



State of Ohio Environmental Protection Agency

**Northwest District Office**

347 North Dunbridge Rd.  
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468  
www.epa.ohio.gov

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

Re: Defiance County  
Friends Express Automotive  
Second Notice of Violation  
DSIWM Case No. 09-39

February 3, 2010

CERTIFIED MAIL

Ed & Claudia Sowers  
4728 State Route 2  
Hicksville, Ohio 43526

Dear Mr. & Ms. Sowers

On September 4, 2009, I, representing the Ohio Environmental Protection Agency (Ohio EPA) completed an inspection of the former Friends Express Auto (Facility), owned and operated by you. This inspection resulted in a letter dated October 7, 2009, and certified as received on October 8, 2009. The letter cited you as the former owner of the property and the former owner/operator of Friends Express Auto in violation of the following rules and laws; Ohio Revised Code (ORC) 3734.83(C), ORC Section 3734.03, and Ohio Administrative Code (OAC) Rule 3745-27-61(A)(2)(a).

In order to correct the violation of OAC Rule 3745-27-61(A)(2)(a) the October 8, 2009 letter directed the following, "all tires in excess of the 100 that you are permitted to have must be removed and properly disposed and receipts indicating proper disposal must be provided to my attention at 347 N. Dunbridge Road, Bowling Green, Ohio 43402 within 45 days of receipt of this letter". The 45 day deadline expired on November 23, 2009 and no records have been received to date. **Therefore, you continue to be in violation of OAC Rule 3745-27-61(A)(2)(a), and will continue to be in violation until the appropriate records have been received. Failure to comply with this letter may result in increased enforcement action.**

If you have any questions, please feel free to contact me at Ohio EPA, Northwest District Office (419) 373-4114.

Sincerely,

Brent M. Goetz, S.I.T.  
Environmental Specialist  
Division of Solid and Infectious Waste Management

/llr

pc: (DSIWM-NWDO File:Defiance County, Tires )  
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ec: Mike Reiser, DSIWM-NWDO

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Ohio EPA

Sent To: EDY CLAUDIA SOWERS  
 Street, Apt. No. or PO Box No. 4728 STATE ROUTE 2  
 City, State, ZIP+4 NICKSVILLE, OH 43524