

PUBLIC NOTICE
2/4/2013 Issuance of Draft Air Pollution Title V Permit

Glen Gery Corporation
Glen-Gery Corporation, 5692 Rinker Road
Caledonia, OH 43314
Marion County

FACILITY DESC.: Brick and Structural Clay Tile Manufacturing
PERMIT #: P0110474
PERMIT TYPE: Renewal

PERMIT DESC: Renewal Title V operating permit for a brick manufacturing 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: Andrea Moore, Ohio EPA DAPC, Northwest District Office, 347 North Dunbridge Road, Bowling Green, OH 43402. Ph: (419) 352-8461.

Public Notice

Notice is hereby given that on December 20, 2012, the director of Ohio Environmental Protection Agency Division of Materials and Waste Management received a request from Trinova Medical Waste, 235 Jason Court, Corona, CA 91789 to seek approval of the Monarch Green Machine as an alternative treatment technology of infectious waste. The Monarch Green Machine mechanically disintegrates infectious waste by controlled Shredding and instant submerging in an aqueous chlorine dioxide solution. The process results in an 80% reduction in volume and is unrecognizable from its original form.

PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
Legacy Ministries International, Inc. and Miami Township, Former NCR Training Facility

Notice is hereby given that on February 6, 2013, 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 Legacy Ministries International, Inc. and Miami Township, the Volunteers for property known as Former NCR Training Facility (the "Property").

The Volunteers conducted a voluntary action of the approximately 43.573 acre-Property, which is located at 9391 Washington Church Road, Miamisburg, Montgomery County, Ohio. A no further action letter for the Property was submitted on September 12, 2012 to the Voluntary Action Program of the Ohio EPA Division of Environmental Response and Revitalization by Cara Henegar, 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, 17th 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.

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**PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
ISSUANCE OF DRAFT PERMITS TO OPERATE
PUBLIC INFORMATION SESSION
PUBLIC HEARING**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has issued on February 5, 2013, two (2) Draft Permits to Operate (PTOs), numbers UIC 05-09-001-PTO-I and UIC 05-09-002-PTO-I to AK Steel Corporation, Middletown, Ohio. The Draft Permits are for Class I Hazardous Injection Wells Numbers 1 and 2 at the AK Steel facility located at 1801 Crawford Street, Middletown, Ohio. These proposed permits have been issued in draft form by the Director pursuant to Section 6111.044 of the Revised Code.

Notice is hereby given that Ohio EPA will conduct an Information Session and Public Hearing on Thursday, March 14, 2013, at 6:30 p.m. The public hearing will immediately follow. The information session and hearing will be held at the City of Middletown's Council Chambers at One Donham Plaza, Middletown, Ohio.

Ohio EPA's draft PTOs are issued to meet state requirements and regulations, found in Chapter 6111. of the Revised Code and Chapter 3745-34 of the Ohio Administrative Code. The draft action proposes to allow continued use of the AK Steel Wells Number 1 and Number 2 with some revised permit conditions and requirements. These wells are used by AK Steel for disposal of wastes generated from on site steel pickling activities. Steel pickling is the process of chemically removing scale from the surfaces of steel prior to final processing. These wastes include a mixture of iron salt, residual hydrochloric acid, and water.

During the information session, Ohio EPA will provide information and answer questions regarding Ohio EPA's draft actions. At the public hearing, the public may present testimony to the hearing officer. All persons are entitled to attend or be represented and give written or oral comments on the draft actions at the public hearing.

Written comments on the draft permits may be submitted at the hearing or mailed to Ohio EPA, Division of Drinking and Ground Waters, Attn: UIC Unit Supervisor, P.O. Box 1049, Columbus, Ohio 43216-1049. **All comments received on or before Friday, March 22, 2013, will be considered part of the administrative record and will be considered prior to the final decision on issuance of the two permits.**

Persons desiring to receive notice of further proceedings, copies of fact sheets and other information relating to the above referenced permits may contact Ohio EPA, Division of Drinking and Ground Waters, P.O. Box 1049, Columbus, Ohio 43216-1049, Attn: Jess Stottsberry, (614) 644-2752. Copies of the draft permits may be inspected at the Middletown Public Library, 125 S. Broad Street, Middletown, OH, (513) 424-1251; at the Ohio EPA's Southwest District Office, 401 E. Fifth Street, Dayton, OH, (937) 285-6357; or at Ohio EPA, Central Office, 50 West Town Street, Columbus, OH (614) 644-2752, by first contacting Jess Stottsberry.

Date of Public Notice: February 7, 2013

**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 construction of the CLE - East Fork Bikepath - Section 1 project. The project involves constructing 0.63 miles of 10 foot wide multi-use paved path in East Fork State Park within Williamsburg Township, Clermont County, Ohio. The application was submitted by The Ohio Department of Transportation, 1980 West Broad Street, Columbus, Ohio 43223.

The purpose of this project is to develop a multiuse connection with the East Fork State Park area in Clermont County, Ohio, in order to better serve park users. The park has multiple existing paths of varying accessibility, quality, connectivity, and use. Although many trails exist within the park, the proposed action will construct a recreational trail where one currently does not exist. As a result of the 2004 Trail Overview Document, prepared for Clermont County Park District, a safe and easily accessible connection through the park was needed between Williamsburg and Batavia. Pedestrian activity is limited in areas outside East Fork State Park, and no safe, contiguous opportunities for pedestrians to travel to and through the park exist, except in vehicles. This project is needed to safely remove pedestrians and non-motorized vehicles from roads in the project area.

