



Mike DeWine, Governor  
Jon Husted, Lt. Governor  
Laurie A. Stevenson, Director

June 23, 2020

Eric Marit  
301 Mill Race Lane  
Eaton, Ohio 45320

Re: Lewisburg Western Road  
Director's Authorization  
Approval  
Scrap Tires  
Preble County  
ST023788

**Subject: Lewisburg Western Road, Preble County  
Ohio Administrative Code (OAC) Rule 3745-27-54(A)(2)(m) Approval**

Dear Mr. Marit:

On May 7, 2020, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Central Office received a written request from you to transport more than ten scrap tires at a time from the property located at 1852 Lewisburg Western Road, Lewisburg, Ohio in Preble County (Property) to a licensed scrap tire collection facility without registering as a scrap tire transporter. This request is in response to finding approximately 150 scrap tires on the recently purchased Property.

Ohio Administrative Code (OAC) Rule 3745-27-54(A)(2)(m) states, in relevant part, that a person may transport scrap tires without obtaining a scrap tire transporter registration if the director specifically authorizes that person, in writing, to transport their scrap tires in order to remove scrap tires from a property to abate a public nuisance or open dump.

In accordance with OAC Rule 3745-27-54(A)(2)(m), I hereby authorize you to transport scrap tires from the property located at 1852 Lewisburg Western Road, Lewisburg, Ohio to the Preble County Landfill Scrap Tire Collection Facility, located at 4239 U.S. Route 127 South, Eaton, Ohio, which is a licensed scrap tire collection facility.

Please be advised that only you are authorized to transport the scrap tires under this authorization using only vehicles owned, leased, or donated to you. Additionally, you must comply with the shipping paper requirements outlined in OAC Rule 3745-27-57. A copy of this letter must be placed in any vehicle used for transportation of scrap tires, as authorized by this letter.

This authorization shall expire sixty days from the issuance date on this letter, or at the time the scrap tire cleanup is complete, whichever occurs first.

You are hereby notified that this action of the Director is final and may be appealed to the Environmental Review Appeals Commission pursuant to Ohio Revised Code Section

3745.04. 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  
30 East Broad Street, 4<sup>th</sup> Floor  
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact Channon Cohen of Ohio EPA, Central Office at 614-728-5353.

Sincerely,



Laurie A. Stevenson  
Director

ec: Maria Lammers, DMWM, SWDO  
Curtis DeLong, DMWM, SWDO  
Kelly Jeter, DMWM, CO