

**BEFORE THE
OHIO ENVIRONMENTAL PROTECTION AGENCY
Public Notice
Proposed Rulemaking Governing
Storm Water Program**

Notice is hereby given that the Director of Environmental Protection, under the authority of Section 6111.03 of the Ohio Revised Code and in accordance with Chapter 119. of the Ohio Revised Code, proposes to adopt amendments to the following rule of the Ohio Administrative Code (OAC):

Rule #	Rule Title	Action
OAC Chapter 3745-39	Storm Water Program	
3745-39-04	Ohio EPA NPDES requirements for industries, and large and medium MS4s.	Amend

The storm water program rule OAC 3745-39-04 contains the administrative requirements for the storm water program for industries, construction, and large and medium MS4s. Section 119.032 of the Ohio Revised Code requires Ohio EPA to review its rules every five years to determine whether they should be changed. The Agency has reviewed this storm water program rule and has identified needed changes. The public comment period will run until 5:00 p.m. on May 14, 2013.

A public hearing on these proposed rule amendments 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 A at the Ohio EPA Central Office, 50 West Town Street, Suite 700, Columbus, Ohio at 10:30 a.m. on May 14, 2013. All visitors to Ohio EPA must register at the Security desk in the lobby upon arrival. Please bring photo identification (such as a valid driver's license). For security reasons, visitors are required to wear their badge at all times while in the building. Please arrive early to complete these procedures.

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

Written testimony should be sent to the attention of Rule Coordinator at the Ohio EPA Division of Surface Water, P.O. Box 1049, Columbus Ohio 43216-1049. Written comments may also be submitted to the Hearing Officer at the public hearing. Written testimony will receive the same consideration as oral testimony. All testimony received at the hearing or by 5:00 p.m. on May 14, 2013, 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 rule and a fact sheet explaining the rule revisions are posted on the Ohio EPA website at www.epa.ohio.gov/dsw/dswrules.aspx. The proposed rule is also available on the Register of Ohio website at www.registerofohio.state.oh.us. If you are unable to access the websites or have questions about the proposed rule, contact Jason Fyffe, Division of Surface Water, at (614) 728-1793 or jason.fyffe@epa.ohio.gov

NOTICE OF ADOPTION OF RULES
OHIO ENVIRONMENTAL PROTECTION AGENCY
Rules Governing
National Pollutant Discharge Elimination System and Pretreatment Permit
Programs

Notice is hereby given that the Director of Environmental Protection, under the authority of Sections 6111.03 and 6111.042 of the Ohio Revised Code and in accordance with Chapter 119. of the Ohio Revised Code, has adopted the following rules of the Ohio Administrative Code (OAC):

<u>Rule #</u>	<u>Rule Title</u>	<u>Action</u>
3745-33-04	OAC Chapter 3745-33 Ohio NPDES Permits. Permit actions.	Amend
3745-36-03	OAC Chapter 3745-36 Permit Program Regulating Discharge of Nondomestic Wastewater into a POTW Individual indirect discharge permits.	Amend

The Director's order of adoption was issued on **April 8, 2013**. These adopted rules will become effective on **May 1, 2013**. To request a copy of these rules, write to Melinda Harris, Ohio Environmental Protection Agency, Division of Surface Water, P.O. Box 1049, Columbus, OH 43216-1049 or call Mrs. Harris at (614) 728-1357. A copy of the adopted rules is also available on the Ohio EPA Division of Surface Water website at www.epa.ohio.gov/dsw/dswrules.

The Director's action in this matter is pursuant to the procedural requirements of Ohio Revised Code Chapter 119. and is based upon the record of the public hearing conducted by Ohio EPA on February 26, 2013, and comments received during the public comment period.

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, Ohio 43215

**NOTICE OF ADOPTION OF RULES
OHIO ENVIRONMENTAL PROTECTION AGENCY
Rules Governing
The Voluntary Action Program**

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has Final Filed the following rules of the Ohio Administrative Code:

3745-300-05	Certified Professionals	Amended
3745-300-09	Property-Specific Risk Assessment Procedures	Amended

The Director's order of adoption was issued on April 8, 2013. These adopted rules will become effective on April 18, 2013.

The Director's action in this matter is pursuant to the procedural requirements of Ohio Revised Code Chapter 119 and is based upon the record of the public hearing conducted by Ohio EPA on March 4, 2013, and comments received during the public comment period.