The proposed path will require the crossing of two unnamed tributaries to the William H. Harsha Reservoir. A new 6 foot by 6 foot box culvert, which will be 112 feet long and a 24 in type-A conduit, which will be 94 feet long, will impact the two unnamed tributaries (UT-A and UT-B). This project is within the Little Miami River Watershed (11-digit HUC: 05090202110). The U.S. Army Corps of Engineers Project Number is 2011-00444-ELM and the Ohio EPA SWIMS ID Number is 124044. The ODOT reference number for this project is CLE - East Fork Bikepath - Section 1, (PID: 80467).

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 a total of 255 linear feet of two unnamed jurisdictional streams. The applicant's proposed minimal degradation alternative, if approved, would impact a total of 189 linear feet of two unnamed jurisdictional streams. The applicant's proposed non-degradation alternative, if approved, would have no impacts on waters of the state or U.S., but would not meet the purpose and need for the project.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of 255 feet of tributary streams within the Little Miami River Watershed (11-digit HUC 05090202110). 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 **February 7, 2013**, copies of the application and technical support information may be inspected on Ohio EPA-DSW website: 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
National Lime & Stone Company

Issue Date: 02/04/2013
Relocation Number: REL02485
Facility ID: 0332012020

Facility Location: National Lime & Stone Company
1314 Findlay Road,
Lima, OH 45802

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, 2406 South Section Line Road, Delaware, Ohio 43015 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: February 7, 2013

**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 fill wetland for commercial development. The application was submitted by Richard E. Jacobs Group LLC. The project is located at southeast corner of Just Imagine Drive and Nagel Road, Avon, Lorain County. The Buffalo District Corps of Engineers Public Notice Number for this project is 2009-00031. The Ohio EPA ID Number for this project is 124032.

As required by the Antidegradation Rule, rule 3745-1-05 of the Ohio Administrative Code (OAC), three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 0.433 acres of wetland. The applicant's proposed minimal degradation alternative, if approved, would impact 0.360 acres of wetland. 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 wetlands near Heider Ditch. 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 February 7, 2013, 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.

**PUBLIC NOTICE
PROPOSED CONSENT ORDER**

The Ohio Environmental Protection Agency (Ohio EPA) and Elboco Enterprises, Co., (“Defendant”) have entered into a proposed Consent Order to resolve the Complaint filed in the Madison County Court of Common Pleas, Case Number CVH20110261. The Complaint alleged that Defendant failed to obtain a permit to discharge storm water, and later failed to abide by the requirements of the permit, which resulted in the discharge of sediment laden storm water from a 29.78 acre construction site located on the west side of West Jefferson-Kiousville Road in West Jefferson, Madison County, Ohio. The Complaint further alleged that the sediment laden storm water from the construction site polluted a tributary of the Little Darby Creek, a State Scenic Waterway.

The proposed Consent Order requires Defendant to comply with all applicable provisions of R.C. Chapter 6111 and the General Construction Storm Water Permit. In addition, the proposed Consent Order requires Defendant to develop and implement a Stormwater Pollution Prevention Plan and pay a civil penalty of fifty thousand dollars (\$50,000).

Copies of the proposed Consent Order can be obtained from the Ohio EPA, Central Office, by calling the Division of Surface Water Enforcement Supervisor at (614) 728-3778 or by writing to:

Ohio EPA-CDO
Division of Surface Water
Attn: Enforcement Supervisor
P.O. Box 1049
Columbus, OH 43216-1049

Written comments should be submitted to Ohio EPA at the above address on or before **March 8, 2013**.

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 (30) day period commences on **February 6, 2013**. Both the State of Ohio and Elboco Enterprises, Co. reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.

**PUBLIC NOTICE
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT
SOURCE
Cumberland Limestone, Llc. Portable Screening Plant**

Issue Date: 02/05/2013
Relocation Number: REL02487
Facility ID: 0630005007

Facility Location: Cumberland Limestone, Llc. Portable Screening Plant
53681 Spencer Rd,
Cumberland, OH 43732

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 6535 Old Town Road Mount Perry, Ohio 43760 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: February 8, 2013

**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 construction of the TRU-534-24.32 project. The project involves the widening of 6,410 feet of State Route 534 (SR 534) in Mesopotamia Township, Trumbull County, Ohio to accommodate two 12-foot lanes with 8-foot paved shoulders on each side. Five streams and six wetlands will be impacted for the replacement and/or extension of the bridges and culverts impacted by the widening. The application was submitted by The Ohio Department of Transportation, 1980 West Broad Street, Columbus, Ohio 43223.

The purpose of the project is to improve safety by separating slow-moving horse-drawn Amish buggies from higher speed motor vehicles. This project will involve the impact of 925 linear feet of streams and 0.479 acre of wetlands. This project is within the Grand River Watershed (8-digit HUC 04110004). The U.S. Army Corps of Engineers Project Number is 2011-00499-GRA and the Ohio EPA SWIMS ID Number is 134081. The ODOT reference number for this project is TRU-534-24.32 (PID 23967).

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 impacts to a total of 925 linear feet of five jurisdictional streams and 0.479 acre of six jurisdictional wetlands. The applicant's proposed minimal degradation alternative, if approved, would impact a total of 925 linear feet of jurisdictional streams and 0.387 acre of jurisdictional wetlands. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state or U.S., but would not meet the purpose and need for the project.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of 925 linear feet of streams and 0.479 acre of wetlands within the Grand River Watershed (8-digit HUC 04110004). 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 February 8, 2013, copies of the application and technical support information may be inspected on Ohio EPA-DSW website: 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.