

**Statewide**

**PUBLIC NOTICE**

**LIST OF HAZARDOUS WASTE PERMIT MODIFICATIONS  
AVAILABLE FOR REVIEW**

As required by Ohio Administrative Code (OAC) rule 3745-50-51(K), Ohio EPA maintains a list of all approved hazardous waste permit modifications. An updated list of approved permit modifications is available for public review at: Ohio Environmental Protection Agency, Division of Hazardous Waste Management, 122 South Front Street, Columbus, Ohio 43215, tel.: (614) 644-2977. Some of these modifications are also available on-line at: <http://www.epa.state.oh.us/dhwm/issuedpermits.html>.

**PUBLIC NOTICE**

**OHIO EPA ISSUES FINAL HAZARDOUS WASTE PERMIT MODIFICATION**

On September 30, 2005, Ohio EPA issued a final Class 3 modified hazardous waste facility installation and operation permit (Permit) to BP Amoco Chemical Company for its facility at 1900 Fort Amanda Road, Lima, Ohio 45802. The EPA Identification Number for this facility is OHD042157644.

**Why does BP Amoco Chemical Company need this permit Modification?**

BP Amoco Chemical Company (BP Amoco) is permitted to store hazardous waste in containers and tanks, to treat waste in tanks and a filter press, and to conduct closure/post-closure and corrective action activities. BP Amoco has requested for the transfer of assets, including but not limited to the Lima, Ohio chemicals plant, to a new subsidiary of BP America, Inc., Innovene USA LLC. This final permit modification will allow BP Amoco to make the requested changes. To issue this final modified permit, Ohio EPA determined that the Permit application is complete and meets appropriate standards.

**Can I appeal this permit?**

Yes, if you are an officer of an agency of the state or of a political subdivision, acting in a representative capacity, or any person who would be aggrieved or adversely affected by this Permit, you have the right to appeal this permit decision to the Environmental Review Appeals Commission (ERAC).

**If I decide to appeal this final modified Permit, how and when must I make the appeal?**

If you file an appeal, you must put it in writing no later than October 31, 2005. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. You must file your appeal, according to Ohio Revised Code § §3745.04, with ERAC at the following address: ***Environmental Review Appeals Commission***, 309 South Fourth Street, Room 222, Columbus, Ohio 43215. You must send a copy of the appeal to the director of Ohio EPA at the following address no later than three (3) days after you file it with ERAC: ***Joseph, P. Koncelik, Director of Ohio EPA***, P.O. Box 1049, Columbus, Ohio 43216-1049.

**Date of Public Notice: October 4, 2005**

**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 a residential subdivision. The application was submitted by Mill Woods Estates, LLC, 30195 Chagrin Boulevard, #204, Pepper Pike, Ohio 44124. The project is located west of I-77 and south of Kenwood Drive, and north of Harris Drive, Broadview Heights, Cuyahoga County. The Buffalo District of the U.S. Army Corps of Engineers Number for this project is 2001-01069(0). The Ohio EPA ID Number for this project is 052336.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 1.02 acres of category 2 wetland and 968 feet of stream. The applicant's proposed minimal degradation alternative, if approved, would impact 0.42 acres of category 2 wetland and 756 feet of stream. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Chippewa Creek watershed. 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 October 4, 2005, 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: October 4, 2005**

**PUBLIC NOTICE  
OF PUBLIC HEARING 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 open cut trench a stream and install a 42-inch sewer line. The application was submitted by Delaware County Sanitary Engineering, 50 Channing Street, Delaware, Ohio 43015. The project is located approximately 4,000 feet north of the intersection of West Orange Road and Perry Street, Orange, Liberty and Berlin Townships, Delaware County, Ohio. The Huntington District Corps of Engineers public notice number for this project is 200300209. The Ohio EPA ID Number for this project is 052345.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved would open cut trench a 50 foot wide crossing. The applicant's proposed minimal degradation alternative, if approved, would tunnel under the river. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams and wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality to the Olentangy River Watershed. 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.