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 "Treasurer, State of Ohio," 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, Ohio 43215

Date of Public Notice: April 18, 2013

PUBLIC NOTICE

The following permit is being issued as a Final Action on April 11, 2013. Final actions are actions of the Director which are effective upon issuance or a stated effective date. Pursuant to Ohio Revised Code Section 3745.04, a Final Action may be appealed to the Environmental Review Appeals Commission (ERAC) filing an appeal within 30 days of notice of the final action. 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 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 Appeals Commission at 77 South High Street, 17th Floor, Columbus, Ohio 43215.

Final Issuance of NPDES General Permit Renewal:

General Permit Authorization to Discharge Storm Water Associated with Construction Activity under the National Pollutant Discharge Elimination System

Issue Date: April 11, 2013
Effective Date: April 21, 2013
Ohio NPDES General Permit Number OHC000004

This Final Action Was Not Preceded by a Proposed Action and Is Appealable to ERAC.

The full text of the permit and other guidance documents can be viewed over the Internet at http://epa.ohio.gov/dsw/permits/GP_ConstructionSiteStormWater.aspx or by calling (614) 644-2001.

PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
URBAN SETTING DESIGNATION FOR
Elyria Garden Street, Elyria, Lorain County

Public notice is hereby given that the Ohio Environmental Protection Agency (EPA) has received, on March 18, 2013, a request to approve an Urban Setting Designation for approximately 45.3 acres of land located at 1 through 264 Woodford Avenue, 208 Woodford Avenue, and 856/864 Garden Street, Elyria, Lorain County. This request was submitted by Joel A. Hunt of ARCADIS U.S., Inc., on behalf of the City of Elyria.

Pursuant to Ohio Administrative Code 3745-300-10(D), Ohio's Voluntary Action Program (VAP) allows for the voluntary cleanup of contaminated property in Ohio without the risk of state civil liability. Under VAP, ground water cleanup is required where contaminated ground water poses risks to the community or environment.

A USD may be requested for properties participating in the VAP when there is no current or anticipated future use of ground water by local residents for drinking, showering, bathing or cooking. In these areas, an approved USD would lower the cost of cleanup and promote economic redevelopment while still protecting public health and safety.

The Ohio EPA director may approve the request for a USD based on a demonstration by the certified professional that the USD requirements are met and an evaluation of existing or future uses of ground water in the area have been assessed.

Comments regarding this request for USD must be received by the close of business on 30 DAYS FROM DATE OF PUBLICATION OF THIS NOTICE. Please direct your comments by mail to Gunars Zikmanis at Ohio EPA-Northeast District Office, 2110 East Aurora Road, Twinsburg, Ohio 44087 or by email at gunars.zikmanis@epa.ohio.gov. The USD application can be viewed by contacting the Ohio EPA Northeast District RECORDS MANAGER at 330-963-1200.

PUBLIC NOTICE
OHIO ENVIRONMENTAL PROTECTION AGENCY
INITIAL CERTIFICATION OF ENVIRONMENTAL PROFESSIONAL
UNDER OHIO'S VOLUNTARY ACTION PROGRAM

Notice is hereby given that April 10, 2013, 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 an initial "certified professional" certification to: Robert J. Davis, CP 349.

The issuance of the 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") pursuant to Section 3745.04 of the Ohio Revised Code. 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 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 Date: April 19, 2013

**OHIO ENVIRONMENTAL PROTECTION AGENCY
PUBLIC NOTICE
OTTAWA RIVER (LIMA AREA) WATERSHED
TOTAL MAXIMUM DAILY LOAD REPORT**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) is providing for public review and comment the Ottawa River (Lima area) Watershed Total Maximum Daily Load Report (TMDL) Document. Ohio EPA developed the Document in fulfillment of Section 303(d) of the Clean Water Act, which requires the identification of impaired waterbodies for which technology-based effluent limitations are not stringent enough to achieve applicable water quality standards and to develop Total Maximum Daily Loads for such waters. The Document addresses impairments in the Ottawa River (Lima area) watershed that appear on the Ohio 2012 303(d) list (assessment units 04100007 03 01 through 06, 04100007 04 01 through 06, and 04100007 05 01 through 03). The impaired waters are located in Allen, Hardin and Putnam counties.

All interested persons wishing to submit comments for Ohio EPA's consideration may do so in writing to Ohio EPA, Division of Surface Water, PO Box 1049, 50 W. Town St., Columbus, Ohio 43216, Attn: Beth Risley, or by email to beth.risley@epa.ohio.gov by the close of business, May 20, 2013. Comments received after this date may be considered as time and circumstances permit. After consideration of comments, Ohio EPA will submit the Document to the United States Environmental Protection Agency (U.S. EPA) for approval.

