



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

OHIO E.P.A.

MAY 21 2014

ENTERED DIRECTOR'S JOURNAL
CERTIFIED

I certify this to be a true and accurate copy of the official documents as filed in the records of the Ohio Environmental Protection Agency.

By: Dan Cassiter Date: 5-21-14

May 21, 2014

Guernsey Scrap Recycling, Inc.
Attn: John Foreman, Owner
P.O. Box 273
Caldwell, Ohio 43724

Re: Guernsey Scrap Recycling
Director's Authorization
Approval
Scrap Tires
Noble County
ST020094

**Subject: Guernsey Scrap Recycling, Inc., Noble County
OAC Rule 3745-27-54(A)(2)(m) Approval**

Dear Mr. Foreman:

On March 27, 2014, the Ohio Environmental Protection Agency (Ohio EPA) received a request dated February 14, 2014. The request is to allow Guernsey Scrap Recycling, Inc. (Guernsey Scrap) to transport scrap tires currently open dumped at its Facility located at 45198 Cornstalk Road, Caldwell, Ohio in Noble County. This request is to allow Guernsey Scrap to transport the illegally dumped scrap tires at their facility to a licensed scrap tire facility without registering to be a scrap tire transporter. This request is in response to a notice of violation that was sent to Guernsey Scrap for open dumping of scrap tires at its facility.

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 Guernsey Scrap Recycling, Inc. to transport scrap tires from its business located at 45198 Cornstalk Road in Caldwell, Noble County, Ohio to Black Bounce LLC, which is a licensed scrap tire recovery facility located at 7419 Township Road 668, Millersburg, Ohio. You are directed to remove and dispose of the scrap tires present on your property.

Be advised that only Guernsey Scrap is authorized to transport the scrap tires under this authorization and may only use vehicles owned or leased by Guernsey Scrap Recycling, Inc.

This authorization shall expire on September 30, 2014, or at the time the scrap tire cleanup is complete, whichever occurs first.

Be advised that Guernsey Scrap Recycling, Inc. must comply with the shipping paper requirements outlined in OAC Rule 3745-27-57. Place a copy of this letter in any vehicle used for the transportation of scrap tires, as authorized by this letter.

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 St., 17th Floor
Columbus, Ohio 43215

If you have any questions, please feel free to contact Dale Warner in the Division of Materials and Waste Management at (740) 380-5435.

Sincerely,



Craig W. Butler, Director

CB/DW/mr

ec: Noble County Health Department
Robert Reiter, Southeastern Ohio Joint Solid Waste Management District