Beginning October 4, 2005, 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality at 6:30 PM on November 17, 2005, at the Olentangy High School, Commons Area, 675 Lewis Center Road, Lewis Center, Ohio 43035. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the projects.

All interested persons are entitled to attend or be represented and give written or oral comments on the proposed projects. 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.

Ohio EPA will continue to accept written comments on the application through the close of

business on November 24, 2005. 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.

**Delaware, Fairfield, Franklin, Licking,  
Pickaway and Union Counties**

**Date of Notice: September 29, 2005**

**PUBLIC NOTICE  
NOTICE OF RECEIPT OF APPLICATION  
ANTIDEGRADATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has received two plan approval applications from the City of Columbus regarding its 2005 Wet Weather Management Plan Program. Ohio EPA-DSW has received a plan approval application (Application No. 01-303-PW) for the City of Columbus Combined Sewer Long Term Control Plan-Interim (2010) Plan, and a plan approval application (PTI No. 01-302-PW ) for the City of Columbus Wet Weather Management Plan (WWMP). Additionally, two National Pollutant Discharge Elimination System (NPDES) permit modification requests were received for permit numbers 4PF00000\*KD and 4PF00001\*LD. The Plan Approval applications and NPDES permit modification requests were submitted by the City of Columbus, Division of Sewerage and Drainage, 910 Dublin Road, Columbus, Ohio 43215.

The purpose of the 2005 Wet Weather Management Plan Program is to stop sanitary sewer overflows (SSO), and reduce combined sewer overflows (CSO) to waters of the State. To achieve these goals, the System Evaluation and Capacity Assurance Plan (SECAP) and the Combined Sewer Long Term Control Plan (CSOLTCP) were integrated to form one plan, the Wet Weather Management Plan. The submission of the plans were required under consent decrees Case Numbers 02WH055768 and 04CVH055336, filed in Franklin County Common Pleas Court. The purpose of the Combined Sewer Long Term Control Plan--Interim (2010) Plan is to reduce discharges from the Whittier Street Storm Tanks to the Scioto River by July 1, 2010. The purpose of the two NPDES permit modification requests are to adjust the terms and conditions of the city's existing NPDES permits to reflect the collection and treatment plant changes proposed by both the Interim 2010 Plan and the Wet Weather Management Plan. The city of Columbus owns and/or operates a regional wastewater collection/disposal system within Franklin County and portions of Union, Fairfield, Licking, Delaware and Pickaway Counties.

The discharges from the city of Columbus' collection/disposal system, through development, growth and expansion, may result in degradation to, or lowering of, the water quality within the Scioto River, Olentangy River, Alum Creek, Big Walnut Creek and tributaries throughout Franklin County. However, the overall goal of the 2005 Wet Weather Management Plan Program is to improve and achieve compliance with water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1. In accordance with OAC 3745-1-05, an antidegradation review of the applications will be conducted before deciding whether to allow a lowering of the water quality.

In accordance with OAC 3745-1-05, Ohio EPA will provide an opportunity for public comment concerning this project. A public hearing for this project is scheduled to begin at 6:30 p.m. on Monday, November 14, 2005 at the Ohio EPA-Central District Office, 3232 Alum Creek Drive, Columbus, Ohio. The public hearing will end when everyone in attendance has 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 project. 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 proposed permit applications. Persons wishing to 1) be on Ohio EPA's interested parties mailing list for this project, or 2) submit comments for Ohio EPA's consideration in reviewing the applications must do so in writing to Ohio EPA's Division of Surface Water, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio, 43216 by close of business on November 18, 2005. Comments received after this date may not be considered as part of the official record.

Copies of the pending NPDES and PTI applications and technical support information are available for review at Ohio EPA's Central District Office, 3232 Alum Creek Drive, Columbus, Ohio, (614)728-3778.

Once the comment period closes on November 18, 2005, Ohio EPA-DSW will review all information contained within the applications and the information received through comment period and proceed with recommendations related to its review and the protection and enhancement of water quality. Due to timing associated with conditions expressed within the city of Columbus' consent decree, PTI No. 01-303-PW outlining provisions of the Interim (2010) Plan will receive primary review and anticipated action taken within several months. Any action taken by the Director on any of these applications will be issued as draft or proposed actions with a comment period and all interested parties will be informed of any recommendations.

