



**Environmental
Protection Agency**

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

FEBRUARY 17, 2012

Mr. Tim Landers
Liberty Tire Recycling
3041 Jackson Pike
Grove City, Ohio 43123

**RE: GEMINI AUTO SERVICE CENTER, CINCINNATI
LIBERTY TIRE RECYCLING SCRAP TIRE SHIPPING PAPER
RETURN TO COMPLIANCE**

Dear Mr. Landers:

In a letter dated December 9, 2011, Ohio EPA provided Liberty Tire Recycling (Liberty) notice of violations for a scrap tire shipping paper used by Liberty at a Gemini (Goodyear) Auto Service Center located at 317 E. Ninth Street in Cincinnati, Hamilton County, Ohio. On December 22, 2011, Ohio EPA received correspondence from Liberty that documents abatement of the following violations:

Citation	Action taken
<p>OAC Rule 3745-27-57(B)</p> <p>The Liberty shipping paper fails to include the statement: <i>"This form is equivalent to the Ohio EPA Shipping/Receiving Form"</i>.</p>	<p>The Liberty shipping paper has been modified to include the required statement.</p>
<p>OAC Rule 3745-27-57(D)(5)</p> <p>Mosquito control statement not present on Shipping Paper.</p>	<p>Existing hard copy Liberty Shipping Papers in circulation will be modified with a printed sticker containing a mosquito control statement.</p> <p>Liberty customers in southwest Ohio, including several Goodyear locations around Cincinnati, were transitioned from Liberty scrap tire transporters who worked with the national account group to Liberty scrap tire transporters based out of Columbus. In most cases, Columbus based Liberty scrap tire transporters use approved electronic shipping papers for Ohio operations. These electronic shipping papers already contain a mosquito control statement.</p>
<p>OAC Rule 3745-27-57(D)(5)</p> <p>Failure to properly complete the shipping paper.</p>	<p>The Liberty subcontracted scrap tire transporter, JR Tires, is no longer transporting tires for Liberty. Statewide, Liberty is consolidating collection efforts and transitioning national accounts to Liberty accounts managed by Liberty operations based out of Columbus.</p>

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The Liberty transporters based out of Columbus will be re-trained in proper use of shipping papers. All paperwork submitted to Liberty's dispatch will be monitored to ensure that shipping papers are completed thoroughly.

In most cases, Liberty scrap tire transporters use handheld devices which utilize an Ohio EPA recognized electronic shipping paper system. This electronic shipping paper captures the information required in OAC 3745-27-57(D)(5).

Nothing in this letter shall be construed to authorize any waiver from the requirements of any applicable state or federal laws or regulations. This letter shall not be interpreted to release the owner or operator, or others, from responsibility under Chapters 3704, 3714, 3734, or 6111 of the Ohio Revised Code or under the Federal Clean Water Act, Resource Conservation and Recovery Act, or Comprehensive Environmental Response, Compensation, and Liability Act for remedying conditions resulting from any release of contaminants to the environment.

If you have any questions regarding this letter, please contact me by telephone at (614) 538-5350 or by email at aaron.shear@epa.ohio.gov.

Sincerely,



Aaron Shear
Environmental Specialist
Division of Materials & Waste Management

AS/jms

Cc: Chuck Krol, Liberty Tire Recycling
Holly Hillyer, SWDO, DMWM
Rich Thornburg, Cincinnati Health Department
Chuch DeJonchkeere, Hamilton County General Health District