

DELAWARE

PUBLIC NOTICE

THE FOLLOWING APPLICATIONS AND/OR VERIFIED COMPLAINTS WERE RECEIVED, AND THE FOLLOWING DRAFT, PROPOSED, OR FINAL ACTIONS WERE ISSUED, BY THE OHIO ENVIRONMENTAL PROTECTION AGENCY (OEPA) LAST WEEK. "ACTIONS" INCLUDE THE ADOPTION, MODIFICATION, OR REPEAL OF ORDERS (OTHER THAN EMERGENCY ORDERS); THE ISSUANCE, DENIAL, MODIFICATION OR REVOCATION OF LICENSES, PERMITS, LEASES, VARIANCES, OR CERTIFICATES; AND THE APPROVAL OR DISAPPROVAL OF PLANS AND SPECIFICATIONS. "DRAFT ACTIONS" ARE WRITTEN STATEMENTS OF THE DIRECTOR OF ENVIRONMENTAL PROTECTION'S (DIRECTOR'S) INTENT WITH RESPECT TO THE ISSUANCE, DENIAL, ETC. OF A PERMIT, LICENSE, ORDER, ETC. INTERESTED PERSONS MAY SUBMIT WRITTEN COMMENTS OR REQUEST A PUBLIC MEETING REGARDING DRAFT ACTIONS. COMMENTS OR PUBLIC MEETING REQUESTS MUST BE SUBMITTED WITHIN 30 DAYS OF NOTICE OF THE DRAFT ACTION. "PROPOSED ACTIONS" ARE WRITTEN STATEMENTS OF THE DIRECTOR'S INTENT WITH RESPECT TO THE ISSUANCE, DENIAL, MODIFICATION, REVOCATION, OR RENEWAL OF A PERMIT, LICENSE, OR VARIANCE. WRITTEN COMMENTS AND REQUESTS FOR A PUBLIC MEETING REGARDING A PROPOSED ACTION MAY BE SUBMITTED WITHIN 30 DAYS OF NOTICE OF THE PROPOSED ACTION. AN ADJUDICATION HEARING MAY BE HELD ON A PROPOSED ACTION IF A HEARING REQUEST OR OBJECTION IS RECEIVED BY THE OEPA WITHIN 30 DAYS OF ISSUANCE OF THE PROPOSED ACTION. WRITTEN COMMENTS, REQUESTS FOR PUBLIC MEETINGS, AND ADJUDICATION HEARING REQUESTS MUST BE SENT TO: HEARING CLERK, OHIO ENVIRONMENTAL PROTECTION AGENCY, P.O. BOX 1049, COLUMBUS, OHIO 43216-1049 (TELEPHONE: 614-644-2129). "FINAL ACTIONS: ARE ACTIONS OF THE DIRECTOR WHICH ARE EFFECTIVE UPON ISSUANCE OR A STATED EFFECTIVE DATE. PURSUANT TO OHIO REVISED CODE SECTION 3745.04, A FINAL ACTION MAY BE APPEALED TO THE ENVIRONMENTAL REVIEW APPEALS COMMISSION (ERAC) (FORMERLY KNOWN AS THE ENVIRONMENTAL BOARD OF REVIEW) BY A PERSON WHO WAS A PARTY TO A PROCEEDING BEFORE THE DIRECTOR BY FILING AN APPEAL WITHIN 30 DAYS OF NOTICE OF THE FINAL ACTION. PURSUANT TO OHIO REVISED CODE SECTION 3745.07, A FINAL ACTION ISSUING, DENYING, MODIFYING, REVOKING, OR RENEWING A PERMIT, LICENSE, OR VARIANCE WHICH IS NOT PRECEDED BY A PROPOSED ACTION, MAY BE APPEALED TO THE ERAC BY FILING AN APPEAL WITHIN 30 DAYS OF ISSUANCE OF THE FINAL ACTION. ERAC APPEALS, ACCOMPANIED BY A \$70 FILING FEE WHICH THE COMMISSION IN ITS DISCRETION MAY REDUCE IF BY AFFIDAVIT THE APPELLANT DEMONSTRATES THAT PAYMENT OF THE FULL AMOUNT OF THE FEE WOULD CAUSE EXTREME HARDSHIP, MUST BE FILED WITH: ENVIRONMENTAL REVIEW APPEALS COMMISSION, 309 SOUTH FOURTH STREET, ROOM 222, COLUMBUS, OHIO 43215. A COPY OF THE APPEAL MUST BE SERVED ON THE DIRECTOR WITHIN 3 DAYS AFTER FILING THE APPEAL WITH THE ERAC.

PROPOSED DENIAL OF CERTIFICATION

DELAWARE COUNTY ENGINEER

50 CHANNING STREET

DELAWARE OH 43015

OH ACTION DATE : 01/22/2009

RECEIVING WATERS: UN TRIB OLENTANGY RIVER

FACILITY DESCRIPTION: MISCELLANEOUS

IDENTIFICATION NO. : 073237

PERTAINS TO 401 CERTIFICATION, DENIAL, PERTAINS TO HUNTINGTON CORPS OF ENGINEERS PUBLIC NOTICE LRH-2005-1435-OLR. PROJECT TO CONSTRUCT SAWMILL PARKWAY EXTENSION.