



State of Ohio Environmental Protection Agency

Northeast District Office

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Twinsburg, Ohio 44087

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

December 21, 2007

RE: LIBERTY TIRE PILOT MONOFILL  
STARK COUNTY  
NOTICE OF VIOLATION

Michael D. Evanish  
Liberty Tire Recycling, LLC  
14864 Lincoln Street SE  
Minerva, Ohio 44657

Dear Mr. Evanish:

On November 29, 2007, Ohio Environmental Protection Agency (Ohio EPA) and the Stark County Health Department met with yourself and Richard Zollinger, of RZI, to discuss closure of the Liberty Tire Pilot Monofill. During this meeting it was indicated to Ohio EPA that the monofill has been filled above the authorized vertical maximum limits of waste placement. Therefore, Liberty Tire Recycling, LLC is in violation of the following:

**Director's Final Findings and Orders issued March 20, 1995, Order 1.A**, which states, "*The design, construction, operation, closure, and post-closure care of the Pilot Project shall be in accordance with the Plans specified in Finding No. 8 and the Conditions specified in Attachment A.*"

Please submit a written response within 15 days of your receipt of this letter, identifying what actions have been, or are being taken to address the above cited violations.

Nothing in this letter shall be construed to authorize any waiver from any requirements of applicable state solid waste laws or regulations. This letter shall not be interpreted to release Liberty Tire Recycling, LLC or others from responsibility under ORC Chapters 3704., 3714., 3734. or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Liability Act; or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

If you have any questions regarding this letter, please do not hesitate to contact me at (330) 963-1244.

Sincerely,

Karen J. Naples  
Environmental Specialist  
Division of Solid & Infectious Waste Management

KJN/cl

cc: Joshua Adams, DSIWM-NEDO  
Phil Revlock, Stark County Board of Health  
Richard Zollinger, RZI Environmental Mgmt. Consultants  
File: [Sowers/Tire/Liberty Tire Pilot/COR/76]