**PUBLIC NOTICE**

**OHIO EPA ISSUES DRAFT HAZARDOUS WASTE  
FACILITY INSTALLATION AND OPERATION PERMIT**

On September 29, 2005, Ohio EPA issued a draft hazardous waste facility installation and operation permit (Permit) to Toxco, Inc., for its facility at 265 Quarry Road, Lancaster, Ohio 43130. The EPA Identification Number for this facility is OHD071654958.

**Why does Toxco, Inc. need a Permit?**

Toxco, Inc. (Toxco) is a storage facility that recycles universal waste batteries and specializes in the management, reutilization and recycling of all types of industrial, automotive, and house batteries. To store the hazardous wastes, Toxco needs a Permit. The draft Permit contains the conditions under which the facility must operate if the Permit receives final approval. To issue this draft Permit, Ohio EPA determined that the Part B permit application is complete and complies with appropriate standards and that the applicant has exhibited sufficient reliability, expertise and competency to operate a hazardous waste facility. When issued, the final Permit will allow Toxco to store hazardous waste in the designated areas at the facility. Details about this draft action can be viewed on Ohio EPA's website under Stakeholders Involvement at <http://web.epa.state.oh.us/dhwm/>

**How can I tell Ohio EPA what I think about this draft Permit?**

You can attend the public meeting and present your comments in person or submit written comments that are clear, concise, and well documented. Or, you are welcome to do both. Everyone who wants to comment at the public meeting will be allowed to speak. You should limit your presentation to five minutes and, if possible, submit a written copy of your comments to Ohio EPA at the meeting.

**When and where will Ohio EPA hold a public meeting?**

Ohio EPA will hold a public meeting on November 2, 2005, at 6:00 p.m. It will be at the Fairfield County District Library, Lancaster Branch, 219 North Broad Street, 3<sup>rd</sup> Floor, Lancaster, Ohio 43130, tel; (740) 653-2798.

**When and how do I submit written comments?**

You can submit written comments anytime between September 30, 2005 and November 14, 2005. Send your comments to Ohio EPA, Lazarus Government Center, Division of Hazardous Waste Management, Attn: Regulatory and Information Services , P.O. Box 1049, Columbus, Ohio 43216-1049, telephone number (614) 644-2917, fax number (614) 728-1245, e-mail: [dhwmcomments@epa.state.oh.us](mailto:dhwmcomments@epa.state.oh.us).

**Where can I review the Permit Application and draft renewal Permit?**

You can review these at one of the following locations:

**Fairfield County District Library, Lancaster Branch**, 219 North Broad Street, Lancaster, Ohio 43130, tel: (740) 653-2798;

**Ohio EPA -Central District Office**, 3232 Alum Creek Drive, Columbus, Ohio 43207-3417, tel: (614) 728-3778, and;

**Ohio EPA, Division of Hazardous Waste Management**, 122 South Front Street, Columbus, Ohio 43215, (614) 644-2917.

**What will Ohio EPA do with the comments?**

After carefully considering public comments, Ohio EPA will reconsider the draft Permit, making any necessary changes, and issue or deny the final Permit. Ohio EPA will issue a "response to public comments," specifying any changes made to the draft Permit. If you commented on the draft Permit, Ohio EPA will send you copies of the "response to public comments" and the final permit decision.

**Date of Public Notice: October 3, 2005**

**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 place a required cap on a currently uncapped landfill and develop an office park. The application was submitted by Gowdy Partners LLC, 1533 Lake Shore Drive, Columbus, Ohio 43204. The project is located southwest of Third Avenue and Olentangy River Road, Columbus, Franklin County. The Huntington District of the U.S. Army Corps of Engineers Number for this project is 200500843. The Ohio EPA ID Number for this project is 052378.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 1.5 acres of category 1 wetland. The applicant's proposed minimal degradation alternative, if approved, would impact 0.93 acres of category 1 wetland. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on streams or wetlands.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Olentangy River watershed. 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 October 3, 2005, 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.