

**PUBLIC NOTICE**  
**12/7/2012 Issuance of Draft Air Pollution Permit-To-Install and Operate**

Eaton Corp Aurora  
115 Lena Ave,  
Aurora, OH 44202  
Portage County

FACILITY DESC.: Unlaminated Plastics Profile Shape Manufacturing  
PERMIT #: P0111261  
PERMIT TYPE: Renewal

PERMIT DESC: Renewal FEPTIO for 12 machines that use adhesives to apply reinforcing fiber braid to hoses and plastic tubing. New BAT limits were added to comply with OAC rule 3745-31-05(A)(3) as effective 11/30/2001.

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: Kelly Kanoza, Akron Regional Air Quality Management District, 146 South High Street, Room 904, Akron, OH 44308. Ph:(330) 375-2480.

**PUBLIC NOTICE**  
**12/10/2012 Issuance of Draft Air Pollution Permit-To-Install**

Chemtrade Refinery Solutions Limited Partnership  
1400 Otter Creek Road,  
Oregon, OH 43616-1232  
Lucas County

FACILITY DESC.: All Other Basic Inorganic Chemical Manufacturing  
PERMIT #: P0109874  
PERMIT TYPE: Administrative Modification

PERMIT DESC: Administrative modification to PTI P0107428 to correct NOx emission limits for P001 and P002.

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: Peter Park, Toledo Department of Environmental Services, 348 South Erie Street, Toledo, OH 43604. Ph: (419) 936-3015.

**PUBLIC NOTICE**  
**12/10/2012 Issuance of Draft Air Pollution Title V Permit**

Rochling Glastic Composites  
4321 Glenridge Road,  
South Euclid, OH 44121-2891  
Cuyahoga County

FACILITY DESC.: All Other Plastics Product Manufacturing  
PERMIT #: P0105160  
PERMIT TYPE: Renewal

PERMIT DESC: Title V renewal permit for Rochling Glastic Composites, a reinforced plastic production facility. Emissions units include pultrusion lines, laminate presses, Morehouse mixers, and a wash station.

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: David Hearne, Cleveland Division of Air Quality, 2nd Floor 75 Erieview Plaza, Cleveland, OH 44114. Ph: (216) 664-2297.

**PUBLIC NOTICE**  
**12/10/2012 Issuance of Draft Air Pollution Permit-To-Install**

Cherokee Run Landfill  
2946 US Route 68 North,  
Bellefontaine, OH 43311-0000  
Logan County

FACILITY DESC.: Solid Waste Landfill  
PERMIT #: P0111826  
PERMIT TYPE: Administrative Modification

PERMIT DESC: Cherokee Run Landfill is proposing to install a new utility flare to replace the existing enclosed flare.

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**

### **Ohio EPA Approves Modification of Authorization to Fill, Grade, Excavate, or Drill a Solid Waste Facility at ASARCO Property, Columbus, Ohio**

On December 7, 2012, the Director of Ohio Environmental Protection Agency (Ohio EPA) issued an Ohio Administrative Code 3745-27-13 authorization to Le Petomane XXV, Inc., not individually but solely in its representative capacity as Trustee of the ASARCO Multi-State Environmental Custodial Trust, to engage in *filling, grading, excavating and/or drilling* activities at the ASARCO property located at 1363 Windsor Avenue, Columbus, Franklin County, Ohio (Project Number 125-001451-011). The authorization request involves removal of telephone poles and demolition of concrete structures. The request was made by, and the work will be conducted by, the Trust. The request was required because the property contains solid waste material from former zinc smelting operations.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Ohio Revised Code 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 30 days after notice of the Director's 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 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, 17th Floor, Columbus, Ohio 43215. The authorization request and related materials are available for review at Ohio EPA's Central District Office by calling or e-mailing Lisa Oltman [614-728-3778 or [lisa.oltman@epa.state.oh.us](mailto:lisa.oltman@epa.state.oh.us)] for an appointment.

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**Ashtabula County Port Authority,**  
**Ashtabula County Port Authority Plant C Property**

Notice is hereby given that on December 10, 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 Ashtabula County Port Authority, the Volunteer for property known as Ashtabula County Port Authority Plant C (the "Property").

