4-Plex Apartments (“the Complex”). The Consent Order concerns the operation of the private wastewater treatment system at the Complex located at 1587 Warner Road, Vienna Township, Trumbull County, Ohio. The Defendants will be required to comply with all applicable provisions of R.C. Chapter 6111 and the terms and conditions of any NPDES permit when issued. In addition, the proposed Consent Order requires Philip Baldauf to hire a certified operator and pay a civil penalty.

Copies of the proposed Consent Order can be obtained from the Ohio EPA, Northeast District Office, by calling the Division of Surface Water Supervisor at (330)963-1200 or by writing to:

Ohio EPA, Northeast District Office  
Division of Surface Water  
2110 E. Aurora Road  
Twinsburg, OH 44087  
Attn: Enforcement Coordinator

Written comments should be submitted to Ohio EPA, Northeast Office at the above address. Written comments should be submitted on or before **August 24, 2012**.

The final approval and entry of the proposed Consent Order will not occur until after the thirty (30) day public comment period has expired. The thirty day period commences on **July 25, 2012**. Both the State of Ohio and Philip Baldauf reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.