To obtain a copy of the Document or other information, or to arrange to inspect Agency files or records pertaining to the Document, or to request notice of when Ohio EPA submits the Document to U.S. EPA, please contact Beth Risley at the address above or by calling 1-614-728-2384. The Document will be posted (on or before April 19, 2013) to the Ohio EPA Division of Surface Water Web site: <http://epa.ohio.gov/dsw/SurfaceWater.aspx>.

PUBLIC NOTICE
4/10/2013 Issuance of Draft Air Pollution Title V Permit

Ford Motor Company, Cleveland Engine Plants
18300 Five Points Road,
Brook Park, OH 44142-1415
Cuyahoga County

FACILITY DESC: Gasoline Engine and Engine Parts Manufacturing
PERMIT #: P0095225
PERMIT TYPE: Renewal

PERMIT DESC: Title V renewal permit for Ford Engine Plant that includes three natural gas-fired boilers (122 mmBtu/hr), dynamometer engine testing controlled with a thermal oxidizer, and cylinder block machining operations. This renewal includes several Minor Modifications for the Title V permit as well.

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
4/12/2013 Issuance of Draft Air Pollution Permit-To-Install and Operate

31Inc.
100 Enterprise Drive,
Newcomerstown, OH 43832
Tuscarawas County

FACILITY DESC: All Other Rubber Product Manufacturing
PERMIT #: P0112915
PERMIT TYPE: OAC Chapter 3745-31 Modification

PERMIT DESC: Chapter 31 modification to increase synthetic minor limitations on facility-wide VOC emissions and renewal of operating permits for two string coating lines and one dip and spray coating process for molded rubber plugs

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

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

Issue Date: 04/09/2013
Relocation Number: REL02557
Facility ID: 0369002002

Facility Location: GoGreen, LLC
Village of Glandorf Compost Site, 203 N. Main Street
Glandorf, OH 45848

Facility Description: Crushed and Broken Granite 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 Village of New Bremen Compost Site, 304 S Herman Street, New Bremen, 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: April 15, 2013

**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 Sandusky Harbor. The application was submitted by USACE, Buffalo District, 1776 Niagara Street, Buffalo, NY 14207. The project is located within the authorized Federal navigation channels of Sandusky Harbor and the existing open lake placement area in Lake Erie. The Buffalo District Corps of Engineers Public Notice Number for this project is SANDUSKY-13. The Ohio EPA ID Number for this project is 134117.

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 450,000 cubic yards of material. The applicant's proposed minimal degradation alternative, if approved, would dredge an estimated 225,000 cubic yards of material. 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 open lake placement area. 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 April 15, 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on May 23, 2013, at 6:30 p.m. at Sandusky City Council Chambers, 222 Meigs Street, Sandusky, Ohio 44670. 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 May 30, 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.

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

Issue Date: 04/11/2013
Relocation Number: REL02548
Facility ID: 0339022008

Facility Location: Pat Riley Trucking
703 Ohio Route 53,
Fremont, OH 43420

Facility Description: Site Preparation Contractors

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 51051 US Hwy 20 Oberlin, OH 44074 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: March 28, 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 eliminate wildlife attractants near the existing airport runway by installing a culvert in an unnamed tributary to the Stillwater River. The application was submitted by The City of Dayton. The project is located at the Dayton International Airport, northeast of the Dog Leg Road and U.S. Route 40 intersection (39°53'23.47"N, 84°15'3.153"W). The Huntington District Corps of Engineers Public Notice Number for this project is LRH-2013-61-GMR. The Ohio EPA ID Number for this project is 123891.

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 1,575 linear feet of the unnamed tributary with the placement of an enclosed culvert pipe. The applicant's proposed minimal degradation alternative, if approved, would impact a total of 470 linear feet of the unnamed tributary with the placement of an open bottom culvert. 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 unnamed tributary to Stillwater River. 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 MARCH 29, 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 APPROVAL TO RELOCATE A PORTABLE AIR CONTAMINANT
SOURCE**

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

Issue Date: 04/12/2013
Relocation Number: REL02540
Facility ID: 0616005007

Facility Location: Glenn O. Hawbaker Inc.-Portable Agg Plant (Briar Hill)
73525 Fairpoint North Athens Road,
St. Clairsville, OH 43950

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 7191 South Funk Road, Shreve, Ohio 44676 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
Gerken Materials, Inc**

Issue Date: 04/09/2013
Relocation Number: REL02556
Facility ID: 0335012002

Facility Location: Gerken Materials, Inc
310 Quarry Drive,
Bluffton, OH 45817

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 HMA Plant 20 14791 SR 15 Pioneer, OH 43554 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.