



**Environmental  
Protection Agency**

54256

Ted Strickland, Governor  
Lee Fisher, Lt. Governor  
Chris Korleski, Director

November 22, 2010

Mr. John Butler  
Rumpke of Ohio, Inc.  
10795 Hughes Road  
Cincinnati, Ohio 45251

Dear Mr. Butler:

On November 10, 2010, Jill Olberding and I conducted an inspection of the Rumpke Class 2 Scrap Tire Recovery Facility and the Rumpke Mobile Scrap Tire Recovery Facility located at 3851 South Street in Hamilton, Ohio. The facility was inspected for compliance with Ohio Administrative Code (OAC) Rule 3745-27-65, and OAC Rule 3745-27-67. We conducted this inspection with Joe Johnson.

**March 10, 2010 Inspection Findings**

Two violations, regarding dust generation/air pollution control were observed during the March 10, 2010 inspection:

1. The access roads were dry during the inspection and a considerable amount of dust became air borne, creating nuisance conditions as a result of truck traffic. Mr. Johnson informed us that the access roads have not been "watered" for several weeks. Insufficient dust control is a violation of OAC Rule OAC Rule 3745-27-65(C)(5) and OAC Rule 3745-27-65(C)(9), which states in part:

OAC Rule 3745-27-65(C)(5)

"The owner or operator shall maintain access roads at the facility...with minimum erosion and dust generation."

OAC Rule 3745-27-65(C)(9)

"The owner or operator shall manage the facility so as not to cause...air pollution. The owner or operator shall initiate additional monitoring or supplemental effective control measures as deemed necessary..."

**Please respond to these violations in writing within 14 days of receipt of this letter.**

Scrap tires were being processed at the time of the inspection at the Class 2 Scrap Tire Recovery Facility, during the inspection. The stationary Columbus McKinnon shredder in the building in the processing area was in operation during the inspection. The Mac Saturn, Granutech Saturn was in operation. The mobile Columbus McKinnon shredder is operational, however it was not in use during the time of the inspection.

Until recently, the facility was filling out an Ohio EPA inspector checklist on a daily basis. However, the practice has stopped. Ohio EPA recommends completing the checklist on daily basis in order to monitor compliance with Ohio EPA scrap tire regulations. Shipping papers and the incoming daily log forms were also reviewed during the inspection.

The facility has bulk quantities of Mosquito bits, in 5 gallon buckets, containing BT-7000. The Mosquito bits are stored onsite and are used as needed.

One "reusable" scrap tire pile was observed on the property during today's inspection. Mr. Johnson informed Jill and me that RNN Diversified "recycles" the reusable scrap tires in this pile. The "reusable" scrap tire in this pile are "incoming" scrap tires brought into the Rumpke Class 2 Scrap Tire Recovery Facility by registered scrap tire transporters.

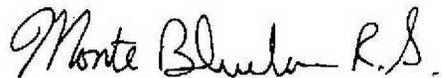
Please advise the owner/operator that is transporting these "reusable" scrap tires that that he/she may be required to register as a scrap tire transporter in the state of Ohio. I have attached a guidance document, Standards and Requirements for Scrap Tire Transporters (GD #640), to this letter. This document addresses owner and operator responsibilities that either pick up scrap tires in Ohio or delivers scrap tires to an Ohio destination.

Compliance with the requirements outlined in this letter shall not relieve you of your obligation to comply with other legal obligations, including, but not limited to, Chapter 3745 of the Ohio Administrative Code or Chapters 3704, 3714, 3734 or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Clean Air Act, Comprehensive Environmental Response, Compensation, and Liability Act, or Resource Conservation and Recovery Act remedying conditions resulting from any release of contaminants to the environment.

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If you have any questions regarding this letter, please feel free to contact me at (937) 285-6647.

Sincerely,



Monte Bluebaum, R.S.  
Division of Solid and Infectious Waste Management

cc: Bob Large, CO, DSIWM  
Butler County Health Department -Chief of Environmental Services  
Chuck DeJonckheere, Hamilton County General Health District  
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