

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

Notice is hereby given that on September 13, 2010, the Director of the Ohio Environmental Protection Agency, pursuant to Ohio Revised Code (AORC@) 3746.04(B)(5) and Ohio Administrative Code (AOAC@) 3745-300-05, issued a renewal of certification to the following Certified Professionals: **Thomas E. Gillespie (CP234), Keith B. Egan (CP259), Dennis E. Schucker (CP272), Matthew A. Cousino (CP277), Ian K. Richardson (CP233), Michael J. Momenee (CP236), and Michael J. Fisher (CP296).**

The issuance of the renewal certification is a final action of the Director and will be public noticed in accordance with OAC 3745-47-07. The action may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's action. The appeal must be accompanied by a filing fee of \$70.00 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, OH 43215

If you would like to review a copy of any renewal certificate, or any documents related to the certification, please contact Debi Tavizon, Records Management Officer, at 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**  
**FINAL ISSUANCE OF AN AMENDED CERTIFICATE**  
**OF REGISTRATION AS A TRANSPORTER OF INFECTIOUS WASTE**

Notice is hereby given that on September 10, 2010; the director of Ohio EPA issued an amended infectious waste transporter certificate to Medical Waste Recovery Inc, 9 Broadway Ste 30, Denville NJ 07834, Reg. No. 00-T-00302. 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 September 10, 2010, the director of Ohio EPA issued an amended infectious waste generator certificate to the MTC-Medical LLC, 500 N Marketplace Dr, Centerville UT 84014, Reg. ID No.: 00-G-01655. 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 September 10, 2010; the director of Ohio EPA issued an amended infectious waste generator certificate to Bio Medical Applications of Ohio Inc, 10585 N Meridian St Ste 160, Indianapolis IN 46290, Reg. No.: 00-G-00986. 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.

**Division of Surface Water**

**Credible Data Program  
Qualified Data Collector Approvals  
Effective on or after: 08/25/2010**

<b>Name (QDC#) / Organization</b>	<b>Level and Specialty</b>	<b>Expiration Date</b>
Catherine Zamborsky (#00009) Northeast Ohio Regional Sewer District Assessment	Level 3 - Chemical Water Quality	9/2/2012
Level 3 - Stream Habitat Assessment - QHEI Only		9/13/2012
David Enterline (#00476) Leading Creek Vol Monitor Program Training	Level 1	
Don Driver (#00477) Lake Keeper for Ohio Lake Mngmnt Society	Level 1	
Donna McCollum (#00425) Butler County Stream Team, Miami Assessment - QHEI Only University	Trainer - Level 3 - Stream Habitat	
Level 3 - Stream Habitat Assessment - QHEI Only		9/12/2012
Elliott Stephen (#00475) Leading Creek Watershed, Meigs SWCD Conservation Area	Level 1	
Francisco Rivera (#00262) Northeast Ohio Regional Sewer District Assessment	Level 3 - Chemical Water Quality	9/2/2012
Garrett Steed (#00478) Leadi Creek Watershed Coordinator, Lead Volunteer Monitors Program	Level 1	

Gary Kapostasy (#00486) Portage River Watershed Team	Level 1	
Heather Dardinger (#00173) Malcolm Pirnie, Inc.	Level 3 - Chemical Water Quality Assessment	9/2/2012
John Rhoades (#00008) Northeast Ohio Regional Sewer District Assessment	Level 3 - Chemical Water Quality	9/13/2012
Level 3 - Stream Habitat Assessment - QHEI Only		9/13/2012
Level 3 - Benthic Macroinvertebrate Assessment - Collection and Data Evaluation Only		9/13/2012
Level 3 - Fish Community Biology - All Methods		9/13/2012
Joseph Papineau (#00240) EnviroScience, Inc. Assessment	Level 3 - Chemical Water Quality	9/13/2012
Kathryn Crestani (#00011) Northeast Ohio Regional Sewer District Assessment	Level 3 - Chemical Water Quality	9/13/2012
Level 3 - Stream Habitat Assessment - QHEI Only		9/13/2012
Kathy Kapostasy (#00480) Portage River Watershed Team	Level 1	
Loren Griffiths (#00483) Lake Keeper for Ohio Lake Management Society	Level 1	

