



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

May 7, 2013

VINTON COUNTY
TIRE - GEN
RTC

Jason Baker
1963 Four Mile Road
Jackson, Ohio 45640

RE: Return to compliance for alleged Illegal Transportation of Scrap Tires

Dear Mr. Baker:

On May 7, 2013, you responded to a "Notice of Violation" from Ohio EPA dated, May 2, 2013. The violation was for the illegal transport of tires. Best One Tire recently purchased a new truck, which was not yet marked with the company's name on the side of the vehicle. Trooper Harrington witnessed that you were transporting 18 scrap tires in a white GMC Sierra Pickup truck (License Plate # PHW3017).

Based upon the observations of Trooper Herrington, you were cited for a 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.

Ohio EPA has returned Jason Baker to compliance based on an exemption located in OAC Rule 3745-27-54(A)(2)(f). Mr. Baker was transporting used casing to be retreaded, for Best One Tire.

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OAC Rule 3745-27-54(A) (2) (f)

"Any retreader or tire dealer who tracks scrap tires in an inventory or shipping paper system so that the tires can be returned to the original owner of the scrap tires. The scrap tires so tracked do not count toward the scrap tire limit in paragraph (A)(2)(a) or (A)(2)(d) of this rule."

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

Sincerely,

A handwritten signature in cursive script that reads "Erika Jackson".

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

EJ/mr

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