

PUBLIC NOTICE

ISSUANCE OF MOBILE SCRAP TIRE RECOVERY FACILITY LICENSE

Notice is hereby given that on December 26, 2003, the Director of Ohio EPA issued a 2004 Solid Waste Facility License for a Mobile Scrap Tire Recovery Facility to TRI-Rinse, Inc., 5200 Manchester, St. Louis, Missouri 63110. Persons wishing to be notified of further actions or proceedings for this project must submit a request in writing to Ohio EPA, Division of Solid and Infectious Waste Management, Attn: Systems Management Unit, P.O. Box 1049, Columbus, Ohio 43216-1049, tel: (614)644-2621. This final action was not preceded by a proposed action and may be appealed to the Environmental Review Appeals Commission, at 236 East Town Street, Room 300, Columbus, Ohio 43215.

**Ohio Environmental Protection Agency
Proposed action concerning
Carbon Monoxide maintenance plan for
Cuyahoga County, Ohio**

The Ohio EPA is proposing to update an existing maintenance plan for carbon monoxide (CO) for Cuyahoga County. Section 175(b) requires a periodic update to the maintenance plan for areas redesignated to attainment. Revised emissions projections are being provided to allow U.S. EPA to review and approve this request.

Background

Subsequent to the designation of several areas across the United States as nonattainment for carbon monoxide, several areas in Ohio were redesignated to attainment. The Cuyahoga County area was redesignated to attainment for CO on February 4, 1994 (59 FR 532). At that time, a maintenance plan was provided demonstrating that emission levels would stay at or below the emission levels present at the time the area was measuring attainment air quality.

Emission projections of point, area and mobile sources of CO continue to show the Cuyahoga County area to be able to maintain attainment air quality. The Ohio EPA is proposing to update the emissions projections contained in the previously submitted maintenance plan and request that U.S. EPA approve the revised maintenance plan.

Comments on the Agency request are being accepted. Within 30 days from the date of this notice, any interested party may submit comments or request a public hearing. Comments received after that date will be considered as time and circumstances allow. Should there be significant requests for a public hearing, one will be scheduled pursuant to Chapter 119.03 of the Ohio Revised Code

To obtain information concerning the SIP revision, contact the Division of Air Pollution Control, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, 43215 (telephone number: 614-644-2270. Written comments on the proposed action or requests for a public hearing should be submitted to Bill Spires, Division of Air Pollution Control Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, 43215 (telephone number: 614-644-3618).

Date of Notice: January 6, 2004

Cuyahoga County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF APPLICATION
FOR SECTION 401 CERTIFICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to culvert 710 linear feet of an unnamed tributary of Euclid Creek for the construction of the final phase of the Aberdeen development (Phase 3, Area I). The application was submitted by Miner Properties, Inc., 1050 Terminal Tower, Cleveland, Ohio 44113. The project is located north of Aberdeen Boulevard, south of the Lake/Cuyahoga County line, and west of Miner Road, City of Highland Heights, Cuyahoga County, Ohio. The Army Corps of Engineers number for this project is 91-494-865(9). The Ohio EPA number for this project is 037682.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality in the Euclid Creek watershed of Lake Erie in hydrologic unit number 04110003. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule, apply or may be granted by the Director of Ohio EPA.

Starting January 6, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA-DSW, P.O. Box 1049, Columbus, Ohio 43216-1049 by first calling (614) 644-2001. Applications can be made available 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 30 days of the date of this public notice.

Date of Notice: January 6, 2004

Gallia County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF APPLICATION
FOR SECTION 401 CERTIFICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to expand an existing barge loading, unloading and minor repair facility by embedding five additional barges in the right descending bank of the Ohio River. The project would impact 875 feet for the placement of the barges and 50 feet for the placement of riprap. The application was submitted by O-Kan Marine Repair, Inc., 267 Upper River Road, Gallipolis, OH 45631. The project is located at River Mile 266.8, City of Gallipolis, Gallipolis Township, Gallia County, Ohio. The Army Corps of Engineers number for this project is 54998-3. The Ohio EPA number for this project is 032940.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality in the Ohio River. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule, apply or may be granted by the Director of Ohio EPA.

Starting January 6, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA-DSW, P.O. Box 1049, Columbus, Ohio 43216-1049 by first calling (614) 644-2001. Applications can be made available 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 30 days of the date of this public notice.

