

Statewide

Public Notice Not Later Than: February 18, 2013

**PUBLIC NOTICE
AVAILABILITY OF DRAFT 2013 WATER POLLUTION CONTROL LOAN FUND
PROGRAM MANAGEMENT PLAN
PUBLIC MEETING ON March 18, 2013**

The Director of the Ohio Environmental Protection Agency is providing notice of the availability of the Draft 2013 Water Pollution Control Loan Fund (WPCLF) Program Management Plan for public review and comment. The Draft Plan describes how the Ohio EPA proposes to distribute funds, administer the WPCLF, and prioritize projects during Program Year 2013.

You may obtain a copy of the Draft Plan by downloading it from our Web site at www.epa.state.oh.us/defa or you may request a printed copy by calling our office at (614) 644-2798.

Comments on the Draft Plan will be received by the Ohio EPA no later than Monday, March 18, 2013. A public meeting with the opportunity to comment on the Plan will be held on that date in Ohio EPA's main office, which is located at 50 West Town Street, Suite 700, in downtown Columbus. The meeting will be held at 10:30 AM in the Conference Room Center, which is located on the sixth floor.

If you prefer to submit written comments, you may forward them so that they are received by March 18, 2013, by email to DEFAMAIL@epa.state.oh.us.

PUBLIC NOTICE
2/8/2013 Issuance of Draft Air Pollution Permit-To-Install

CARGILL, INCORPORATED
2400 INDUSTRIAL DRIVE,
Sidney, OH 45365-8952
Shelby County

FACILITY DESC.: Soybean Processing
PERMIT #: P0112517
PERMIT TYPE: Administrative Modification

PERMIT DESC: Cargill is requesting administrative modifications of Permits to Install (PTI) 05-7365 (issued November 1, 1995) and PTI 05-219 (issued January 20, 1978) to incorporate requirements established in a Consent Decree that was entered by the United States District Court for the District of Minnesota on March 3, 2006 in United States v. Cargill, Inc. (Civil Action No. 05-2037) [referred to as the Consent Decree].

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
2/15/2013 Issuance of Draft Air Pollution Permit-To-Install

Duke Energy Ohio, Wm. H. Zimmer Station
1781 US Route 52,
Moscow, OH 45153-9705
Clermont County

FACILITY DESC.: Fossil Fuel Electric Power Generation
PERMIT #: P0111498
PERMIT TYPE: OAC Chapter 3745-31 Modification

PERMIT DESC: Chapter 31 Modificaton of 635 MMBtu/hr Auxiliary Boilers (emissions units B007 & B008) from No. 2 fuel oil-fired boilers to natural gas-fired, with No. 2 fuel oil firing capabilities during periods of natural gas curtailment only.

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
2/13/2013 Issuance of Draft Air Pollution Permit-To-Install and Operate

Scott Engineering and Procurement, Inc.
119 Northeast Drive,
Loveland, OH 45140
Hamilton County

FACILITY DESC.: Iron Foundries, Steel Foundries (except Investment)
PERMIT #: P0112182
PERMIT TYPE: Initial Installation

PERMIT DESC: Initial Installation of a Gray Iron Foundry.

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
2/13/2013 Issuance of Draft Air Pollution Permit-To-Install

Johns Manville / Plant #01 - wtv1
6050 River Road,
Waterville, OH 43566
Lucas County

FACILITY DESC.: Other Pressed and Blown Glass and Glassware
Manufacturing
PERMIT #: P0112207
PERMIT TYPE: OAC Chapter 3745-31 Modification

PERMIT DESC: Modification of fiberglass classifier/drying oven combination emission units to allow use of all formulations in each emission unit with an overall federally enforceable limitation.

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

PUBLIC NOTICE
2/8/2013 Issuance of Draft Air Pollution Permit-To-Install

MFG, Composite Systems
2925 MFG Place, Box 675
Ashtabula, OH 44004
Ashtabula County

FACILITY DESC.: All Other Plastics Product Manufacturing
PERMIT #: P0112554
PERMIT TYPE: Initial Installation

PERMIT DESC: Initial installation of a resin paste mixer. Particulate emissions are controlled by a dust collector.

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
2/11/2013 Issuance of Draft Air Pollution Permit-To-Install

Washington Energy Facility
Duke Energy Washington, LLC, 859 Ohio 83
Beverly, OH 45715-1329
Washington County

FACILITY DESC.: Fossil Fuel Electric Power Generation
PERMIT #: P0110193
PERMIT TYPE: Administrative Modification

PERMIT DESC: This is an administrative modification of PTI 06-06792 to remove the hour limitation for duct burner operation.

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: Marco Deshaies, Ohio EPA DAPC, Southeast District Office, 2195 Front Street, Logan, OH 43138. Ph: (740) 385-8501.

