

**PUBLIC NOTICE
FINAL ISSUANCE OF AN AMENDED CERTIFICATE
OF REGISTRATION AS A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that on January 23, 2006, the director of Ohio EPA issued an amended infectious waste transporter certificate to Stericycle, Inc., 28161 N Keith Dr., Lake Forest, IL 60045, Reg. No. 00-T-00199. 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 309 South Fourth Street, Suite 222, Columbus, Ohio 43215.

**NOTICE OF ADOPTION OF RULES
OHIO ENVIRONMENTAL PROTECTION AGENCY**

Rule Governing

Municipal Solid Waste Landfills

Notice is hereby given that the Director of the Ohio Environmental Protection Agency (Ohio EPA) has final filed the following rule of the Ohio Administrative Code:

3745-27-20	Prohibitions and closure.	Amendment
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The Director's order of adoption was issued on **January 24, 2006**.

This adopted rule will become effective **March 1, 2006**.

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 November 29, 2005, and comments received during the public comment period.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission (ERAC) pursuant to Section 119.032 of the Revised Code. This 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 ERAC within thirty (30) days after notice of the Director's action. ERAC is located at 309 South Fourth Street, Suite 222, Columbus, OH, 43215. Copies of the appeal must be served on the Director of the Ohio EPA within three (3) days of filing with ERAC. The Ohio EPA is located at 122 S. Front St., Columbus, OH, 43216-1049.

Public Hearing
Ohio Environmental Protection Agency
Five-Year Rule Review of Ohio Administrative Code (OAC) rule 3745-21-07

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the above-referenced rule primarily to satisfy the requirements of Section 119.032 of the Ohio Revised Code (five-year review).

DAPC is proposing changes to the current rule to: (a) limit its continued applicability to emissions units that have been required to install controls, or employ control measures pursuant to the existing rule and (b) maintain the requirements of paragraph (G)(1) in the current rule. The number of changes being made require that the existing rule be rescinded, and a new rule be proposed in its place.

DAPC has found OAC rule 3745-21-07 "Control of emissions of organic materials from stationary sources (i.e., emissions that are not regulated by rule 3745-21-09, 3745-21-12, 3745-21-13, 3745-21-13, 3745-21-14, 3745-21-15, or 3745-21-16 of the Administrative Code)" continues to be necessary, but with significant applicability changes.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rule before the division formally proposes them. On June 28, 2005, these rules went out for a 30-day review by interested parties.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on March 1, 2006 at 3:00 p.m., in Conference Room A, 5th Floor at Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, Ohio.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on March 2, 2006, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after March 2, 2006, may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on the Web page for electronic downloading by clicking on "regulations" under the " topics" drop-down box. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Todd Brown at Ohio EPA, (614) 644 - 4839, todd.brown@epa.state.oh.us, or mailed to Todd Brown, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

Public Hearing
Ohio Environmental Protection Agency
Five-Year Rule Review of Ohio Administrative Code (OAC) rule 3745-19-01
through 19-05 and new OAC rule 3745-19-06

Notice is hereby given that the Ohio Environmental Protection Agency, Division of Air Pollution Control (DAPC) has performed a review of the above referenced rules primarily to satisfy the requirements of Section 119.032 of the Ohio Revised Code (five-year review). The DAPC finds the following rules to be necessary and with need for changes. The DAPC proposes to amend Ohio Administrative Code (OAC) rules:

OAC rule 3745-19-01: Definitions
OAC rule 3745-19-02: Relations to other prohibitions
OAC rule 3745-19-03: Open burning in restricted areas
OAC rule 3745-19-04: Open burning in unrestricted areas
OAC rule 3745-19-05: Permission to individuals and notification to the Ohio EPA

and incorporate new rule and appendix:

OAC rule 3745-19-06: Open burning unilateral order
OAC rule 3745-19-03: Appendix: Open burning of storm debris

The amendments are being proposed to incorporate new language that resulted from questions and comments received over the past few years from both DAPC staff in field offices and those parties directly affected by the regulations. These include some proposed minor amendments in the existing rules of this chapter for rule clarification, the incorporation of new purposes of open burning such as “emergency burning”, “recreational campfires” and “disposal of hazardous explosive materials, and one new rule, OAC rule 3745-19-06, Open burning unilateral order.