The Volunteer conducted a voluntary action of the approximately 21.54 acre-Property, which is located at 2715 Lake Road East, Ashtabula, Ashtabula County, Ohio. A no further action letter for the Property was submitted on November 10, 2011 to the Voluntary Action Program of the Ohio EPA Division of Environmental Response and Revitalization by James D. Peyton, P.G., 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**  
**12/12/2012 Issuance of Draft Air Pollution Permit-To-Install**

Emerald Performance Materials, LLC  
2235 Langdon Farm Rd.,  
Cincinnati, OH 45237-4712  
Hamilton County

FACILITY DESC.: Petrochemical Manufacturing  
PERMIT #: P0111037  
PERMIT TYPE: Initial Installation

PERMIT DESC: Initial installation of a 63 MMBtu/hr natural gas boiler (B013) with option of burning No. 2 Fuel Oil during periods of gas curtailment, gas supply emergencies, or for periodic testing, thereby exempting this emissions unit from 40 CFR Part 63 Subpart JJJJJJ .

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

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

**Glenn O. Hawbaker Inc.-Portable Agg Plant (Briar Hill)**

Issue Date: 12/12/2012  
Relocation Number: REL02447  
Facility ID: 0616005007

Facility Location: Glenn O. Hawbaker Inc.-Portable Agg Plant (Briar Hill)  
7191 South Funk Road,  
Shreve, OH 44676

Facility Description: Construction Sand and Gravel 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 73525 Fairpoint North Athens Road St. Clairsville, Ohio 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, Southeast District Office at (740) 385-8501.

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

**Glenn O. Hawbaker Inc. - Portable Screening Plant**

Issue Date: 12/12/2012  
Relocation Number: REL02448  
Facility ID: 0616005008

Facility Location: Glenn O. Hawbaker Inc. - Portable Screening Plant  
23044 Township Road 105,  
Newcomerstown, OH 43832

Facility Description: Crushed and Broken Limestone Mining and Quarrying, Other  
Crushed and Broken Stone Mining and Quarrying,  
Construction Sand and Gravel 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 73525 Fairpoint North Athens Road St. Clairsville, Ohio 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, Southeast District Office at (740) 385-8501.

**Date of Public Notice: December 1, 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 to construct a concrete module seawall with a concrete slab and retaining wall, armor stone revetment, steel crib "T" pier with a concrete slab top, lake access walkway, concrete block storage building, and to remove existing rubble. The application was submitted by Matrix Engineering, Inc. The project is located at 31214 Lake Road, Bay Village, Cuyahoga County, Ohio. The Buffalo District Corps of Engineers Public Notice Number for this project is 2012-01072. The Ohio EPA ID Number for this project is 124050.

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 result in 1,298 cubic yards (CY) of fill below the ordinary high water mark (OHWM). The applicant's proposed minimal degradation alternative, if approved, would result in 1,225 CY below the OHWM. 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 Lake Erie. 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 December 1, 2012, copies of the application and technical support information may be inspected at Ohio EPA-NWDO, 347 N. Dunbridge Rd., Bowling Green, Ohio, by first calling (419) 373-3084. 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.

**Date of Notice: December 14, 2012**

**PUBLIC NOTICE  
NOTICE OF PUBLIC HEARING**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has scheduled a public hearing on the Permit to Install (PTI) application submitted by the Metropolitan Sewer District of Greater Cincinnati, 1600 Gest Street, Cincinnati, Ohio 45204, for the Wesselman Road Sewer Phase II-A project consisting of 3,189 feet of 24-inch sanitary sewer, manholes and sewer taps from Wesselman Road at Hampton Point Pump Station to Hutchinson Road, in Green Township, Hamilton County, Ohio.

The public hearing has been scheduled for 6:30 p.m. on January 29, 2013 at the Nathanael Greene Lodge Ballroom, 6394 Wesselman Road, Cincinnati, Ohio 45248. 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 application. Persons wishing to 1) be on Ohio EPA's interested parties mailing list for this project, or 2) submit comments for Ohio EPA's consideration must do so in writing to Ohio EPA-DSW, Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by close of business on February 5, 2013. Comments received after this date may not be considered as part of the official record of this hearing.

