



John R. Kasich, Governor
Mary Taylor, Lt. Governor
Craig W. Butler, Director

OHIO E.P.A.

DEC 29 2014

ENTERED DIRECTOR'S JOURNAL

December 29, 2014

Liberty Tire of Ohio, LLC
3041 Jackson Pike
Grove City, Ohio 43123

Subject: Final Permit to Install Application for Liberty Tire of Ohio, LLC

Dear Sir or Madam:

The Ohio Environmental Protection Agency, pursuant to Ohio Administrative Code Rule 3745-27-02 and the rules adopted thereunder, has reviewed the application for a permit with accompanying detail plans, specifications and/or information (hereinafter referred to as "application") regarding the above-referenced facility. This application has been approved by the Director subject to the conditions of compliance contained in the permit approval enclosed herewith and with all applicable laws, rules and standards. All construction must be supervised by an engineer or expert qualified in such work. Because the permit approval contains conditions of compliance, I urge you to read it carefully.

You are requested to submit within thirty (30) days of the date of issuance of this Permit to Install, the required permit fee balance of one thousand dollars (\$1,000.00 - \$400.00 application fee = \$600.00), payable to **Treasurer, State of Ohio**. Please send the required payment to:

Ohio Environmental Protection Agency
Permit to Install Fee
Dept L-2711
Columbus, OH 43260-2711

Payment of the \$600.00 fee within 30 days is a requirement of ORC Sections 3745.11 (Q) and (V). Failure to timely submit the required permit fee will result in an assessment of late penalties.

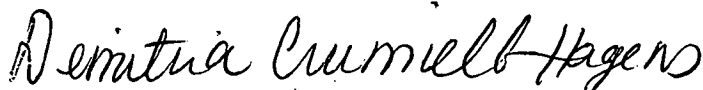
You are hereby notified that this action of the Director of Ohio EPA (Director) is final and may be appealed to the Environmental Review Appeals Commission pursuant to Section 3745.04 of the Ohio Revised Code. The appeal must be in writing and set forth the action complained of and the grounds upon which the appeal is based. The appeal must be filed with the Commission within thirty (30) days after notice of the Director's

action. The appeal must be accompanied by a filing fee of \$70.00 made payable to "Treasurer, State of Ohio." The Commission, in its discretion, may reduce the fee if by affidavit it is demonstrated that payment of the full amount of the fee would cause extreme hardship. Notice of the filing of the appeal shall be filed with the Director within three (3) days of filing with the Commission. Ohio EPA requests that a copy of the appeal be served upon the Ohio Attorney General's Office, Environmental Enforcement Section. An appeal may be filed with the Environmental Review Appeals Commission at the following address:

Environmental Review Appeals Commission
77 South High Street 17th Floor
Columbus, Ohio 43215

If you have any questions, please contact the Ohio EPA District Office to which you submitted your application.

Sincerely,



Demitria Crumiell-Hagens, Administrative Professional II
Division of Materials and Waste Management

Enclosure

cc: Brad Mitchell, DMWM, CO
Scott Hester, DMWM, CO
Fanny Haritos, DMWM, CO
Jeremy Carroll, DMWM, CO
Heather Lauer, PIC
Phil Farnlacher, DMWM, SEDO
Melissa Storch, DMWM, CDO
Joe Harrod, Columbus Public Health

**RE: Liberty Tire Services of Ohio
Permit – Long Term
Approval
Scrap Tire Program
Franklin County
STO18335**

**RE: Liberty Tire of Services of Ohio
Permit – Long Term
Variance
Scrap Tire Program
Franklin County
STO18335**

OHIO ENVIRONMENTAL PROTECTION AGENCY
PERMIT TO INSTALL

Application Number: 988773
Application Received: July 28, 2014
Permit Fee: \$1,000.00
Permit Fee Balance: \$600.00

Applicant: Liberty Tire Services of Ohio, LLC
Address: 3041 Jackson Pike
Grove City, Ohio 43123

Facility: Liberty Tire Services of Ohio, LLC – Class I
Scrap Tire Recovery Facility

Location: 3041 Jackson Pike
Grove City, Ohio 43123
Franklin County

Permit: Class I Scrap Tire Recovery Facility

Issuance Date: DEC 29 2014

Effective Date: DEC 29 2014

The above named entity is hereby issued a permit-to-install (permit) for the above-described source pursuant to Ohio Administrative Code (OAC) Rule 3745-27-02. Issuance of this permit does not constitute expressed or implied approval or agreement that , if constructed and/or modified in accordance with the plans, specifications, and/or information accompanying the permit application, the above-described source of environmental pollutants will operate in compliance with applicable state and federal laws, rules, and regulations, and does not constitute expressed or implied assurances that, if constructed and/or modified in accordance with those plans, specifications, and/or information accompanying the permit application, the above-described source of environmental pollutants will be granted the necessary operating permits and/or licenses. This permit is issued subject to the attached conditions which are hereby incorporated and made a part thereof.

Ohio Environmental Protection Agency



Craig W. Butler, Director

PERMIT SUMMARY

This is a final permit-to-install (PTI Number 988773) to establish the existing Liberty Tire Services of Ohio, LLC Class II Scrap Tire Recovery Facility as a Class I Scrap Tire Recovery Facility. The Liberty Tire Services of Ohio, LLC Class I Scrap Tire Recovery Facility (Facility) will continue to be operated by Liberty Tire Services of Ohio, LLC, dba Liberty Tire Recycling, LLC.