Pursuant to Section 121.39 of the Ohio Revised Code, DAPC was required to consult with interested parties affected by the rules before the division formally proposes them. On August 2, 2005, these rules went out for a 30 day review by interested parties.

Pursuant to Section 119.03 of the Ohio Revised Code, a public hearing on these rule changes will be conducted on March 1, 2006, at 12:00 noon in Conference Room A, 5th Floor at Ohio EPA, Lazarus Government Center, 122 South Front Street, Columbus, Ohio.

All interested persons are entitled to attend or be represented at the hearing and give written or oral comments on these rule changes. All oral comments presented at the hearing, and all written statements submitted at the hearing or by the close of business on March 2, 2006, will be considered by Ohio EPA prior to final action on this rule. Written statements submitted after March 2, 2006 may be considered as time and circumstances permit, but will not be part of the official record of the hearing.

These rules are available on the Web page for electronic downloading by clicking on “regulations” under the “ topics” drop-down box. The URL is: <http://www.epa.state.oh.us/dapc/regs/regs.html>. Questions regarding accessing the web site should be directed to Arunee Niamlarb at 614-728-1342; other questions or comments about these rules should be directed to Lee Burkleca at Ohio EPA, (614) 728-1344, lee.burkleca@epa.state.oh.us, or mailed to Lee Burkleca, Ohio EPA, Division Air Pollution Control, Lazarus Government Center, P.O. Box 1049, Columbus, Ohio 43216-1049.

PUBLIC NOTICE
COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS
International Paper/ International Paper Property

Notice is hereby given that on January 26, 2006, 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 International Paper for the property identified as the International Paper property (the "Property").

International Paper conducted a voluntary action of the approximately 42.405-acre property located at 1830 Hamilton-Cleves Road, Hamilton, Butler County, Ohio. A no further action letter was submitted on August 9, 2005 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response on behalf of International Paper by Thomas J. Mignery, a Certified Professional (CP125), as defined in ORC 3746.01(E) and OAC 3745-300-01(A)(8).

The issuance of the Covenant Not to Sue/Final Findings and Orders is a final action of the Director. The action may be appealed to the Environmental Review Appeals Commission ("Commission"). 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 or issuance of the action. (See ORC 3745.04 and 3745.07). A copy of the appeal must be served on the Director within three (3) days after the appeal is filed with the Commission. The appeal may be filed with the Commission at 309 South Fourth St., Room 222, Columbus, Ohio 43215.

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

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO CITY OF SOLON**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to City of Solon, for the following water quality improvement activity(ies): construction of trickling filter improvements at the City's wastewater treatment plant and the South Branch Sulphur Springs WRRSP project.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to the City of Solon from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Kevin G. Spurbeck at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO CUYAHOGA COUNTY**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to Cuyahoga County, for the following water quality improvement activity(ies): to replace an existing pump station and upgrade electrical services in the Suffolk Estates subdivision.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to Cuyahoga County from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Judy Mentzer at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO THE VILLAGE OF ROSSBURG**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to the Village of Rossburg for the following water quality improvement activity(ies): a new central sewer system consisting of a force main and lift station to transport sewage to the Village of Ansonia for treatment.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to the Village of Rossburg from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Mary Mariani, Project Coordinator at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO CITY OF COLUMBUS**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to City of Columbus, for the following water quality improvement activity(ies): construction of the digester rehabilitation improvements at the City's Southerly Wastewater Treatment Plant, CIP353. This project also includes the Darby Creek Watershed Restoration WRRSP project.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to the City of Columbus from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Keivn G. Spurbeck at the above address or by calling (614) 644-2798.