Mark Hausman (#00485)	Level 1	
Citizen Lake Awareness and Monitoring Program		
Maureen Coleman (#00479)	Level 1	
Lake Keeper Ohio Lake Management Society		
Natalie Fox (#00481)	Level 1	
Leading Creek Volunteers Monitoring Program, Meigs SWCD		
Ronald Maichle (#00145)	Level 3 - Stream Habitat Assessment - QHEI	
9/2/2012 Northeast Ohio Regional Sewer District, Only Olmsted Falls Stormwater Committee		
Samuel Bogart (#00482)	Level 1	
Leading Volunteer Monitors Program, Leading Creek Watershed, Meigs SWCD		
Seth Hothem (#00010)	Level 3 - Fish Community Biology - All	9/13/2012
Northeast Ohio Regional Sewer District Methods		
Level 3 - Chemical Water Quality Assessment	9/13/2012	
Level 3 - Stream Habitat Assessment - QHEI Only		9/13/2012
Steve James (#00484)	Level 1	
Citizen Lake Awareness and Monitoring Program		
Tiffany Moore (#00017)	Level 3 - Benthic Macroinvertebrate	9/2/2012
AMT Assessment - Sample Collection, Identification, and Data Evaluation		

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**Linden Pointe, LLC and the Port of Greater Cincinnati Development Authority,**  
**Linden Pointe Property**

Notice is hereby given that on September 14, 2010, 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 Linden Pointe, LLC and the Port of Greater Cincinnati Development Authority (the "Volunteers") for property known as the Linden Pointe Property (the "Property").

The Volunteers conducted a voluntary action of the 15.4134-acre Property, which is located at 5025 Carthage Avenue, Norwood, Hamilton County, Ohio. A no further action letter for the Property was submitted originally on April 29, 2008 to the Voluntary Action Program of the Ohio EPA Division of Emergency and Remedial Response by Michael Weinstein, a Certified Professional as defined in ORC 3746.01(E) and OAC 3745-300-01(A). On September 11, 2009 and subsequent dates, Bradford S. White of Hull and Associates, Inc., submitted addenda to the no further action letter, which he issued on behalf of the Volunteers.

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Kevin Boyce," 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: 309 South Fourth Street, 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, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

**PUBLIC NOTICE**  
**COVENANT NOT TO SUE/FINAL FINDINGS AND ORDERS**  
**4600 Euclid Avenue LLC and the Cuyahoga County Board of County**  
**Commissioners for 4600 Euclid Avenue**

Notice is hereby given that on September 16, 2010, 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 4600 Euclid Avenue, LLC and the Cuyahoga County Board of County Commissioners, the "Volunteers," for property known as 4600 Euclid Avenue (the "Property").

The Volunteers conducted a voluntary action of the approximately 1.468 acre-Property, which is located at 4600 Euclid Avenue, Cleveland, Cuyahoga County, Ohio. A no further action letter for the Property was submitted on October 16, 2009 to the Voluntary Action Program of Ohio EPA's Division of Emergency and Remedial Response by Matt Knecht and John Zampino, Certified Professionals as defined in ORC 3746.01(F) and OAC 3745-300-01(A).

This action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to ORC 3745.04. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the action. The appeal must be accompanied by a filing fee of \$70.00, made payable to "Ohio Treasurer Kevin Boyce," which the Commission, in its discretion, may reduce if by affidavit it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Commission at the following address: 309 South Fourth Street, 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, P.O. Box 1049, Columbus, OH 43216-1049, or by telephone at (614) 644-2924.

**Date of Public Notice: August 31, 2010**

**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 water quality certification for a project 112 acre multi-use development. The application was submitted by JG Avon LLC. The project is located in the City of Avon on a 166 acre property. The property borders Krebs Road to the north, Porter Creek to the east, Lear Nagel Road to the west, and Just Imagine Drive and I-90 to the south. The Buffalo District Corps of Engineers Public Notice Number for this project is 2009-01856. The Ohio EPA ID Number for this project is 103625.