Copies of the pending PTI application and technical support information may be reviewed and/or copies made at Ohio EPA's Southwest District Office, 401 East Fifth Street, Dayton, Ohio, by first calling (937) 285-6357 to make an appointment.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
Ed Burdue & Co LLC**

Issue Date: 12/10/2012  
Relocation Number: REL02444  
Facility ID: 0322950001

Facility Location: Ed Burdue & Co LLC  
3010 Venice Road,  
Sandusky, OH 44870

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 Former Bellevue Middle School, 215 North Street, Bellevue, OH 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.

**Date of Public Notice: December 7, 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 to construct a multi-use development consisting of a Personal Care and Beauty Campus. The application was submitted by The New Albany Company, LLC. The project is located at the southern corner of the intersection of Beech Road and Jug Road in the City of New Albany. The Huntington District Corps of Engineers Public Notice Number for this project is LRH-2010-549-SCR. The Ohio EPA ID Number for this project is 123999.

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 1,339 linear feet of stream and 1.59 acres of wetlands. The applicant's proposed minimal degradation alternative, if approved, would impact 1,339 linear feet of stream and 0.83 acres of wetlands. 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 Haines Ditch and adjacent wetlands to Haines Ditch, a perennial tributary to Blacklick 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 December 7, 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.

Date of Public Notice: November 30, 2012

**PUBLIC NOTICE  
NOTICE OF RECEIPT OF 401 APPLICATION AND PUBLIC HEARING**

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 maintenance dredging project in the Federal navigation channel located in Toledo Harbor. The application was submitted by USACE, Buffalo District, 1776 Niagara Street, Buffalo, NY 14207. The project is located within Toledo Harbor Federal navigation channels (Lake Approach in Maumee Bay and River Channel in Maumee River), and the dredged material open lake placement area in Lake Erie. The Buffalo District Corps of Engineers Public Notice Number for this project is TOLEDO-13. The Ohio EPA ID Number for this project is 124048.

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 dredge an estimated 1,500,000 cubic yards of material from between River Mile 1 (Station 360+00) within the lower River Channel to Lake Mile 9 (Station 893+40) in the Lake Approach Channel. The applicant's proposed minimal degradation alternative, if approved, would dredge an estimated 1,100,000 cubic yards of material from the Lake Approach Channel between Lake Mile 1 (Station 452+17) and Lake Mile 7 (Station 769+57). 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 Lake Erie in the vicinity of the dredged material open lake placement area located approximately 3.5 miles from the Toledo Harbor light at an azimuth of 033° 00'. 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, November 30, 2012, copies of the application and technical support information may be inspected at Ohio EPA-NWDO, 347 N. Dunbridge Rd., Bowling Green, Ohio, by first calling (419) 373-3084. Copies of the application and technical support information can be made available upon request at Ohio EPA District Offices by calling the same number.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on January 24, 2013 at 6:30 p.m. at Toledo Council Chambers, 1 Government Center, Toledo, Ohio 43604. The public hearing will end when all interested parties have 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 proposed project. The purpose of the hearing is to obtain additional information that will be considered by Ohio EPA prior to any further action on the application.

Ohio EPA will continue to accept written comments on the application through the close of business on January 31, 2013. Comments received after this date may not be considered as part of the official record of the hearing. Anyone may submit written comments or requests to be placed on a mailing list for information by writing to: Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.

**Date of Public Notice: December 10, 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 certification for a surface coal mine, auger coal mine, and reclamation project on a 248.9 acres site. The application was submitted by B&N Coal, Inc. The project is located east of County Road 4 and south of State Route 146 within the Wills Creek and Duck Creek Watershed, Marion Township, Noble County, Ohio. The Huntington District of the U.S. Army Corps of Engineers Number for this project is LRH-2009-988-OHR. The Ohio EPA ID Number for this project is 124047.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred degradation alternative, if approved, would impact 11,314 feet of stream and 0.09 acres of wetlands. The proposed minimal degradation alternative if approved, would impact 9,215 feet of stream and 0.09 acres of wetlands. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of unnamed tributaries to Wills Creek and Duck 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, December 10, 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 30 days of the date of this public notice.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
MAR ZANE PLANT NO 30**