Date of Public Notice: January 23, 2006

Franklin County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF 401 APPLICATIONS**

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 that will replace the section of Turkey Run that passes through the Red Lot parking facility at the Port Columbus International Airport with a culvert and fill. The application was submitted by Elaine Roberts with the Port Columbus International Airport 4600 International Gateway, Columbus, OH 43219. The project is located at the Red Lot parking facility 4600 International Gateway, Columbus, OH 43219. The Huntington District Corps of Engineers Public Notice Number for this project is 200501371. The Ohio EPA ID Number for this project is 052448.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would replace the section of Turkey Run that passes through the Port Columbus International Airport Red Lot parking facility with a culvert and fill to provide space for more needed long term parking. For this option, all 0.17 acres of wetland would be impacted and approximately 500 linear feet of culvert would be used. To compensate for the loss of 0.17 acres of wetland, 0.4 acres will be mitigated within the same watershed in coordination with The Friends of the Big Walnut watershed group. The applicant's proposed minimal degradation alternative, if approved, would replace the northern section of Turkey Run that passes through the Port Columbus International Airport Red Lot parking facility with a culvert and fill to still generate additional parking, though fewer than the preferred alternative. To compensate for the loss of 0.05 acres of wetland, 0.1 acres will be mitigated within the same watershed in coordination with The Friends of the Big Walnut watershed group. The applicant's proposed non-degradation alternative, if approved would have no direct impacts on waters of the state.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Turkey Run. 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 exclusion or waivers, as outlined by 3745-1-05 of the Antidegradation Rule apply or may be granted by the Director of Ohio EPA.

Starting January 23, 2006, 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.

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 February 21, 2006. Comments received after this date may not be considered as part of the official record.

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
APPROVAL OF APPLICATION
FOR WATER SUPPLY REVOLVING LOAN ACCOUNT APPLICATION APPROVAL
TO CITY OF CINCINNATI-GREATER CINCINNATI WATER WORKS**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Supply Revolving Loan Account (WSRLA) financial assistance to City of Cincinnati-Greater Cincinnati Water Works, for the following water treatment system activities: to install new water mains in two locations. There will be 7200 feet of 16 inch water main installed on Western Row from SR 42 to Butler-Warren and on Butler-Warren from Western Row to Tylersville Road and an additional 3800 feet of 16 inch water main installed on Western Row from Cherokee to Mason-Montgomery Road.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to City of Cincinnati from the WSRLA is conditioned upon successful completion, operation, and maintenance of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6109.22 (N) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Amy Walkenspaw at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF APPLICATION
FOR WATER SUPPLY REVOLVING LOAN ACCOUNT APPLICATION APPROVAL
TO JACKSON COUNTY WATER COMPANY, INC.**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Supply Revolving Loan Account (WSRLA) financial assistance to Jackson County Water Company, Inc, for the following water treatment system activities: construction of a new 592,000 gallon water storage tank, two main line pressure reducing stations, and approximately 13,000 feet of waterline that will serve Hanley and Keystone Station Roads in Jackson County.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to Jackson County Water Company, Inc. from the WSRLA is conditioned upon successful completion, operation, and maintenance of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6109.22 (N) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Tracy Bruny at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF APPLICATION
FOR WATER SUPPLY REVOLVING LOAN ACCOUNT APPLICATION APPROVAL
TO THE CITY OF STEUBENVILLE**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Supply Revolving Loan Account (WSRLA) financial assistance to the City of Steubenville, for the following water treatment system activities: construction of a new 6.0 MGD water treatment plant.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to the City of Steubenville from the WSRLA is conditioned upon successful completion, operation, and maintenance of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6109.22 (N) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Tracy Bruny at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF APPLICATION
FOR WATER SUPPLY REVOLVING LOAN ACCOUNT SUPPLEMENTAL
ASSISTANCE
TO THE CITY OF TORONTO**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Supply Revolving Loan Account (WSRLA) supplemental financial assistance to the City of Toronto, for the following water treatment system activities: completion of the construction of improvements at their water treatment plant.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to the City of Toronto from the WSRLA is conditioned upon successful completion, operation, and maintenance of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6109.22 (N) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Tracy Bruny at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO LAWRENCE COUNTY**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to Lawrence County for the following water quality improvement activity: design of an expansion and upgrade to the existing Union-Rome Township Wastewater Treatment Plant.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to the Lawrence County from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Tracy Harrison Bruny at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
DIRECTOR'S FINAL FINDINGS AND ORDERS**