As required by the Antidegradation Rule, rule 3745-1-05 of the Ohio Administrative Code (OAC), three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would permanently impact 9.31 acres of wetlands and 4,480 linear feet (LF) of streams. The applicant's proposed minimal degradation alternative, if approved, would permanently impact 3.58 acres of wetlands, 2,549 LF of stream and re-locate an additional 1, 078 LF of stream. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of Porter Creek. Ohio EPA will review the application, and decide whether to grant or deny the application, in accordance with OAC Chapters 3745-1 and 3745-32. In accordance with OAC rule 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of water quality. All three proposed alternatives will be considered during the review process. No exclusions or waivers, as outlined by OAC rule 3745-1-05, apply or may be granted. Starting August 31, 2010, copies of the application and technical support information may be inspected at Ohio EPA-DSW, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio, by first calling (614) 644-2001. Copies of the application and technical support information can be made available upon request 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 thirty days of the date of this public notice.

**Date of Public Notice: September 20, 2010**

**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 modification of a National Pollutant Discharge Elimination System (NPDES) permit (2PD00035) for the discharge from the City of Oregon Wastewater Treatment Plant. The application was submitted by the City of Oregon, 5330 Seaman Road, Oregon, Ohio 43616.

The City of Oregon requests to modify the effluent mercury discharge limit provision of the City of Oregon Wastewater Treatment Plant's NPDES permit by applying for a variance-based effluent mercury discharge limit. The City of Oregon wastewater treatment plant is located at 4657 DuPont Road, Oregon, Lucas County, Ohio. The discharges are to Maumee Bay, Lake Erie. Other wastewater disposal alternatives resulting in lesser or no degradation or lowering of water quality will be considered by Ohio EPA.

In accordance with the antidegradation rule, OAC 3745-1-05, I have determined that a lowering of water quality in Maumee Bay, Lake Erie is necessary. Provision (D)(1)(g) was applied to this application. This provision excludes the need for the submittal and subsequent review of technical alternatives and social and economic issues related to the degradation. Other rule provisions, however, including public participation and appropriate intergovernmental coordination were required and considered prior to reaching this decision.

Copies of the pending NPDES modification application are available for review at Ohio EPA's Northwest District Office, 347 North Dunbridge Road, Bowling Green, Ohio, 43402, (phone: 419-352-8461). An Ohio EPA public hearing on the proposed project has been scheduled for 6:30 P.M. on November 10, 2010 at the Lake Erie Center, 6200 Bayshore Road, Oregon, Ohio 43616. 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 November 17, 2010. Comments received after this date may not be considered as part of the official record.

## Pike County

### **PUBLIC NOTICE OHIO EPA RECEIVES RENEWAL HAZARDOUS WASTE PERMIT APPLICATION U.S. DOE PORTSMOUTH GASEOUS DIFFUSION PLANT**

On September 15, 2010, Ohio EPA received a Renewal Hazardous Waste Facility Installation and Operation Permit (Permit) Application from the U.S. DOE Portsmouth Gaseous Diffusion Plant (U.S. DOE Ports) for its facility located at 3930 U.S. Route 23 South, Piketon Ohio 45661. The EPA Identification Number for this facility is OH7 890 008 983.

#### **Why does U.S. DOE Ports need a Permit for its Facility?**

U.S. DOE Ports is a generator of analytical laboratory wastes, spent solvents, electroplating wastes, paint wastes, sludge, corrosive wastes, and environmental restoration generated wastes. The purpose of the Permit is to allow continued storage of up to 161,920 gallons of hazardous waste in containers in the X-326 building. For the Permit application to receive final approval, Ohio EPA must determine that the Permit application is complete and meets appropriate standards and that the applicant has a history of compliance with relevant environmental laws and demonstrates sufficient reliability, expertise and competency to operate a hazardous waste facility.