**PUBLIC NOTICE
DRAFT PERMIT TO INSTALL AND NATIONAL
POLLUTANT DISCHARGE ELIMINATION SYSTEM PUBLIC HEARING**

Draft Permit to Install 03-15921 and National Pollutant Discharge Elimination System 2PW00015

Ohio Environmental Protection Agency
Permits Section
122 South Front Street
P.O. Box 1049
Columbus, Ohio 43216-1049
(614) 644-2001

Public Notice No. 03-12-051
Date of Issue of Public Notice: January 2, 2004

Name and Address of Applicant: NICO Development LLC, 2288 Crissinger Road, Marion, Ohio 43302

Name and Address of Facility Where Discharge Occurs: The Groves at Newmans Crossing WWTP, northwest corner Township Roads 151 and 123, Pleasant Township, Ohio

Receiving Water: Qu Qua Ditch

Public notice is hereby given that Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has issued a draft National Pollutant Discharge Elimination System Permit (NPDES) and draft permit-to-install (PTI) for discharges from and the construction of the wastewater treatment works/disposal system for the above referenced project. Ohio EPA has made a determination that the wastewater discharge from this proposed facility would result in degradation to or lowering of the water quality of Qu Qua Ditch . After considering the technical, economic, and social aspects of this project, the Director of the Ohio EPA has decided to make the preliminary determination to allow this degradation. However, the chemical-specific water quality standards developed to protect aquatic life and human health, set forth in Ohio Administrative Code (OAC) 3745-1, will not be exceeded.

The Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has scheduled a public hearing on the draft National Pollutant Discharge Elimination System (NPDES) permit and draft Permit to Install (PTI). The public hearing has been scheduled for 7:00 P.M. on February 10, 2004 at the Marion City Hall, 233 West Center Street, Marion, Ohio 43301. The public hearing will end when everyone in attendance has had an opportunity to provide testimony related to the project.

In accordance with OAC 3745-1-05, Ohio EPA will provide an opportunity for public comment concerning this project. Comments received shall be considered by the Director before taking final action. Any person may submit written comments on the draft permit. Written comments must be received by the Ohio EPA, Division of Surface Water no later than February 17, 2004. Comments should be delivered or mailed to both of the following locations: 1) Ohio Environmental Protection Agency, Division of Surface Water, Permits Processing Unit, 122 South Front Street, P.O. Box 1049, Columbus, Ohio 43216 and 2) Ohio Environmental Protection Agency, Central District Office, 3232 Alum Creek Drive, Columbus, Ohio 43207-3461. Comments received after this date may not be considered by the Director before taking final action.

Copies of the draft Permit to Install and draft National Pollutant Discharge Elimination System permit, and technical support information may be reviewed and/or copies made at the Ohio EPA Central District Office, 3232 Alum Creek Drive, Columbus, OH, 43207-3461, by first calling, 614-728-3778 to make an appointment.

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received applications for, and has begun to consider whether to issue or deny, Clean Water Act Section 401 certifications for the following four projects located in the waters of Lake Erie:

- 1) Applicant: Scott and Linda Buttrey
Applicant Address: P.O. Box 114, Put-In-Bay, Ohio 43456
Project Location: 311 East Point Boulevard and Bayview Drive, Pit-In-Bay, Ottawa County, Ohio
Project Description: Installation of a new armor stone revetment and steel crib filled with stone
Corps of Engineers' Public Notice Number: (B)2003-00721(0)
Ohio EPA ID Number: 038044

- 2) Applicant: Beef Creek Marina
Applicant Address: 4385 North Rider Road, Oak Harbor, Ohio 43449
Project Location: Confluence of the Toussaint River and Lake Erie. Carroll Township, Ottawa County, Ohio
Project Description: Construction of a concrete wall block wall
Corps of Engineers' Public Notice Number: (B)97-479-0029(4)
Ohio EPA ID Number: 035334

- 3) Applicant: Ladd's Marina
Applicant Address: P.O. Box 298, Put-In-Bay, Ohio 43456
Project Location: 229 Bayview, Put-In-Bay, Ottawa County, Ohio
Project Description: Renovation of an existing marina
Corps of Engineers' Public Notice Number: (B)2003-10938(0)
Ohio EPA ID Number: 038064

- 4) Applicant: Lynette Kroeger
Applicant Address: 6 Dale Avenue, Toronto, Ontario, Canada M4W 1K4
Project Location: 2671 Sand Road, Port Clinton, Ohio 43452
Project Description: Installation of new steel sheet pile bulkhead
Corps of Engineers' Public Notice Number: (B)2003-00764(0)
Ohio EPA ID Number: 037602

The discharges from these activities, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie (HUC 04120200). The review of the applications will be conducted, and a decision whether to grant or deny the applications will be made, in

accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of July 1, 2003), apply or may be granted by the Director of Ohio EPA.