Notice is hereby given that on January 24, 2006, the director of Ohio EPA issued Final Findings and Orders to Mr. John Kegley ("Respondent"), 2229 Sohners Lane, Portsmouth, OH 45662. Upon the effective date of these Orders the Respondent shall cease acceptance of C&DD and solid waste at the Site. Respondent shall also remove or cause removal of all scrap tires from the Property. Respondent shall remove and properly dispose of all solid waste from the creek located on the Property and Respondent shall remove and properly dispose of all C&DD from the Site. These Final Findings and Orders are subject to all rules, regulations, and specified conditions. This final action was not preceded by a proposed action and is appealable to the Environmental Review Appeals Commission, at 309 South Fourth Street, Room 222, Columbus, Ohio 43215. Person's wishing to be on Ohio EPA's interested parties mailing list 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.

Date of Public Notice: February 3, 2006

Licking County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF APPLICATION AND PUBLIC HEARING
ANTIDEGRADATION**

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA)-Division of Surface Water (DSW) has received an application for the initial issuance of a National Pollutant Discharge Elimination System (NPDES) permit for the discharge from the proposed Village of Hanover Wastewater Treatment Plant. Public notice is also given that Ohio EPA-DSW has received an application for a Permit to Install (PTI) for the construction of the proposed wastewater collection system and treatment plant. The NPDES and PTI applications were submitted by the Village of Hanover, 200 New Home Road, Newark, Ohio 43066.

The Village of Hanover Wastewater Treatment Plant is proposed to treat 160,000 gallons per day of domestic wastewaters. The wastewater treatment plant is proposed to be located on Marne Road, Hanover Township, Licking County, Ohio. Treated wastewaters are proposed to be discharged at the same location. The proposed discharges are to the Rocky Fork and the Licking River.

Other wastewater disposal alternatives resulting in lesser or no degradation or lowering of water quality will be considered by Ohio EPA.

The discharges from this facility, if approved, would result in degradation to, or lowering of, the water quality of Rocky Fork and the Licking River. However, the chemical-specific water quality criteria developed to protect aquatic life and human health, set forth in OAC 3745-1, will not be exceeded. 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.

Copies of the pending NPDES and PTI applications are available for review at Ohio EPA's Central District Office, 122 South Front Street 5th Floor, Columbus, Ohio, (614) 728-3778. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on March 23, 2006, at the Hanover Village Hall/Fire Station, 200 New Home Road, Hanover, Ohio 43055. 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 applications. Persons wishing to 1) be on the Ohio EPA's interested parties mailing list for this project, or 2) submit comments for Ohio EPA's consideration must do so in writing to Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049 by close of business on March 30, 2006. Comments received after this date may not be considered as part of the official record.

Date of Public Notice: February 1, 2006

Lorain County

**PUBLIC NOTICE
NOTICE OF RECEIPT OF ISOLATED WETLAND PERMIT
APPLICATION (LEVEL 2)**

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, an Isolated Wetland Permit (Level 2) for a project to construct a residential development resulting in impacts to 2.922 acres of Isolated wetlands, called Deerfield Estates. The application was submitted by Amherst Development, LLC., 30575 Bainbridge Road, Suite 100, Solon, Ohio 44139. The project is located west of Oak Point Road and north of Cooper-Foster Park Road in the city of Amherst, in Lorain County, Ohio. The Ohio EPA Number for this project is 052353.