Issue Date: 12/12/2012  
Relocation Number: REL02397  
Facility ID: 0660950001

Facility Location: MAR ZANE PLANT NO 30  
3200 Jackson Pike,  
Grove City, OH 43123

Facility Description: Asphalt Paving Mixture and Block Manufacturing

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 1300 W. Fourth Street, Mansfield, Richland County, Ohio 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, Southeast District Office at (740) 385-8501.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
MAR ZANE PLANT NO 30**

Issue Date: 12/12/2012  
Relocation Number: REL02396  
Facility ID: 0660950001

Facility Location: MAR ZANE PLANT NO 30  
3200 Jackson Pike,  
Grove City, OH 43123

Facility Description: Asphalt Paving Mixture and Block Manufacturing

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 5701 Higby Rd., Chillicothe, Ross County, Ohio 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, Southeast District Office at (740) 385-8501.

**PUBLIC NOTICE  
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT  
SOURCE  
MAR ZANE PLANT NO 30**

Issue Date: 12/12/2012  
Relocation Number: REL02441  
Facility ID: 0660950001

Facility Location: MAR ZANE PLANT NO 30  
3200 Jackson Pike,  
Grove City, OH 43123

Facility Description: Asphalt Paving Mixture and Block Manufacturing

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 20220 SR#7, Marietta, Washington County, Ohio 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, Southeast District Office at (740) 385-8501.

## Washington County

### **Public Notice CORRECTED DATE Ohio EPA Issues Notice of Tentative Decision to Issue a Variance**

On December 5, 2012, the director of Ohio EPA issued a draft notice tentatively granting a variance to Skye Metals Recovery, Inc. (Skye) for its facility located at 110 Blue Knob Road, Building 1D, Marietta, Ohio 45750 in Washington County, pursuant to Ohio Administrative Code rule 3745-50-26. If issued as a final variance, certain materials that Skye handles would not be wastes under Ohio's hazardous waste laws. The Agency is proposing to issue this variance because Skye recycles wastes, and uses and manages these materials more like products than wastes. Sky will operate and maintain a metals recycling facility. The metals of interest to Skye associated with this variance are nickel, cobalt, and molybdenum. Skye will accept metal hydroxide bearing filter cake generated from the dewatering of sludge generated from the treatment of wastewater from electroplating operations, and spent hydrotreating or hydrorefining catalyst from the petroleum refining operations for reclaiming. Once received, Skye recycles the filter cake and spent catalyst by concentrating the levels of the metals using a calciner. The product is sold to the steelmaking industry for use in making steel and other alloys. Without this variance, Skye's activities would be regulated as hazardous waste management activities and Skye would need a hazardous waste facility installation and operation permit. When issued, this variance will allow Skye to store and process the electroplating wastewater filter cake and spent catalyst from petroleum refining without obtaining a hazardous waste permit. The draft variance contains the conditions under which the facility must operate if the variance receives final approval. To issue this draft variance, Ohio EPA evaluated the request considering the factors in rule 3745-50-24 of the Ohio Administrative Code relevant to the modification requested.

You may submit written comments to Ohio EPA, Division of Materials and Waste Management, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Annette De Havilland, Tel: (614) 644-2621 or email: [annette.dehavilland@epa.state.oh.us](mailto:annette.dehavilland@epa.state.oh.us). All comments must be received by January 14, 2013. After carefully considering public comments, Ohio EPA will reconsider the draft variance, making any necessary changes, and issue or deny the final variance. Ohio EPA will issue a "response to public comments" specifying any changes made to the draft variance. If you commented on the draft variance, Ohio EPA will send you copies of the "response to public comments," and the director's final action.

You may review the draft variance at the following locations: Ohio EPA Southeast District Office, Division of Materials and Waste Management, 2195 Front Street, Logan, Ohio 43138, Tel: (740) 385-8501 or Ohio EPA Central Office, Division of Materials and Waste Management, 50 West Town Street, Suite 700, Columbus, Ohio 43215, Tel: (614) 644-2621.