Public Hearing Notice – Request for Comment
Amended Ohio Administrative Code (OAC) Rule 3745-21-09
“Control of emissions of volatile organic compounds from stationary
sources and perchloroethylene from dry cleaning facilities”

Please note that the Ohio Environmental Protection Agency, Division of Air Pollution Control has reviewed Ohio Administrative Code (OAC) Rule 3745-21-09, “Control of emissions of volatile organic compounds from stationary sources and perchloroethylene from dry cleaning facilities” and has proposed amended rules to the Joint Committee on Agency Rule Review (JCARR).

Ohio EPA has prepared draft rule language for two changes to the rule. Ohio EPA is allowing a change in paragraph (C) to increase the allowable VOC content for automobile and light-duty truck coating in lines coating less than 35 trucks per day, and an exemption in paragraph (DDD) for New Service Stations from the requirements to install Stage II vapor recovery systems.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the division formally proposes them. On January 14, 2013, these rules went out for an 11 day review by interested parties. Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on Tuesday, March 19, 2013 at 10:30 AM at Ohio EPA Central office, 50 West Town Street, Suite 700, Columbus, Ohio 43215. 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.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on March 19, 2013 will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after March 19, 2013 may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on DAPC Regulations Web page for electronic downloading. See the information under the “Proposed Rules” tab at: <http://epa.ohio.gov/dapc/DAPCrules.aspx>.

Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Paul Braun at Ohio EPA, (614) 644-3734, paul.braun@epa.state.oh.us or mailed to Paul Braun, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

Public Notice – Request for Comment
Draft Amended Ohio Administrative Code (OAC) Rule 3745-20-01, “Definitions and incorporation by reference”, Part of Ohio EPA’s Asbestos Emission Control Program

Please note that the Ohio Environmental Protection Agency, Division of Air Pollution Control has reviewed Ohio Administrative Code (OAC) Rule 3745-20-01 and is recommending changes.

Ohio EPA has prepared draft rule language for two changes to the rule. Ohio EPA is changing the definition of “Facility” and removing the definition of “Residential Exempt Structure.”

As part of the rule-making process, Ohio EPA is required by Section 121.39 of the Ohio Revised Code to consult with organizations that represent political subdivisions, environmental interests, business interests, and others affected by the rules. The Ohio EPA is offering your organization the opportunity to comment on these rules before the division formally proposes them.

These rules, the draft business impact analysis (BIA) Form, and supporting documentation are available electronically for review at: <http://www.epa.state.oh.us/dapc/DAPCrules/tabid/5788/LiveTabId/112742/Default.aspx>

See the information under interested party review tab for OAC Rule 3745-20-01. We request that you provide us with any comments you may have to the changes that have been recommended by **Wednesday, March 13, 2013**.

Please submit your comments or suggestions to the following addresses. Persons submitting comments electronically are encouraged to follow-up with a hard copy via regular mail:

E-mail: paul.braun@epa.state.oh.us

Mailing address:

Paul J. Braun
Ohio Environmental Protection Agency, DAPC
Lazarus Government Center
P.O. Box 1049
Columbus, Ohio 43216-1049
(614) 644-3734

Thank you,
Robert Hodanbosi, Chief
Division of Air Pollution Control
Ohio Environmental Protection Agency

PUBLIC NOTICE
2/13/2013 Issuance of Draft Air Pollution Permit-To-Install and Operate

Quad/Graphics Marketing LLC
4051 FONDORF DR,
Columbus, OH 43228
Franklin County

FACILITY DESC.: Commercial Lithographic Printing
PERMIT #: P0112687
PERMIT TYPE: Initial Installation

PERMIT DESC: Initial installation permit for two new heatset web offset lithographic printing presses and associated dryers vented to two existing regenerative thermal oxidizers.

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/permitonline.aspx> by entering the permit # or: Pamela McCoy, 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
2/14/2013 Issuance of Draft Air Pollution Title V Permit

Style Crest Enterprises, Inc.
600 Hagerty Dr.,
Fremont, OH 43420
Sandusky County

FACILITY DESC.: All Other Plastics Product Manufacturing
PERMIT #: P0112314
PERMIT TYPE: Renewal

PERMIT DESC: Renewal Title V operating permit for manufacturer of vinyl siding and fiberglass steps for mobile homes.

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/permitonline.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
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
Xerox Corporation and Xerox Business Services, LLC. /Former Tenacity
Manufacturing Company Property

Notice is hereby given that on February 12, 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 Xerox Corporation and Xerox Business Services, LLC., the "Volunteers" for property known as the Former Tenacity Manufacturing Company Property (the "Property").

The Volunteers conducted a voluntary action of the approximately 4.0346 acre-Property, which is located at 801 South Cooper Avenue, Hamilton County, Ohio. A no further action letter for the Property was submitted on May 8, 2012 to the Voluntary Action Program of the Ohio EPA Division of Environmental Response and Revitalization by Jennifer Krueger, URS Corporation, 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.