The review of the application will be conducted, and a decision whether to grant or deny the application will be made, in accordance with Ohio Revised Code (ORC) Sections 6111.02 to 6111.028 and other applicable provisions of state laws. Other alternatives as proposed by the applicant resulting in less adverse impact to the isolated wetland ecosystem, will be considered by Ohio EPA during the review process.

Starting February 1, 2006, copies of the application 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 20 days of the date of this public notice.

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO VILLAGE OF PROSPECT**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to the Village of Prospect, for the following water quality improvement activity(ies): increase in plant capacity, replacement of comminutor, influent pumps, and chlorine contact with ultra violet disinfection, addition of an oxidation ditch with internal clarifier, and two aerated sludge holding tanks.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to the Village of Prospect from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to and Paula Reed, Loan Assistance at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND
TO THE VILLAGE OF BRADFORD**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Pollution Control Loan Fund (WPCLF) financial assistance and Facilities Plan approval to the Village of Bradford, for the following water treatment system activities: the separation of storm and sanitary sewer systems on Miami Avenue from Klinger to the south corporation limit.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to Bradford from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6109.22 (N) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Mary Mariani, Project Coordinator at the above address or by calling (614) 644-2798.

Montgomery County

PUBLIC NOTICE APPROVAL OF FACILITIES PLAN AND APPLICATION FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE TO MONTGOMERY COUNTY

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to Montgomery County, for the following water quality improvement activity(ies): the Southeast Holes Creek Relief Sewer consisting of a gravity sewer generally located in Washington Township with a portion located in Centerville to eliminate three system overflows, and the Stillwater River properties Water Resource Restoration Sponsorship project.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to Montgomery County from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Mary Mariani, Project Coordinator at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF APPLICATION
FOR WATER SUPPLY REVOLVING LOAN ACCOUNT ASSISTANCE
TO THE VILLAGE OF WEST ALEXANDRIA**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Supply Revolving Loan Account (WSRLA) financial assistance to the Village of West Alexandria for the following water treatment system activities: addition of iron removal processes to the existing water treatment plant, installation of an aerator iron filtration system, clearwell, and vertical high service pumps.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to the Village of West Alexandria from the WSRLA is conditioned upon successful completion, operation, and maintenance of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6109.22 (N) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Paula Reed at the above address or by calling (614) 644-2798.

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO CITY OF CLYDE**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to the City of Clyde, for the following water quality improvement activity(ies): installation of sludge dewatering equipment (i.e centrifuge) and all appurtenances necessary to install the centrifuge.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to the City of Clyde from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Brian Enck at the above address or by calling (614) 644-3651.

**PUBLIC NOTICE
APPROVAL OF APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO THE CITY OF FOSTORIA**

The Director of the Ohio Environmental Protection Agency is providing notice of the approval of an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to the City of Fostoria for the following water quality improvement activity: preparation of a Combined Sewer Overflow Long Term Control Plan of Action for the City of Fostoria.

This approval is based upon the Ohio EPA staff's recommendations following a review conducted under applicable requirements of the assistance application materials and any other information regarding the proposed activities. This approval and all financial assistance provided to the City of Fostoria from the WPCLF is conditioned upon successful completion of the eligible activities.

This final action of the Director may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Brian Enck at the above address or by calling (614) 644-3651.

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO THE VILLAGE OF HARTVILLE**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to the Village of Hartville, for the following water quality improvement activity: To provide Sanitary Sewer Sanitary Service to the Woodland Street Area.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials and of the assistance application materials and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to the Village of Hartville from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Roland Roberts at the above address or by calling (614) 644-2798.

