

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**The City of Barberton, Former Seiberling Rubber Office Building**

Notice is hereby given that on September 13, 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 The City of Barberton, the Volunteer for property known as Former Seiberling Rubber Office Building (the "Property").

The Volunteer conducted a voluntary action of the approximately 1.7114 acre-Property, which is located at 345 15<sup>th</sup> St. N.W., Barberton, Summit County, Ohio. A no further action letter for the Property was submitted on May 8, 2013 to the Voluntary Action Program of Ohio EPA's Division of Environmental Response and Revitalization by Ron R. Clark, a Certified Professional as defined in ORC 3746.01(F) and OAC 3745-300-01(A).

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (the "Commission"), pursuant to ORC 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Treasurer, State of Ohio," which the Commission, in its discretion, may reduce if by affidavit it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Commission at the following address: 77 South High Street, 17<sup>th</sup> Floor, Columbus, Ohio 43215.

If you would like to review a copy of the Covenant Not to Sue/Final Findings and Orders, please contact the Records Management Officer, Ohio EPA, Division of Environmental Response and Revitalization, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

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

Notice is hereby given that on September 17, 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 a renewal of certification to the following Certified Professionals: James Burns, CP 145, Henry Cooke, CP 336, Keith Egan, CP 259, Barry Franz, CP119, Oren Gottlieb, CP 123, Thomas Mignery, CP 125, Jeffery Paetz, CP315, Larry Smith, CP 133, Susan Yarger CP 343 and James Zentmeyer, CP 252.

The issuance of the renewal certification is a final action of the Director and will be public noticed in accordance with OAC 3745-47-07. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). The appeal must be filed with the Commission within thirty (30) days after notice of the action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Treasurer, State of Ohio", which the Commission, in its discretion, may reduce if by affidavit it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Commission at the following address: 77 South High Street, 17th Floor, Columbus, Ohio 43215.

If you would like to review a copy of any renewal certificate, or any documents related to the certification, please contact DERR Records Management Officer, at Ohio EPA, Division of Environmental Response and Revitalization, Voluntary Action Program, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

**PUBLIC NOTICE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
URBAN SETTING DESIGNATION FOR  
MOEN, INC., ELYRIA**

Public notice is hereby given that the Ohio Environmental Protection Agency (EPA) has received, on August 12, 2013, a request to approve an Urban Setting Designation for approximately 31.03 acres of land located at 377 Woodland Avenue, Elyria. This request was submitted by Montgomery Bennett with Groundwater & Environmental Services, Inc. on behalf of Moen, Inc.

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 October 25, 2013 Please direct your comments by mail to Susan Netzly-Watkins, Ohio EPA-Northeast District Office or by email at [Susan.Netzly@epa.state.oh.us](mailto:Susan.Netzly@epa.state.oh.us). The USD application can be viewed by contacting Susan Netzly-Watkins or Nicole Patella at (330) 963-1200.

**PUBLIC NOTICE**  
**9/13/2013 Issuance of Draft Air Pollution Permit-To-Install and Operate**

AL-CO Products, Inc.  
485 SECOND ST,  
LATTY, OH 45855  
Paulding County

FACILITY DESC:           Plastics Plumbing Fixture Manufacturing  
PERMIT #:                 P0115247  
PERMIT TYPE:             Renewal

PERMIT DESC:            FEPTIO permit renewal for reinforced composites fabrication operations.

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**  
**9/16/2013 Issuance of Draft Air Pollution Permit-To-Install**

OSCO Inc.-Jackson Division  
Athens & Chillicothe, P.O. Box 327  
Jackson, OH 45640-0327  
Jackson County

FACILITY DESC:           Iron Foundries  
PERMIT #:                 P0114226  
PERMIT TYPE:             Initial Installation

PERMIT DESC:            13 TPH (34 cf) Wheelabrator Shot Blaster #4 vented to the finishing Baghouse

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

**PUBLIC NOTICE  
Issuance of Draft Air Pollution Permit-To-Install  
Carroll County Energy**

Issue Date: 09/18/2013  
Permit Number: P0113762  
Permit Type: Initial Installation  
Permit Description: Installation of a natural gas-fired combined cycle combustion turbine power plant.

Facility ID: 0210002025  
Facility Location: 2061 Kensington Rd.  
Carrollton, OH 44615

Facility Description: Fossil Fuel Electric Power Generation

The Director of the Ohio Environmental Protection Agency, 50 West Town Street, Columbus Ohio has issued a draft action of an air pollution control permit-to-install (PTI) for the facility at the location identified above on the date indicated. This draft permit proposes to allow the installation of a nominal 742-megawatt (MW) combined cycle gas turbine (CCGT) facility.

