



State of Ohio Environmental Protection Agency

Northwest District Office

347 North Dunbridge Road
Bowling Green, OH 43402-9398

TELE: (419) 352-8461 FAX: (419) 352-8468
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Ted Strickland, Governor
Lee Fisher, Lieutenant Governor
Chris Korleski, Director

Re: Auto Salvage Dealer Inspection
Cardinal Bus Sales & Service, Inc.
Allen County

July 29, 2009

Mr. Anthony Rumer
6280 Harding Highway
State Route 309 East
Lima, Ohio 45801

Dear Mr. Rumer:

On July 1, 2009, the Ohio Environmental Protection Agency (Ohio EPA) conducted an inspection of your auto salvage dealer business, ID # SD000781, located at 6280 Harding Highway, St. Rt. 309 East, Lima, Ohio 45801 (Facility). The inspection was conducted in accordance with Ohio Administrative Code (OAC) Rule 3745-27-60 and OAC Rule 3745-27-61. Mr. Jeremy Scoles and myself represented Ohio EPA during the inspection. You represented the Facility.

During the inspection approximately 100 tires were noted in the southern portion of the Facility. The tires were uncovered and you indicated that you did not apply larvicide or pesticide to the tires.

OAC Rule 3745-27-60(C) states, "Anyone storing scrap tires shall maintain mosquito control as follows:

- (1) One or more of the following shall be done to control mosquitoes
 - a. Remove liquids from scrap tires within twenty-four hours of accepting the scrap tires.
 - b. Store scrap tires such that water does not accumulate in scrap tires or containers. Tires shall be kept free of water at all times.
 - c. Within twenty-four hours of accepting scrap tires containing liquid arrange for the application of a pesticide of larvicide, which is registered for use as mosquito control by the Ohio department of agriculture.
- (2) Maintain mosquito control by keeping all tires dry or by continuing applications of a pesticide to all scrap tires stored outdoors at no greater than thirty-day intervals or as recommended by the manufacturer or formulator.
- (3) Maintain mosquito control records at the premises indicating the name, type, amount used per tire, and EPA registration number of the pesticide of larvicide, the date and time of the application, and the name of the person who applied the pesticide or larvicide. The property owner or operator of the premises shall make the mosquito control records available for inspection by the director or the health commissioner during normal operating hours. The owner or operator shall retain copies of mosquito control records for a minimum period of three years."



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You are required to either store tires as specified in OAC Rule 3745-27-60(C), or apply larvicide or pesticide as outlined in OAC Rule 3745-27-60(C).

At the time of the inspection you could not provide records indicating proper transport and disposal of tires generated at the Facility. Please be advised that OAC Rule 3745-27-54 requires anyone transporting greater than 10 tires in Ohio register as a scrap tire transporter. In addition, as outlined in OAC Rule 3745-27-57 (A)(5), you as the generator, are required to document any shipment of greater than 10 tires on an approved shipping form.

During the inspection you were actively burning a variety of material, including what appeared to be chemical/solvent containers in a large burn barrel located in the southern portion of the property.

Ohio Revised Code (ORC) Section 3734.03 states, No person shall dispose of solid waste by open burning or open dumping, except as authorized by the director of environmental protection in rules adopted in accordance with division (V) of section 3734.01, section 3734.02, or sections 3734.70 to 3734.73 of the Revised Code and except for burying or burning the body of a dead animal as authorized by section 941.14 of the Revised Code. No person shall dispose of treated or untreated infectious waste by open burning or open dumping.

Disposing of waste in the manner that you were at the time of the inspection is a violation of ORC 3734.03.

Additionally, due to possible violations of Ohio's open burning regulations this matter has been forwarded to Ohio EPA Division of Air Pollution Control (DAPC). For your reference, I have included a copy of "Before you light it.....", which provides an overview of Ohio's open burning regulations.

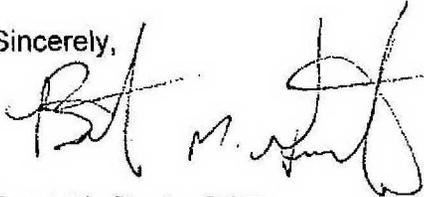
This correspondence addresses specific observations only for the areas of the Facility that were inspected. Nothing present in, nor absent from this correspondence is intended to mean that no additional violations existed at the Facility at the time of the inspection.

Compliance with the requirements in this letter, or the solid and infectious waste provisions contained in the Ohio Revised Code Chapter 3734 and the rules promulgated thereunder, does not relieve the owner/operator of Cardinal Bus Sales & Service, Inc. from their obligations to comply with other applicable state and federal laws and regulations.

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If you have any questions please feel free to contact me at (419) 373-4114

Sincerely,



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

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Enclosure

pc: ~~File: Allen County Tires~~

ec: Mike Reiser, DSIWM, NWDO
Cikotte, Tom, DAPC, NWDO
Gobe, Joe, DAPC, NWDO