OhioEPA

State of Ohio Environmental Protection Agency

Southeast District Office

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

July 8, 2008

RE: MONROE COUNTY TIRE - GENERAL

Lloyd Henthorn
37998 Township Highway 512
Sardis, Ohio 43946

Dear Mr. Henthorn:

On April 9, 2007, the Ohio Environmental Protection Agency investigated a scrap tire dump on Township Highway 512 in Perry Township, Monroe County, Ohio. After searching records in the Monroe County courthouse, it was determined that you own this property.

Improper storage of scrap tires poses several potential problems for the local residents, environment, and the emergency crews in the area. Scrap tires provide an optimal breeding ground for mosquitoes. Mosquitoes identified at tire piles in Ohio can carry St. Louis Encephalitis, La Crosse Encephalitis, Yellow Fever, Dengue Fever and West Nile Virus.

Scrap tire fires are a source of air pollution and can cause respiratory problems for those that breathe the smoke. Tire fires are also difficult for emergency crews to extinguish.

On December 19, 2007, another inspection was conducted at this site. During this inspection, measurements of the tire pile were taken to determine the number of scrap tires on this property. Approximately 18,400 passenger tire equivalents (PTE's) were found to be present on this property you own.

As of the date of this letter, no action has been taken to remove these scrap tires from the property.

The accumulation of this many tires constitute open dumping and is in violation of Ohio Revised Code (ORC) chapter 3734.03 and Ohio Administrative Code (OAC) 3745-27-05(C).

ORC 3734.03 states in part:

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

OAC 3745-27-05(C) states:

OAC 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.

Ohio law require that anyone removing scrap tires for disposal must take the tires to either a licensed or registered scrap tire collection, recovery or disposal facility. Receipts from these facilities need to be on file at your facility to provide proof of proper disposal. Also, anyone transporting more than ten (10) scrap tires must be registered with Ohio EPA as a Scrap Tire Transporter.

Please respond to this correspondence within 14 days of receipt. Your response should *include details of your actions taken to properly dispose or recycle the current waste on* your property.

If you have any questions, please feel free to contact me at this office. You can reach me either by mail or by calling me at (740) 380-5443.

Sincerely,

Trevor L. Irwin, RS
Environmental Specialist II
Division of Solid and Infectious Waste Management

TLI/jg

cc: Robert Reiter, SEOJSWMD