



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

May 10, 2021

Ms. Shirley Rasor
9778 Gettysburg-Southeastern Road
Bradford, OH 45308

Re: Harshbarger Road Tire Dump
Director's Authorization
Approval
Scrap Tires
Miami County
ST023825

**Subject: Harshbarger Road Tire Dump, Miami County
Ohio Administrative Code (OAC) Rule 3745-27-54(A)(2)(m) Approval**

Dear Ms. Rasor:

On May 5, 2021, the Ohio Environmental Protection Agency (Ohio EPA), Division of Materials and Waste Management (DMWM), Southwest District Office (SWDO) received a written request from you to transport more than ten scrap tires at a time without registering as a scrap tire transporter. Specifically the request is to transport tires from the property located on Harshbarger Road, Parcel I20-026930, Covington, Miami County, Ohio (Property) to the Miami County Tire Recycling Day event at the Miami County Fairgrounds.. This request is in response to finding approximately 150 tires on the 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 on Harshbarger Road, Parcel I20-026930, Covington, Ohio to Miami County Fairgrounds, located at 650 N County Rd 25A, Troy, Ohio which will be hosting a community scrap tire cleanup event.

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 on May 13, 2021, or at the time the scrap tire cleanup is complete, whichever occurs first.

You are hereby notified that this action of the Director of Environmental Protection (Director) is final and may be appealed to the Environmental Review Appeals

Commission (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, 4th Floor
Columbus, Ohio 43215

If you have any questions concerning this letter, please contact Dylan Dyer of Ohio EPA, Southwest District Office at (937) 285-6048.

Sincerely,



Laurie A. Stevenson
Director

ec: Michelle Ackenhausen, DMWM, SWDO
Jeremy Carroll, DMWM, CO