



State of Ohio Environmental Protection Agency

Central District Office

FILE COPY MAILING ADDRESS:

STREET ADDRESS:

Lazarus Government Center  
50 W. Town St., Suite 700  
Columbus, Ohio 43215

TELE: (614) 728-3778 FAX: (614) 726-3896  
www.epa.state.oh.us

P.O. Box 1049  
Columbus, OH 43216-1049

June 3, 2009

Mr. Ray Baker  
Woody's Auto Salvage  
1988 McKinley Avenue  
Columbus, OH 43204

**Re: Notice of Violation – Management of Scrap Tires – Woody's Auto Salvage**

Dear Mr. Baker:

During the morning of May 29, 2009, Chris Bulinski, Harry Kallipolitis, and I conducted a joint inspection of your auto salvage operation located at 1988 McKinley Avenue for compliance with several of Ohio EPA regulations. I was interested in determining if you were in compliance with Ohio EPA regulations governing the management of scrap tires as found in Ohio Administrative Code (OAC) Rules 3745-27-60 and 3745-27-61. In general, licensed motor vehicle salvage dealers are allowed to store scrap tires in a single pile that is no larger than 2500 square feet in basal area and stacked no greater than 8 feet high. Additionally the tires must either be kept free of water, or periodically treated to prevent mosquitoes from using the tires as a breeding place.

The inspection focused on the property that you own between your perimeter fence and the railroad tracks on the north side of your property. In this area there are several places where large numbers of scrap tires have been dumped. It is my understanding from talking with you that you put up the perimeter fence about 9 to 10 years ago and have never placed any tires behind the fence since then. Regardless, it appears that the tires were there when you purchased the property and you therefore must maintain the tires in accordance with the above mentioned regulations. As of the date of the inspection you are in violation of the following requirements:

**OAC Rule 3745-27-60 (B)(7)(c)** – This rule requires storage piles of 500 tires or less to be at least 25 feet away from other scrap tires storage piles. This requirement is not being met for several of the larger piles behind the perimeter fence.

**OAC Rule 3745-27-60 (B)(7)(e)** – This rule requires sufficient fire breaks to be maintained to allow access of emergency vehicles around the tires. Since the tires are behind the perimeter fence, they are currently not accessible.

Ted Strickland, Governor  
Lee Fisher, Lieutenant Governor  
Chris Korleski, Director

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**OAC Rule 3745-27-60 (C)(2)** – This rule requires that all scrap tires be kept free of mosquitoes by either keeping the tires dry or by applying a pesticide or larvicide. Many of the tires are off-rim and are holding water.

**OAC Rule 3745-27-61 (A)(3)** – This rule exempts motor vehicle salvage dealers from being registered and licensed as a scrap tire storage facility if all of the scrap tires are stored in a single scrap tire storage area that occupies no more than 2500 square feet. Currently your tires are not being stored in a single pile. Therefore, you are currently not meeting this requirement.

As we discussed, you should first focus on removing the larger piles of tires. You should especially focus on the tires that have no rims and are holding water. Once these larger piles have been removed you should then get all of the remaining tires back on the yard side of the fence.

Please respond in writing within ten (10) days receipt of this letter with your plan on abating these violations. If you have any questions, please feel free to call me at 728-3890. I can also be reached by email at [phil.farnlacher@epa.state.oh.us](mailto:phil.farnlacher@epa.state.oh.us).

Sincerely,



Phil Farnlacher  
Environmental Specialist  
Division of Solid & Infectious Waste Management  
Central District Office

c: Joe Harrod, Columbus Public Health  
CDO DSIWM File

PF/nsm Woods Auto Salvage NOV