Beginning January 8, 2004, copies of the applications for the certifications and technical support information may be inspected at Ohio EPA-DSW, P.O. Box 1049, Columbus, Ohio 43216-1049 by first calling (614) 644-2001. Applications can be made available at Ohio EPA Northwest District Office by calling the same number.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on February 25, 2004 at 7:00 p.m. at Port Clinton City Hall, 1868 East Perry Street, Port Clinton, Ohio 43452. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the projects.

If the public information session and public hearing mentioned above is cancelled due to weather, or for any other reason, an alternate date and time for the public hearing is March 4, 2004 at the same location.

All interested persons are entitled to attend or be represented and give written or oral comments on the proposed project and all persons who do so may, at the discretion of the presiding officer, be questioned by others present. The purpose of the hearing is to obtain additional information that will be considered by the Director of Ohio EPA prior to any further action on the application. Written comments must be received by the Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio, 43216-1049 by the close of business on March 3, 2004. Comments received after this date may not be considered as part of the official record of the hearing.

Persons wishing to be on Ohio EPA's interested parties mailing list for this project, or wishing to submit 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 by the close of business on March 3, 2004.

Date of Public Notice: January 6, 2004

Summit County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to construct the Ridgewood Shopping Center. The project would impact 1.15 acres of non-forested, Category 1, wetlands and 582 linear feet of streams. The application was submitted by DeVille Developments, 3951 Convenience Circle NW, Suite 301, Canton, Ohio 44718. The project is located at the intersection of I-77 and Ridgewood Road in Copley Township, Fairlawn, Summit County. The Huntington District Corps of Engineers Public Notice Number for this project is (H)200100767. The Ohio EPA ID Number for this project is 021865.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an unnamed tributary to Schocalog Run, in the Tuscarawas River watershed (HUC 05040001). The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting January 6, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available 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 30 days of the date of this public notice.

Date of Public Notice: January 6, 2004

Union County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to construct an inflatable weir and an associated 1.4 billion gallon upground reservoir. The application was submitted by the City of Marysville, 125 E 6th Street, Marysville, Oh. The project is located east and west of Raymond Rd in the northwest quadrant of Marysville, Union County. The Huntington District Corps of Engineers Public Notice Number for this project is 200300076. The Ohio EPA ID Number for this project is 037382.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Mill Creek. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting January 6, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available 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 30 days of the date of this public notice.

Date of Public Notice: January 6, 2004

Warren County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project which proposes to impact 1,025 linear feet of an ephemeral stream and 0.41 acres of isolated, Category 1, non-forested wetlands in order to construct an industrial subdivision for warehouse distribution facilities. The application was submitted by McNK Properties, LLC, 7625 Blome Road, Cincinnati, Ohio 45243. The project is located at the northeast corner of Grandin Road and Grandin Ridge Road, Hamilton Township, Warren County, Ohio. The Louisville District Corps of Engineers has issued a Nationwide Permit #39 for this project, their project ID is 200200902-mdh. The Ohio EPA ID Number for this project is 035413.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of an unnamed tributary to the Little Miami River (HUC 05090202). The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC). In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of July 1, 2003), apply or may be granted by the Director of Ohio EPA.

Starting January 6, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available 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 30 days of the date of this public notice.

Date of Public Notice: January 6, 2004

Washington County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a proposed project to construct a 3,985 feet (abutment to abutment) Tied Arch Bridge (Preferred Design) over the Ohio River and Blennerhassett Island, at Ohio River Mile 189, near the City of Belpre, Washington County, Ohio and Parkersburg, West Virginia. This project is proposed for authorization under Army Corps of Engineers (Huntington District) Nationwide Permit (NWP) 15 and requires Individual Water Quality Certification (WQC) from Ohio EPA, pursuant to Section 9 of the United States Coast Guard guidelines. The application was submitted by The West Virginia Department of Transportation, Division of Highways, State Capitol Complex, Building 5, Room 125, 1900 Kanawha Boulevard., East Charleston, West Virginia 25305-0430. The Ohio EPA ID Number is 038024.

The discharges from the activity, if approved, would result in degradation to, or lowering of water quality of the Ohio River basin. The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Chapters 3745-1 and 3745-32 of the Ohio Administrative Code (OAC).

In accordance with OAC 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of the water quality. Other alternatives resulting in lesser or no degradation, or lowering of water quality, will be considered by Ohio EPA during the review process.

No exclusions or waivers, as outlined by Paragraph 3745-1-05 (D) of the Antidegradation Rule (effective as of May 1, 1998), apply or may be granted by the Director of Ohio EPA.

Starting January 6, 2004, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 122 South Front Street, Columbus, Ohio, by first calling (614) 644-2001. Applications can be made available 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 30 days of the date of this public notice.

