

Date of Public Notice: January 23, 2012

Cuyahoga 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 water quality certification for a project for the construction of a single family residential subdivision approximately 94 acres in size. This residential development is referred to as the Chestnut Woods Subdivision. The application was submitted by Perrico Property Systems. The project is located adjacent to Great Oak Parkway, north of Hillside Road and east of I-77. The Buffalo District Corps of Engineers Public Notice Number for this project is 1997-4940012. The Ohio EPA ID Number for this project is 113778.

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 result in 0.463 acres of total wetland impacts, 30 linear feet of stream impacts for a temporary utility crossing and 380 linear feet of stream impacts by installing concrete culverts for driveway and road crossings. The applicant's proposed minimal degradation alternative, if approved, would result in 0.463 acres of total wetland impacts, 30 linear feet of stream impacts for a temporary utility crossing and the avoidance of other stream impacts by installing 3-sided box culverts for driveway and road crossings. 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 Cuyahoga 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 January 23, 2012, 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.

Ohio EPA will hold a public information session and public hearing relative to issues of lower water quality on Thursday March 8, 2012 at 6:00 p.m. at Independence City Hall – City Council Chambers, 6800 Brecksville Rd, Independence, Ohio 44131-5045. The public hearing will end when all interested parties have 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 proposed project. The purpose of the hearing is to obtain additional information that will be considered by Ohio EPA prior to any further action on the application.

Ohio EPA will continue to accept written comments on the application through the close of business on March 15, 2012. 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 writing to: Ohio EPA-DSW, Attention: Permits Processing Unit, P.O. Box 1049, Columbus, Ohio 43216-1049.