



**Environmental
Protection Agency**

John R. Kasich, Governor
Mary Taylor, Lt. Governor
Scott J. Nally, Director

August 31, 2011

**RE: LAWRENCE COUNTY
TIRE-GEN**

Mr. Harry Wilks
Aggressive Truck & Tire Service
521 Rockwood Avenue
Chesapeake, Ohio 45619

Dear Mr. Wilks:

I am writing as a follow-up to inspections conducted at Aggressive Truck & Tire Service in Chesapeake on July 22 and August 30, 2011.

During my July 22 inspection, you provided me a receipt indicating approximately 50 tires had been delivered to Porter Tire in Kentucky. During this visit, I encouraged you to get all remaining tires under roof to keep water from collecting in them. During this visit, I asked you about the tires in Rick Adkins' building on Solida Road. You advised me that those tires were of no concern to Ohio EPA.

During my August 30 inspection, I observed that tires were still being stored outside. I observed the presence of water in many of the tires on your property.

On June 6, 2011, you appeared before the Lawrence County Municipal Court on charges of open dumping. During this hearing, you agreed to remove 50 tires per month, and to have no net gain of tires at your property. This removal also includes the tires you moved to the Adkins building on Solida Road. In addition, removal of tires was to occur per Ohio EPA regulations. Your case was continued until September 12, 2011. In accordance with Ohio EPA regulations, all tires must be stored properly until they are properly removed. During both inspections, I documented the presence of water and mosquito larvae in tires you have accumulated at your business. If not properly stored to avoid the collection of water, tires provide breeding habitat for mosquitoes that transmit serious diseases to humans, including West Nile virus and encephalitis.

In addition, removal of the tires must occur by a registered scrap tire transporter in accordance with Ohio law. Although you did provide me with a receipt from Porter Tire, you advised me that you had transported the tires to Porter. Please be advised you must use a registered scrap tire transporter, and retain proper paperwork to document proper disposal of the tires to be in compliance with Ohio law.

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I encourage you to take appropriate action to return your business to compliance with Ohio law. Please contact me at 740/380-5219 if you have any questions.

Sincerely,



Peter C. Thompson
Division of Materials and Waste Management

PCT/jg

cc: John Kehoe, Attorney at Law
Bob Anderson, Assistant Prosecutor
Steve Hileman, Lawrence-Scioto Solid Waste Management District