



**Re: Interested Party Review – Scrap Tire Rules**

Dear Interested Parties:

The Division of Materials and Waste Management is in the process of conducting a review of the regulations for scrap tire transporters and scrap tire collection, storage, and recovery facilities. This review is being conducted to satisfy requirements mandated by Ohio Revised Code (ORC) Section 119.032 which requires all state agencies to review each of their rules every five years to determine whether or not to continue the rules without change, amend the rules, or rescind the rules. DMWM has reviewed the current effective rules and has made the preliminary determination that the following rules should be retained without change:

<b><u>Rule #</u></b>	<b><u>Title:</u></b>
3745-27-54	Registration requirement for scrap tire transporters - annual registration certificate.
3745-27-55	Criteria for approval, denial, suspension, or revocation of an annual registration certificate for a scrap tire transporter.
3745-27-56	Standards for transporters of scrap tires.
3745-27-57	Shipping paper system for scrap tires.
3745-27-60	General storage and handling of scrap tires.
3745-27-61	Registration requirements for scrap tire collection, class II scrap tire storage, class II scrap tire recovery facilities.
3745-27-62	Criteria for approval of application for a registration certificate or for a permit to install for a scrap tire facility.
3745-27-63	Class I scrap tire storage facility or class I scrap tire recovery facility permit to install application.
3745-27-65	Operation of scrap tire collection, storage, and recovery facilities.
3745-27-66	Closure of scrap tire collection, storage, or recovery facilities.
3745-27-67	Mobile scrap tire recovery facility registration and operation.
3745-27-78	Beneficial use of scrap tires.
3745-27-79	Soil, surface water, and ground water contamination characterization and remediation caused by open burning of scrap tires.

DMWM welcomes interested party comment on these rules and the preliminary determination to retain these rules without change.

**Where can I get a copy of the draft rules?**

You may view the draft rule at <http://www.epa.ohio.gov/dmwm/dmwmnonhazrules.aspx>, or call (614)644-2621 to obtain a copy. As part of the rulemaking process, Ohio EPA is required to prepare and submit a Business Impact Analysis (BIA) form to Ohio's Common Sense Initiative (CSI) Office. Ohio EPA is also making this form available at this time for public review and comment.

**When are my comments due?**

Please submit your comments by June 19, 2014.

**Where should I send my comments?**

Please send your comments to:

Michelle Braun  
Ohio EPA, DMWM  
PO Box 1049  
Columbus, OH 43216-1049

You may also send your comments by fax at (614)728-5315 or e-mail [michelle.braun@epa.ohio.gov](mailto:michelle.braun@epa.ohio.gov)

### **Who can I talk to about the rules?**

For questions regarding the rule language or review schedule, you may contact Dan Harris at (614) 728-5377 or Michelle Braun at (614) 728-5372. Please include a phone number where you can be contacted during the hours of 8:00 am to 5:00 pm.

### **What should I consider as I prepare my comments?**

You may find the following suggestions helpful for preparing your comments:

1. Explain your views as clearly as possible.
2. Describe any assumptions that you used.
3. Provide any technical information and/or data you used that support your views.
4. If you estimate potential burden or costs, explain how you arrived at your estimate.
5. Provide specific examples to illustrate your concerns.
6. Offer alternatives.
7. Make sure to submit your comments by the comment period deadline.

Thank you for your interest and we look forward to hearing from you.

Sincerely,

Pamela S. Allen, Chief  
Division of Materials and Waste Management