

LEGAL NOTICE

The following matters are the subject of this public notice by the Ohio Environmental Protection Agency. The complete public notice, including any additional instructions for submitting comments, requesting information, a public hearing, or filing an appeal may be obtained at: <http://www.epa.ohio.gov/actions.aspx> or Hearing Clerk, Ohio EPA, 50 W. Town St. P.O. Box 1049, Columbus, Ohio 43216. Ph: 614-644-3037 email: HClerk@epa.ohio.gov
Draft Section 401 WQC & Public Hearing
2017 NWP's

Date of Action: 01/17/2017 STATEWIDE PUBLIC NOTICE NOTICE OF DRAFT SECTION 401 WATER QUALITY CERTIFICATION 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 developed DRAFT Clean Water Act Section 401 water quality certifications for the following Nationwide Permits as proposed in the January 6, 2017 Federal Register (Volume 82, No. 4): 1) Aids to Navigation, 2) Structures in Artificial Canals, 3) Maintenance, 4) Fish and Wildlife Harvesting, Enhancement, and Attraction Devices and Activities, 5) Scientific Measurement Devices, 6) Survey Activities, 7) Outfall Structures and Associated Intake Structures, 8) Oil and Gas Structures on the Outer Continental Shelf, 9) Structures in Fleeting and Anchorage Areas, 10) Mooring Buoys, 11) Temporary Recreational Structures, 12) Utility Line Activities, 13) Bank Stabilization, 14) Linear Transportation Projects, 15) U.S. Coast Guard Approved Bridges, 16) Return Water From Upland Contained Disposal Areas, 17) Hydropower Projects, 18) Minor Discharges, 19) Minor Dredging, 20) Response Operations for Oil or Hazardous Substances, 21) Surface Coal Mining Activities, 22) Removal of Vessels, 23) Approved Categorical Exclusions, 24) Indian Tribe or State Administered Section 404 Programs, 25) Structural Discharges, 26) [Reserved], 27) Aquatic Habitat Restoration, Establishment, and Enhancement Activities, 28) Modifications of Existing Marinas, 29) Residential Developments, 30) Moist Soil Management for Wildlife, 31) Maintenance of Existing Flood Control Facilities, 32) Completed Enforcement Actions, 33) Temporary Construction, Access and Dewatering, 34) Cranberry Production Activities, 35) Maintenance Dredging of Existing Basins, 36) Boat Ramps, 37) Emergency Watershed Protection and Rehabilitation, 38) Cleanup of Hazardous and Toxic Waste, 39) Commercial and Institutional Developments, 40) Agricultural Activities, 41) Reshaping Existing Drainage Ditches, 42) Recreational Facilities, 43) Stormwater Management Facilities, 44) Mining Activities, 45) Repair of Uplands Damaged by Discrete Events, 46) Discharges in Ditches, 47) [Reserved], 48) Commercial Shellfish Aquaculture Activities, 49) Coal Remining Activities, 50) Underground Coal Mining Activities, 51) Land-Based Renewable Energy Generation Facilities and 52) Water-Based Renewable Energy Generation Pilot Projects, 53) Removal of Low-Head Dams, and 54) Living Shorelines Discharges from the activity, if approved, would result in degradation to, or lowering of, the water quality of surface waters of the state, including wetlands, streams and lakes. In accordance with OAC Rule 3745-1, an antidegradation review of the application has been conducted. No exclusions or waivers apply or may be granted by the director of Ohio EPA, as outlined by OAC Rule 3745-1-05. Starting January 17, 2017, copies of Ohio EPA's draft certification and technical support information may be inspected on Ohio EPA-DSW website: <http://www.epa.ohio.gov/dsw/401/permitting.aspx> Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on March 3, 2017 at 3:30 p.m. in Conference Room A located on the sixth floor of Ohio EPA's offices at 50 West Town Street, Suite 700, Columbus, Ohio, 43215. The public hearing will end when all interested parties have had an opportunity to provide testimony related to the project. Ohio EPA will continue to accept written comments on the application and DRAFT certification through the close of business on March 10, 2017. Comments received after this date may not be considered as part of the official record of the hearing. Anyone may submit written comments or requests to be placed on a mailing list for information by email to epa.dswcomments@epa.ohio.gov or writing to Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.