

## **PUBLIC NOTICE**

### **FINAL ISSUANCE OF AMENDED CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE**

Notice is hereby given that on August 17, 2007, the director of Ohio EPA issued an amended infectious waste generator certificate to DaVita Inc, 5200 Virginia Way, Brentwood, TN 37027, ID No.: 00-G-01073. 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.

## **PUBLIC NOTICE**

### **FINAL ISSUANCE OF AMENDED CERTIFICATE OF REGISTRATION AS A GENERATOR OF INFECTIOUS WASTE**

Notice is hereby given that on August 17, 2007, the director of Ohio EPA issued an amended infectious waste generator certificate to the Little Clinic of Ohio LLC, 8 Cadillac Dr Ste 250, Brentwood, TN 37027, ID No.: 00-G-01474 . 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.

## **PUBLIC NOTICE**

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

Notice is hereby given that on August 17, 2007, the director of Ohio EPA issued an amended infectious waste transporter certificate to Darob Inc, 1801 Research Dr, Louisville, KY 40269, Reg. No. 00-T-00261. 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.

**PUBLIC NOTICE  
OHIO ENVIRONMENTAL PROTECTION AGENCY  
REINSTATEMENT OF LABORATORY CERTIFICATION UNDER OHIO'S  
VOLUNTARY ACTION PROGRAM**

Notice is hereby given that on August 23, 2007, the Director of the Ohio Environmental Protection Agency ("Ohio EPA"), pursuant to Ohio Revised Code ("ORC") 3746.04(B)(6) and Ohio Administrative Code ("OAC") 3745-300-04, issued a modified laboratory certificate to TestAmerica Laboratories, Inc. ("TestAmerica") of 4101 Shuffel Drive, NW, North Canton, Ohio, granting the laboratory's request to reinstate certification under Ohio's Voluntary Action Program for analytes and method that had been suspended. The modified certificate reflects changes to the previous certificate issued to STL under the Voluntary Action Program, and reinstates certification for Arsenic and Zinc by method 6020. The certification number assigned to TestAmerica remains CL0024.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after the notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission  
309 South Fourth Street, Room 222  
Columbus, Ohio 43215

If you would like to review a copy of the certificate, or any documents related to the laboratory's certification, please contact 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.

**Date of Public Notice: August 24, 2007**

**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 renewal of a National Pollutant Discharge Elimination System (NPDES) permit (01D00014) for the discharge from the AK Steel Corporation, Coshocton Works facility. The application was submitted by AK Steel Corporation, 17400 State Route 16, Coshocton, Ohio 43812.

AK Steel Corporation is requesting an increase in the technology based effluent limits in the renewed permit due to an increase in production at the facility located at 17400 State Route 16, Coshocton, Coshocton County, Ohio. The proposed discharges are to the Muskingum 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 the Muskingum 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 application are available for review at Ohio EPA's Southeast District Office, 2195 Front Street, Logan, Ohio 43138, (740) 385-8501. An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on October 10, 2007, at the Coshocton Public Library, 655 Main Street, Coshocton, Ohio 43812. 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 October 17, 2007. Comments received after this date may not be considered as part of the official record.

**Coshocton, Guernsey, and  
Muskingum Counties**

**Date of Public Notice: August 23, 2007**

**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 ( DWS) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification to place fill material into waters of the United States in association with the construction of a surface coal mine operation. The purpose of the project is to recover available coal reserves in the project area. The application was submitted by Oxford Mining, 7551 Reed Road, NW, Strasburg, Ohio 44680-8902. The project is located within the Two Mile Run, Wills Creek, and White Eyes Creek watersheds south of Plainfield in Muskingum, Guernsey, and Coshocton Counties, Ohio. The Huntington District Corps of Engineers Public Notice Number for the project is 200500421. The Ohio EPA ID Number for the project is 062535.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. Under the Preferred Design, the applicant proposes to strip mine 319.7 acres and auger mine 696 acres resulting in impact to 45,045 linear feet of stream and 10.43 acres of wetland. The Preferred Design will yield approximately 3,091,966 tons of coal. Under the Minimal Degradation Alternative, the applicant proposes to strip mine 262.6 acres and auger mine 696 acres resulting in impacts to 39,144 feet of stream and 4.65 of wetland. The Minimal Degradation Alternative will yield approximately 2,705,000 tons of coal. 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 Two Mile Run, Wills Creek, and White Eyes 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 outline by 3745-1-05 of the Antidegradation Rule apply or may be granted by the Director of the OHIO EPA.