This permit also grants Liberty Tire Services of Ohio, LLC a variance from OAC Rules 3745-27-62(F)(5)(c) and 3745-27-65(E)(3)(c), which specify scrap tire storage area limitations for a Class I scrap tire recovery facility.

This summary is provided solely for informational purposes and does not constitute a part of, or otherwise affect, the attached permit.

PERMIT CONDITIONS

1. The Facility's Daily Design Input Capacity (DDIC) is 500 tons/day, as established in this permit.
2. The Director of the Ohio Environmental Protection Agency (Director), or an authorized representative, may enter upon the premises of the above-named applicant (permittee) at any reasonable time during operation for the purpose of making inspections, conducting tests, or examining records or reports pertaining to the above-described source of environmental pollutants (class I scrap tire recovery facility).
3. The Facility shall be constructed and operated in strict accordance with the plans, specifications, and information submitted to Ohio EPA which constitutes this permit. There shall be no deviation from the approved permit or permit conditions without the express, written approval of the Ohio Environmental Protection Agency (Ohio EPA). Any deviation from the approved permit or the permit conditions may lead to such sanctions and penalties as provided under Ohio law. Approval of these plans does not constitute an assurance that the Facility will operate in compliance with all Ohio laws and regulations.
4. Issuance of this permit does not relieve the permittee of the duty to comply with all applicable federal, state, and local laws, ordinances, and regulations.
5. This permit shall apply only to those facilities shown on the plans, specifications, and information submitted as part of PTI Application Number 988773, received July 28, 2014 and revised through October 14, 2014. This permit supersedes the existing registration for the Liberty Tire Services of Ohio, LLC Class II Scrap Tire Recovery Facility.

6. This permit may be modified, or alternatively revoked and reissued, to comply with any revisions of OAC Chapter 3745-27 applicable to this class I scrap tire recovery facility.
7. The permittee shall provide for the proper maintenance and operation of the Facility in accordance with the provisions of OAC Chapter 3745-27.
8. This permit does not authorize the acceptance of any solid waste other than scrap tires for the purpose of processing. "Scrap tire", as defined in OAC Rule 3745-27-01(S)(6), is a type of solid waste and means any unwanted or discarded tire, regardless of size, that has been removed from its original use. "Scrap tire" includes all whole scrap tires and pieces of scrap tires which are readily identifiable as parts of scrap tires by visual inspection.
9. Nothing in this permit shall be construed to authorize any waiver from the requirements of any applicable federal or state laws or regulations except as specified herein. This permit shall not be interpreted to release the permittee from responsibility under ORC Chapters 3704, 3714, 3734, or 6111; under the Federal Clean Water Act, the Resource Conservation and Recovery Act, or the Comprehensive Environmental Response, Compensation, and Liability Act, or from other applicable requirements for remedying conditions resulting from any release of contaminants to the environment.

END OF PERMIT CONDITIONS

VARIANCE

Variance from OAC Rules 3745-27-62(F)(5)(c) and 3745-27-65(E)(3)(c)

The permittee has requested a variance from OAC Rules 3745-27-62(F)(5)(c) and 3745-27-65(E)(3)(c). OAC Rule 3745-27-62(F)(5)(c) specifies that the Director shall not approve a permit to install for a Class I scrap tire recovery facility unless certain scrap tire storage limitations are met. OAC Rule 3745-27-65(E)(3)(c) specifies maximum storage areas during operation of a Class I scrap tire recovery facility, consistent with the scrap tire storage limitations cited above. The permittee has requested a variance from certain scrap tire storage limitations prescribed in order to obtain the permit to install to establish the Facility as a Class I scrap tire recovery facility and to continue to operate the Facility with the increased scrap tire storage area.

Though the permittee currently has a variance for the existing facility, that variance grants relief from the regulatory provisions specific to a Class II scrap tire recovery facility. The storage area restrictions associated with a Class I scrap tire recovery

facility are located in a different rule paragraph. Therefore, a subsequent variance is necessary for issuance of the permit to install and for operation of the Class I scrap tire recovery facility as proposed.

The permittee has demonstrated there is enough land to accommodate the tire storage requested, while still maintaining proper fire lanes. Additionally, the permittee also maintains sufficient on-site equipment and fire extinguishing agents to assist in controlling a fire at the Facility.

Pursuant to Ohio Revised Code Section 3734.02(A) and OAC Rule 3745-27-03(C), the Director may grant a variance if he determines that construction, operation, closure activities, and/or post-closure activities in the manner approved by the variance, and any terms or conditions imposed as part of the variance, will not create a nuisance or hazard to public health or safety or the environment and is unlikely to result in a violation of any of the requirements of ORC Chapters 3704, 3714, 3734, and 6111 and the rules adopted thereunder.

Ohio EPA has reviewed the variance request and has determined that granting the requested variance will not create a nuisance or hazard to public health or safety or the environment and is unlikely to result in a violation of any of the requirements of ORC Chapters 3704, 3714, 3734 and 6111 and the rules adopted thereunder. Therefore, pursuant to ORC Section 3734.02(A) and OAC Rule 3745-27-03(C), the permittee is hereby granted a variance from the requirements of OAC Rules 3745-27-62(F)(5)(c) and OAC Rule 3745-27-65(E)(3)(c). The permittee shall store scrap tires in accordance with this permit. This variance shall remain in effect throughout the effective period of this permit unless otherwise revoked or modified.