



State of Ohio Environmental Protection Agency

Southeast District Office

2195 Front Street
Logan, Ohio 43138

TELE: (740) 385-8501 FAX: (740) 385-6490
www.epa.state.oh.us

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

May 30, 2007

RE: COSHOCTON COUNTY
SITE-GEN

Mr. Louis Bradford
2577 S. 7th Street.
Coshocton, Ohio 43812

RE: Investigation of Illegal Scrap Tire Transportation and Disposal

Dear Mr. Bradford:

On May 22, 2007, the Southeast District Office of the Ohio Environmental Protection Agency responded to a complaint that open dumping of scrap tires has occurred on property that you own. The property is located on 9th St., Coshocton, Ohio.

During my investigation, I observed approximately five hundred (500) scrap tires deposited in your 9th Street garage. It is my understanding that these scrap tires were transported without a registration from the Ohio EPA. Ohio Administrative Code (OAC) Rule 3745-27-54 requires anyone hauling scrap tires to obtain a registration from the Ohio EPA prior to hauling scrap tires. OAC rule 3745-27-56(C) requires all scrap tires be transported to an approved scrap tire facility.

Scrap tires are defined by Ohio law as solid waste. Open dumping of solid waste is a violation of Chapter 3734 of the Ohio Revised Code (ORC) and Chapter 3745-27 of the Ohio Administrative Code (OAC). Specifically:

ORC Chapter 3734.03 - No person shall dispose of solid wastes by open dumping or open burning.

OAC Rule 3745-27-05(C) - No person shall conduct, permit, or allow open dumping. In the event that open dumping is occurring or has occurred at a property, the person(s) responsible for the open dumping, the owner of the property, or the person(s) who allow or allowed open dumping to occur, shall promptly remove and dispose or otherwise manage the solid waste in accordance with Chapter 3734. of the Revised Code, and shall submit verification that the solid waste has been properly managed.

Therefore, you are currently in violation of ORC Chapter 3734.03 and OAC Rule 3745-27-05(C).

Since your garage is not an approved scrap tire facility you are in violation for open dumping of solid waste. The scrap tires on your 9th Street property should be removed for proper disposal. Please be advised that more than ten (10) scrap tires transported in a single load must be transported by a registered scrap tire transporter. Please obtain copies of receipts from the licensed disposal facility that received the scrap tires and provide copies to Ohio EPA's Southeast District Office in order to document your compliance.

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Please respond to this letter, in writing, within 15 days detailing your intentions and actions taken to comply with Ohio's solid waste regulations and laws. Please be advised that the above cited violations will continue to accrue until such time as the above referenced 9th Street property is in substantial compliance with Ohio's scrap tire and solid waste regulations and law. Should you have any questions, please contact me at (740) 380-5435.

Sincerely,

A handwritten signature in black ink that reads "Dale W. Warner". The signature is written in a cursive style with a large, prominent initial "D".

Dale W. Warner, R.S
Environmental Specialist II
Division of Solid and Infectious Waste Management
Ohio Environmental Protection Agency
Southeast District Office

DWW/jg