**PUBLIC NOTICE
ISSUANCE OF APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT
SOURCE
Mar Zane Materials, Inc. Unit 2**

Issue Date: 02/11/2013
Relocation Number: REL02483
Facility ID: 0660960013

Facility Location: Mar Zane Materials, Inc. Unit 2
3300 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 1601 E. 21st street, Ashtabula, ohio 44004 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 10**

Issue Date: 02/11/2013
Relocation Number: REL02482
Facility ID: 0660010027

Facility Location: Mar Zane Plant No 10
3300 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 1601 E. 21st Street, Ashtabula, Ohio 44004 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 Portable Generator #8

Issue Date: 02/11/2013
Relocation Number: REL02484
Facility ID: 0660960063

Facility Location: Mar Zane Portable Generator #8
3300 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 1601 E. 21st street, Ashtabula, ohio 44004 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 13, 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 dredge and place material excavated material from the Federal navigation channels of the Ashtabula Harbor project, in order to maintain sufficient depth for deep-draft commercial vessels. The application was submitted by U.S. Army Corps of Engineers. The project is located in the Ashtabula River Federal navigation channel, Ashtabula Harbor, and the designated Lake Erie open-lake disposal area. The Buffalo District Corps of Engineers Public Notice Number for this project is ASHTABULA-13. The Ohio EPA ID Number for this project is 124064.

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 entail the dredging of an estimated 300,000 cubic yards of dredged material from the harbor, with placement of the dredged material at the existing open-lake area in Lake Erie. It is estimated that dredging activities specified would impact an estimated 62 acres of channel bottom/habitat with an assumed shoal depth of three feet. The estimated "length" of Federal navigation channel to be dredged is 12,500 linear feet. The applicant's proposed minimal degradation alternative, if approved, would entail the dredging of an estimated 200,000 cubic yards of dredged material from the harbor, with placement of the dredged material at the existing open-lake area in Lake Erie. It is estimated that dredging activities specified would impact an estimated 41 acres of channel bottom/habitat with an assumed shoal depth of three feet. The estimated "length" of Federal navigation channel to be dredged is 8,350 linear feet. 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 the Ashtabula River and 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 February 13, 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 thirty days of the date of this public notice.

Date of Public Notice: February 13, 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 for the maintenance dredging of sediments from the authorized Federal navigation channels of the Conneaut Harbor. The channels will be dredged to authorized depth. Up to an additional one foot of material may be removed to insure minimum depth and to account for dredging tolerance. The application was submitted by the U.S. Army Corps of Engineers, Buffalo District. The project is located at the Conneaut Harbor. The Buffalo District Corps of Engineers Public Notice Number for this project is Conneaut-13. The Ohio EPA ID Number for this project is 134072.

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 entail the dredging of an estimated 225,000 cubic yards of dredged material from the harbor, with placement of the dredged material at the existing, authorized open-lake area in Lake Erie. This alternative would impact an estimated 46.5 acres of channel bottom/habitat with an assumed shoal depth of three feet. The applicant's proposed minimal degradation alternative, if approved, would entail the dredging of an estimated 150,000 cubic yards of dredged material from the harbor, with placement of the dredged material at the existing, authorized open-lake area in Lake Erie. This alternative would impact an estimated 31 acres of channel bottom/habitat with an assumed shoal depth of three feet. 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 February 13, 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 thirty days of the date of this public notice.

**PUBLIC NOTICE
ISSUANCE OF OAC 3745-27-13 AUTHORIZATION AND EXEMPTION**

Notice is hereby given that on February 12, 2013, pursuant to OAC 3745-27-13, the director of Ohio EPA authorized the Cleveland-Cuyahoga County Port Authority, 1375 E. Ninth Street, Suite # 2300, Cleveland, Ohio 44114, to engage in filling and grading activities on a five-acre area of a former 8-acre Cleveland City Dump that is under and a part of the Cleveland Confined Disposal Facility Dike 14 (Facility). Dike 14 including the former 8-acre landfill is located on Cleveland's eastside waterfront, Cuyahoga County.

In addition to authorizing the Port Authority to engage in filling and grading activities as detailed in the request for authorization, the Cleveland- Cuyahoga County Port Authority has also requested an exemption from the requirements to file a deed notice and new plat of the limits of waste placement in accordance with OAC 3745-27-13(H)(10)(a)(i) and (ii). The Director has determined that the request for exemption from OAC 3745-27-13(H)(10)(a)(i) and (a)(ii) is reasonable given that there is no deed for the landfill, and no samples were taken to identify the actual limits of waste placement. The Director determined that the authorization and exemption will not adversely affect the public health or safety or the environment. This authorization and the associated exemption is subject to all rules, regulations, and specified conditions of the Director's authorization.

This final action was not preceded by a proposed action and is appealable 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 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: 77 South High Street, 17th Floor, Columbus, Ohio 43215.

The Director's Authorization and Exemption Letter and related documents are available for review at Ohio EPA's Northeast District, 2110 East Aurora Road, Twinsburg, Ohio 44087 or by calling (330) 963-1200 for an appointment.