Starting August 23, 2007, copies of the application for the certification and technical support information may be inspected of 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. Comments received after this date may not be considered as part of the official record.

**Ohio EPA PA No. 03-15738**

**Ohio Environmental Protection Agency Draft Plan Approval**

**PUBLIC NOTICE**

Draft Plan Approval for wastewater treatment and/or disposal facilities

Ohio Environmental Protection Agency  
Permits Section  
50 West Town Street, Suite 700  
P.O. Box 1049  
Columbus, Ohio 43216-1049  
(614) 644-2001

Public Notice No. 07-08-049  
Date of Issue of Public Notice: August 24, 2007

Name and Address of Applicant: Mr. Jack Kellogg, Mayor, 233 West Center Street, Marion, OH 43302, Marion County

Name and Address of Facility Where Discharge Occurs: City of Marion WPC, 1810 Marion-Agosta Road, Marion, OH 43302

Public notice is hereby given that Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has issued a draft plan approval for the Combined Sewer Overflow Long Term Control Plan for the City of Marion. The plan is for elimination of all three (3) combined sewer overflow locations by constructing a new separated collection system. The estimated cost of the plan is \$9,187,300. Construction of the project is to be completed by June of 2020. The Combined Sewer Overflow Long Term Control Plan, which was received by Ohio EPA on August 3, 2007, contains an implementation schedule that will be included in the City's NPDES permit, Ohio EPA number 2PD00011.

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 the plan is issued as final. Any person may submit written comments on the draft plan and administrative record and may request a public hearing. A request for public hearing shall be in writing and shall state the nature of the issues to be raised. In appropriate cases, including cases where there is significant public interest, the director

may hold a public hearing on a draft plan or plans prior to final issuance of the plan or plans. Written comments and/or public hearing requests must be received by the Ohio EPA, Division of Surface Water no later than 30 days from the date of this public notice. Comments and/or public hearing requests should be delivered or mailed to both of the following locations: 1) Ohio Environmental Protection Agency, Division of Surface Water, Permits Processing Unit, 50 West Town Street, Suite 700, P.O. Box 1049, Columbus, Ohio 43216-1049 and 2) Ohio Environmental Protection Agency, Northwest District Office, 347 North Dunbridge Road, PO Box 466, Bowling Green, OH 43402. Comments received after this date may not be considered by the Director before issuing the final plan.

Copies of the draft Plan and technical support information may be reviewed and/or copies made at the Ohio EPA Northwest District Office, 347 North Dunbridge Road, PO Box 466, Bowling Green, OH 43402, by first calling, (419) 352-8461 to make an appointment

**PUBLIC NOTICE**

**NOTICE OF PUBLIC INFORMATION SESSION**

Notice is hereby given on August 21, 2007, that Ohio EPA will conduct a Public Information Session concerning Permit to Install Modification (PTI Application No. 05-14413) for Stony Hollow Landfill (Facility), 2460 South Gettysburg Road, Dayton, Ohio 45418. The Facility is owned and operated by Waste Management who proposes to expand the Facility laterally and reduce the overall vertical extent of the Facility. A Public Information Session will be held on Tuesday, October 2, 2007, at 6:30 p.m., at the Dayton Cultural & RTA Transit Center, Zion Theater, 40 S. Edwin C. Moses Blvd., Dayton, Ohio 45402. Interested parties may contact the Ohio EPA Southwest District Office, 401 East Fifth Street, Dayton, Ohio 45402, tel: (937) 285-6357.