Date of Public Notice: February 1, 2006

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 a new school building and associated facilities. The application was submitted by Revere Local School District, 3496 Everett Road, Bath Ohio 44210. The project is located north of Everett Road, west of the intersection of Revere Road, in Richfield Township, Summit County, Ohio. The Buffalo District of the U.S. Army Corps of Engineers Number for this project is 2002-00634(1). The Ohio EPA ID Number for this project is 042189.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would impact 2.5 acres of wetland and 696 feet of headwater streams. The applicant's proposed revised minimal degradation alternative, if approved, would impact 1.2 acres of wetland and 867 feet of headwater streams. 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 Furnace Run in the Cuyahoga 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 February 1, 2006, 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: February 1, 2006

Tuscarawas 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 conduct surface mining activities to recover the No. 5, 6, and 7 coal seams. The application was submitted by Oxford Mining Company, 544 Chestnut Street, P.O. Box 427, Coshocton, Ohio 43812. The project is located on the west side of Kinsey Valley Road (Twp. 56) approximately 0.75 miles south of Oldtown Valley Road, Clay and York Townships, Tuscarawas County. The Huntington District of the U.S. Army Corps of Engineers public notice number for this project is (H)200400928. The Ohio Department of Natural Resources, Division of Mineral Resources Management application number for this project is 10289. The Ohio EPA ID Number for this project is 062537.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would result in impacts to approximately 7,069 linear feet of intermittent stream channels, 1,493 linear feet of ephemeral stream channels, and 1.30 acres of non-forested, Category 1 wetlands.

The applicant's proposed minimal degradation alternative, if approved, would result in impacts to approximately 5,817 linear feet of intermittent stream channels, 1,493 linear feet of ephemeral stream channels, and 0.95 acres of non-forested, Category 1 wetlands.

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 unnamed tributaries 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 February 1, 2006, 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.

**PUBLIC NOTICE
APPROVAL OF FACILITIES PLAN AND APPLICATION
FOR WATER POLLUTION CONTROL LOAN FUND ASSISTANCE
TO THE VILLAGE OF CAREY**

The Director of the Ohio Environmental Protection Agency is providing notice of actions to approve a facilities plan and to approve an application for Water Pollution Control Loan Fund (WPCLF) financial assistance to the Village of Carey in Wyandot County, for the following water quality improvement activities: improvements in sludge handling, conversion of anaerobic digesters to aerobic digesters, upgrading the emergency generator and automatic transfer switch, adding safety features to the raw sewage pump station and upgrading the plant's laboratory.

These approvals are based upon the Ohio EPA staff's recommendations following reviews conducted under applicable requirements of the facilities planning materials, the assistance application materials, and any other information regarding the proposed activities. The approval of the application and all financial assistance provided to the Village of Carey from the WPCLF is conditioned upon successful completion, operation, and maintenance of the eligible activities.

Each of these approvals is a distinct final action of the Director and may be appealed as a separate action to the Environmental Review Appeals Commission pursuant to Section 3745.04 and 6111.036 (P) of the Ohio Revised Code. The appeal must be in writing and shall set forth the action complained of and the grounds upon which the appeal is based. It must be filed with the Environmental Review Appeals Commission within thirty (30) days after notice of the Director's action. A copy of the appeal must be served on the Director of the Ohio Environmental Protection Agency within three (3) days of filing with the Commission. An appeal may be filed with the Environmental Review Appeals Commission at the following address: Environmental Review Appeals Commission, 309 South Fourth Street, Room 222, Columbus, Ohio 43215.

Copies of the assistance agreement and associated Environmental Assessment documents are available by calling (614) 644-2798. Also, copies are available by writing to: Ohio Environmental Protection Agency, Division of Environmental and Financial Assistance, 122 South Front Street, P. O. Box 1049, Columbus, OH 43216-1049.

Questions regarding the project should be directed to Larry Benintend at the above address or by calling (614) 644-2798.