



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

May 2, 2013

**VINTON COUNTY
TIRE - GEN**

Jason Baker
1963 Four Mile Road
Jackson, Ohio 45640

RE: Illegal Transportation of Scrap Tires

Dear Mr. Baker:

On November 16, 2012, Trooper Harrington of the Jackson Post of the Ohio State Highway Patrol recorded observations that you were transporting greater than ten scrap tires in your pickup truck. Trooper Harrington witnessed that you were transporting 18 scrap tires in your white GMC Sierra Pickup truck (License Plate # PHW3017).

Based upon the observations of Trooper Herrington, you are in violation of the following sections of the Ohio Revised Code and the Ohio Administrative Code Rule (OAC) Chapter 3745-27:

ORC Section 3717.83 - Except as provided in division (D) of this section, no person shall transport scrap tires anywhere in this state unless the business or governmental entity that employs the person first registers with and obtains a registration certificate from the director of environmental protection.

OAC Rule 3745-27-54 (A) - Any person transporting scrap tires in Ohio shall comply with the registration requirements of this rule, with the standards for transportation of scrap tires in rule 3745-27-56 of the Administrative Code, and with the use of shipping papers in rule 3745-27-57 of the Administrative Code.

OAC Rule 3745-27-57 (A) - All scrap tire shipments, including used tire shipments, of more than ten tires shall be documented on shipping papers by the generator, the transporter, and the recipient of the scrap tires.

Transporting greater than ten scrap tires at one time in Ohio requires being registered as a scrap tire transporter and proper documentation of all scrap tire shipments. Scrap tires in your possession must either be properly stored or be properly disposed of at a licensed scrap tire disposal facility or through a registered scrap tire transporter. Please provide this office with a copy of any receipts you obtain in properly disposing of the scrap tires in your

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possession. Also provide this office with a written response as to the origin of the scrap tires in your possession. Be aware that open dumping and open burning of scrap tires is illegal. Please provide a written response to this letter within twenty days.

Failure to comply with ORC Chapter § 3734 and rules promulgated thereunder may result in a civil penalty of up to \$10,000 per day for each violation.

Should you have any questions regarding this matter, please contact me at your convenience at 740-380-5228.

Sincerely,

A handwritten signature in black ink, appearing to read "Erika Jackson", with a long horizontal flourish extending to the right.

Erika Jackson, R. S.
Environmental Specialist II
Division of Materials and Waste Management

EJ/cb

cc: Vinton County Health Department
cc: Trooper Harrington, Jackson Post – Ohio State Highway Patrol