#### **Where can I review the Permit Application?**

You can review this document at the following locations:

**Ohio EPA, Southeast District Office**, 2195 Front Street, Logan, Ohio 43138, (740) 385-8501; and,

**Ohio EPA, Division of Hazardous Waste Management**, 50 West Town Street, Suite 700, Columbus, Ohio 43215, (614) 644-2917.

Questions to the facility regarding the permit application should be addressed to: Kristi Wiehle, U.S. DOE Portsmouth Gaseous Diffusion Plant, P.O. Box 700, Piketon, Ohio 45661 (740) 897-5020.

**Date of Public Notice: September 20, 2010**

**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 water quality certification for a project to replace four segments of 16" and 20" diameter natural gas transmission pipeline within the existing right-of-way. The application was submitted by East Ohio Gas Company, 320 Springside Drive, Suite 320, Akron, Ohio 44333. The project is located along approximately 3.3 miles of existing right-of-way between Stimson Street on the north and Wilbur Avenue on the south. The Huntington District of the U.S. Army Corps of Engineers issued a Nationwide Permit #12 for this project. The U.S. Army Corps of Engineers project number for this project is LRH-2010-00055-TUS-Wolf Creek. The Ohio EPA ID Number for this project is 103662.

As required by the Antidegradation Rule, three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would temporarily impact 464 linear feet of 8 different streams and 2.28 acres of 6 different wetlands. The stream impacts would include impacts to 37 linear feet of ephemeral channels, 310 linear feet of intermittent channels, and 117 linear feet of perennial channels. The wetland impacts would include impacts to 0.52 acres of Category 1, non-forested wetlands and 1.76 acres of Category 2, non-forested wetlands.

The applicant's proposed minimal degradation alternative, if approved, would temporarily impact 306 linear feet of 7 different streams and 1.61 acres of 5 different wetlands. The stream impacts would include impacts to 28 linear feet of ephemeral channels, 186 linear feet of intermittent channels, and 92 linear feet of perennial channels. The wetland impacts would include impacts to 0.11 acres of Category 1, non-forested wetlands and 1.50 acres of Category 2, non-forested 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 temporary degradation to, or lowering of, the water quality of Van Hying Run and Wolf Creek in the Tuscarawas 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 September 20, 2010, copies of the application for the certification and technical support information may be inspected at Ohio EPA/DSW, Lazarus Government Center, 50 West 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.

**Date of Public Notice: September 16, 2010**

**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 water quality certification for a project to construct a recreational boat dock on the right descending bank of the Muskingum River. The application was submitted by the City of Marietta. The project is located on the Muskingum River approximately 1,000 feet upstream from the confluence with the Ohio River at Marietta. The Huntington District Corps of Engineers Public Notice Number for this project is 2010-047. The Ohio EPA ID Number for this project is 103639.

As required by the Antidegradation Rule, rule 3745-1-05 of the Ohio Administrative Code (OAC), three alternatives have been submitted for the project. The applicant's proposed preferred alternative, if approved, would include the placement of 35 feet of rock rip rap. The applicant's proposed minimal degradation alternative, if approved, would include the placement of 26 feet of rock rip rap. The applicant's proposed non-degradation alternative, if approved, would have no direct impacts on waters of the state.

Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of the Muskingum River. Ohio EPA will review the application, and decide whether to grant or deny the application, in accordance with OAC Chapters 3745-1 and 3745-32. In accordance with OAC rule 3745-1-05, an antidegradation review of the application will be conducted before deciding whether to allow a lowering of water quality. All three proposed alternatives will be considered during the review process. No exclusions or waivers, as outlined by OAC rule 3745-1-05, apply or may be granted.

Starting September 16, 2010, copies of the application and technical support information may be inspected at Ohio EPA-DSW, Lazarus Government Center, 50 West Town Street, Suite 700, Columbus, Ohio, by first calling (614) 644-2001. Copies of the application and technical support information can be made available upon request 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 thirty days of the date of this public notice.