**Date of Public Notice: August 22, 2007**

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

Public notice is hereby given that the Ohio Environmental Protection Agency (Ohio EPA) Division of Surface Water (DSW) has received an application for, and has begun to consider whether to issue or deny, a Clean Water Act Section 401 certification for a project to repair a 170 linear foot deteriorated bulkhead, dredge 440 cubic yards of sand and construct a new 45 foot long breakwater. The application was submitted by Robert P. Elias, Trustee, 5085 Pearl Rd, Parma, OH 44129. The project is located at 829 East Main Street, Danbury Township, Ottawa County, Ohio. The Buffalo District of the U.S. Army Corps of Engineers Public Notice Number for this application is 2007-398. The Ohio EPA ID Number for this project is 073052.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would authorize the repair of a 170 foot long bulkhead, construct a 45 foot long breakwater and dredge 430 cubic yards of sand and place 780 cubic yards of fill. The applicant's proposed minimal degradation alternative, if approved would authorize the repair of a 170 foot long bulkhead, construct a 45 foot long breakwater and dredge 430 cubic yards of sand and place 744 cubic yards of fill. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on Lake Erie.

The discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Lake Erie. 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.

Beginning August 22, 2007, 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 the 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 at 6:30 p.m. at on October 16, 2007, at the Marblehead Fire Department, 517 West Main Street, Marblehead, Ohio 43440. 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. 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. Persons wishing to be on Ohio EPA's interested parties mailing list for this project, or wish 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 October 23, 2007. Comments received after this date may not be considered as part of the official record of the hearing.

**PUBLIC NOTICE**

**Ohio EPA issues final Decision Document for Remediation  
To The Scotts Company**

On August 22, 2007, Ohio EPA issued a final Decision Document for Remediation to The Scotts Company, for the property located at 14111 Scotts Lawn Road, Marysville, Ohio 43041. The EPA Identification Number for this facility is OHD990834483.

**Why does The Scotts Company need a final Decision Document?**

The Scotts Company has assumed clean-up responsibilities at their facility and voluntarily agreed to address its corrective action obligations at Crosses Run. The Statement of Basis issued on March 27, 2007 identifies Ohio EPA's preferred remedies and explains the reasons for the selection of the remedies. This Decision Document presents the selected remedial action for The Scotts Company.

**Can I appeal this final Decision Document?**

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 the Decision Document, you have the right to appeal this Permit decision to the Environmental Review Appeals Commission (ERAC).

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

If you file an appeal, you must put it in writing no later than September 24, 2007. Your appeal must explain why you are appealing the action and the grounds you are using for your appeal. The appeal must be accompanied by a filing fee of \$70.00 which the Commission, in its discretion, may reduce if by affidavit you demonstrate that payment of the full amount of the fee would cause extreme hardship. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. 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: **Chris Korleski, Director of Ohio EPA**, P.O. Box 1049, Columbus, Ohio 43216-1049.

**Date of Public Notice: August 30, 2007**

**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 build on the land north of the main hospital including a Children's Hospital Facility, a YMCA and an ambulatory surgery center. The application was submitted by Middletown Regional Hospital, 105 McKnight Drive, Middletown, Ohio 45044. The project is located on Union Road, approximately 0.5 miles north of its intersection with State Route 122, Franklin Township, Warren County, Ohio. The Huntington District of the U.S. Army Corps of Engineers Number for this project is 2007-157-GMR. The Ohio EPA ID Number for this project is 073161.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would authorize impacts to 0.5 acres of wetland and 748 feet of stream. The applicant's proposed minimal degradation alternative, if approved, would authorize impacts to 0.02 acres of wetland and 300 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 Dicks Creek (Great Miami 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 August 30, 2007, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 50 W. Town 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.