This facility will generate significant levels of criteria pollutant emissions including NO<sub>x</sub>, SO<sub>2</sub>, CO, VOC, H<sub>2</sub>SO<sub>4</sub>, GHGs and PM<sub>10</sub>/PM<sub>2.5</sub>. For PSD purposes, the installation of this equipment makes this a major facility. A PSD analysis was required for any increase in emissions of a pollutant exceeding the PSD threshold emissions level, or the significance levels. Non-Attainment New Source Review was not applicable, due to attainment status

Emissions from the proposed Facility are as follows:

Pollutant (TPY)	Proposed Emissions (TPY)	PDS Significant Level
NO <sub>x</sub>	214.91	40
CO	441.38	100
VOC	82.38	40
PM <sub>10</sub>	173.27	15
PM <sub>2.5</sub>	173.27	10
SO <sub>2</sub>	65.40	40
H <sub>2</sub> SO <sub>4</sub>	35.53	7
Pb	0.00005	0.6
GHGs (CO <sub>2</sub> e)	2,718,576	100,000

NO<sub>x</sub> = Nitrogen Oxide

CO = Carbon Monoxide

VOC = Volatile Organic Compound

PM<sub>10</sub> = Particulate Matter <10 microns

PM<sub>2.5</sub> = Particulate Matter <2.5 microns

SO<sub>2</sub> = Sulfur Dioxide

H<sub>2</sub>SO<sub>4</sub> = Sulfuric Acid

Pb = Lead

GHG (CO<sub>2</sub>e) = Greenhouse Gases (CO<sub>2</sub> equivalent)

Based upon the above information, PSD review is required for NO<sub>x</sub>, SO<sub>2</sub>, CO, VOC, H<sub>2</sub>SO<sub>4</sub>, GHGs and PM<sub>10</sub>/PM<sub>2.5</sub>. This facility is subject to the applicable attainment provisions of the Ohio Administrative Code (OAC) rules 3745-31-10 through 20. Predicted impacts of CO, PM<sub>10</sub>, PM<sub>2.5</sub>, SO<sub>2</sub> and NO<sub>2</sub> were below their corresponding PSD significant impact increments so no additional modeling by Ohio EPA to demonstrate protection of both the NAAQS and PSD increments was required. Impacts of toxic pollutants subject to the modeling review met the MAGLC. The initial air modeling performed for NO<sub>x</sub>, SO<sub>2</sub>, CO, PM<sub>10</sub> and PM<sub>2.5</sub> gave the following estimated impacts:

<b>Pollutant</b>	<b>Averaging Period</b>	<b>Modeled Ambient Impact (ug/m<sup>3</sup>)</b>	<b>Rule/Policy Allowed Ambient Impact (ug/m<sup>3</sup>)</b>
NO <sub>x</sub>	1-Hour	24.6	--
NO <sub>x</sub>	Annual	0.08	25
SO <sub>2</sub>	1-Hour	1.73	--
SO <sub>2</sub>	3-Hour	1.36	256
CO	1-Hour	360.4	10,000
CO	8-Hour	92.5	2,500
PM <sub>10</sub>	24-Hour	0.94	30
PM <sub>2.5</sub>	24-Hour	0.82	9
PM <sub>2.5</sub>	Annual	0.07	4

Copies of the draft permit application and technical support information may be reviewed at <http://epa.ohio.gov/dapc/permitonline.aspx> by entering the permit # and/or copies made by first calling to make an appointment with Kenneth Djukic, Ohio EPA DAPC, Northeast District Office, 2110 East Aurora Road, Twinsburg, OH 44087 (330) 425-9171.

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

Issue Date: 09/13/2013  
Relocation Number: REL02681  
Facility ID: 0123000405

Facility Location: Company Wrench  
4805 Scooby Lane,  
Carroll, OH 43112

Facility Description: Construction and Mining (except Oil Well) Machinery and  
Equipment Merchant Wholesalers

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 1340 Holly Avenue Columbus 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, Central District Office at (614) 728-3778.

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

**American Eagle Recycling, Inc.**

Issue Date: 09/18/2013  
Relocation Number: REL02682  
Facility ID: 1318008731

Facility Location: American Eagle Recycling, Inc.  
19705 Center Ridge Road,  
Rocky River, OH 44135

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 200 Charlotte St. NW North Canton, Stark, 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 Cleveland Division of Air Quality at (216) 664-2297.

**PUBLIC NOTICE  
PROPOSED CONSENT ORDER**

The Ohio Environmental Protection Agency (Ohio EPA) and Richard Thompson dba Times Square Restaurant, LLC, Times Square Restaurant, LLC, Kenny L. Wilson, and Carol A. Wilson (“Defendants”) have entered into a proposed Consent Order to resolve the Complaint filed in the Trumbull County Court of Common Pleas, Case Number 2012CV2229. The Complaint alleged that Defendants illegally discharged untreated and improperly treated sewage into a local stream and caused pollution without having a legally effective permit. The Complaint also alleged that Defendants created and maintained a public nuisance, violated water quality standards, and commenced the modification of a disposal system without first obtaining a Permit to Install from the Director. The proposed Consent Order requires the Defendants adequately operate their disposal system until sanitary sewers become available and connect to the sewers within 120 days of availability. The proposed Consent Order requires Defendants to comply with all applicable provisions of R.C. Chapter 6111 and pay a civil penalty of ten thousand dollars (\$10,000). A portion of the penalty shall be paid as a supplemental environmental project (SEP) to be used for water quality restoration and protection projects.

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

Ohio EPA-NEDO  
Division of Surface Water  
Attn: Enforcement Supervisor  
2110 E. Aurora Road  
Twinsburg, Ohio 44087

Written comments should be submitted to Ohio EPA at the above address on or before October 17, 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 day period commences on September 18, 2013. The State of Ohio, Richard Thompson dba Times Square Restaurant, LLC, Times Square Restaurant, LLC, Kenny L. Wilson, and Carol A. Wilson reserve the right to withdraw or alter the proposed Consent Order based on comments received during the public comment period.