Environmental
Protection Agency

Governor
Lt. Governor
Director

July 21, 2011

RE: LIBERTY TIRE MONOFILL
STARK COUNTY
NOTICE OF VIOLATION

CERTIFIED MAIL

Bryan Jones
Liberty Tire Monofill Facility
14864 Lincoln St. SE
Minerva, Ohio 44657

Dear Mr. Jones:

On July 20, 2011, Ohio EPA received a call from you stating that you were aware that Liberty Tire Monofill must submit a ten year design demonstration ten years after the date of the initial permit to install. You also noted that you were aware that Liberty Tire Monofill received a permit on February 2, 2001, and that the ten year anniversary has passed.

Failure to submit a ten year design demonstration upon the tenth anniversary of the initial permit is a violation of the following:

> **Ohio Administrative Code (OAC) Rule 3745-27-75(N):** which states, in part, "...Upon the tenth anniversary of the effective date of the initial permit to install issued to the owner or operator of a scrap tire monofill facility pursuant to Chapter 3734. of the Revised Code and each tenth anniversary thereafter, the owner or operator shall submit to Ohio EPA an analysis demonstrating that the design of the unconstructed portions of the facility continues to be consistent with the design standards established in the current version of the rule 37345-27-72 of the Administrative Code..."

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator of Liberty Tire Services of Ohio, Liberty Tire Monofill, or others, from responsibility under Chapters 3704., 3714., 3734., or 6111. of the Ohio Revised Code or under the Federal Clean Water or Comprehensive Environmental Response, Compensation and Liability Acts remedying conditions resulting from any release of contaminants to the environment.

Northeast District Office
2110 East Aurora Road
Twinsburg, OH 44087-1924

330 | 963 1200
330 | 487 0769 (fax)
www.epa.ohio.gov

If you have any questions regarding this letter, please feel free to contact me at 330-963-1244, or e-mail me at karen.naples@epa.state.oh.us.

Sincerely,

Karen Naples
Environmental Specialist
Division of Materials and Waste Management

KN/cl

cc: Joshua Adams, DMWM-NEDO
Kelly Jeter, DMWM-CO
Phil Revlock, Stark County Health Department
File:[Sowers/TIRE/Liberty Tire Monofill/COR/76]

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Sent To: Bryan Jones
Street, Apt. or PO Box #: Liberty Tire Monofill Facility
City, State, Z: 14864 Lincoln St. SE
Minerva, Ohio 44657

PS Form 3800, August 2006 See Reverse for Instructions

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
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1. Article Addressed to:

Bryan Jones
Liberty Tire Monofill Facility
14864 Lincoln St. SE
Minerva, Ohio 44657

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Kat Moretti ☐ Agent ☐ Addressee

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C. Date of Delivery: 7-22-11

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