



Ohio Administrative Code

Rule 3745-580-305 Exclusions from the requirement to obtain a scrap tire storage facility permit to install or registration certificate.

Effective: June 30, 2023

(A) The owner or operator of the following are excluded from the requirement to obtain a scrap tire storage permit to install or registration certificate:

(1) A premises where tires are sold at retail where no more than one thousand scrap tires are present at any time in an unsecured, uncovered, outdoor location.

[Comment: The owner or operator of a premises where tires are sold at retail does not need to register as a scrap tire storage facility if all scrap tires are secured in a building or a covered, enclosed container, trailer, or installation.]

(2) The premises of a tire retreading business, tire manufacturing finishing center, or tire adjustment center on which is located a single, covered scrap tire storage area where no more than four thousand scrap tires are stored.

(3) The premises of a motor vehicle salvage dealer licensed under Chapter 4738. of the Revised Code on which is located a single scrap tire storage area that occupies not more than twenty-five hundred square feet and is no more than eight feet high.

(4) A registered scrap tire transporter that collects and holds scrap tires in a covered trailer or vehicle for not longer than thirty days prior to transporting scrap tires to their final destination.

(5) A political subdivision or any state agency that conducts a roadside or public property litter cleanup operation or a community sponsored tire collection event and complies with the following:

(a) Stores scrap tires in accordance with either of the following:

(i) For not more than thirty days prior to delivery to a registered scrap tire transporter or licensed scrap tire facility.



- (ii) For not more than one year if the political subdivision or state agency stores fewer than one thousand scrap tires inside a building, enclosed trailer, or covered roll-off container and the tires are dry or treated with a mosquito pesticide.

- (b) The community sponsored tire collection event is a not-for-profit event.

- (c) The cost to drop-off the tires is either free or a minimal fee is charged to cover costs of collection, transportation, and disposal or recycling.

- (d) This exclusion does not apply to drop off locations that operate year round.

- (6) A solid waste transfer facility licensed and permitted pursuant to Chapter 3734. of the Revised Code where all scrap tires, which have been pulled from loads of solid waste or delivered in a single load of ten or less scrap tires, are stored in portable enclosed containers and the aggregate volume does not exceed five thousand cubic feet prior to their transfer to any of the locations listed in paragraph (A)(1) of rule 3745-580-110 of the Administrative Code.

- (7) A solid waste disposal facility, solid waste incinerator, or solid waste energy recovery facility licensed and permitted pursuant to Chapter 3734. of the Revised Code that stores scrap tires pulled from loads of solid waste or delivered in a single load of ten or less scrap tires, if the total area on which scrap tires are actually stored is ten thousand square feet in area or less.

- (8) A construction and demolition debris facility licensed pursuant to Chapter 3745-501 of the Administrative Code where all scrap tires, which have been pulled from loads of construction and demolition debris or delivered in a single load of ten or less scrap tires are stored in portable enclosed containers and the aggregate volume does not exceed five thousand cubic feet prior to their transfer to any of the locations listed in paragraph (A)(1) of rule 3745-580-110 of the Administrative Code.

- (9) A construction and demolition debris processing facility licensed pursuant to Chapter 3745-501 of the Administrative Code and permitted pursuant to Chapter 3745-400 of the Administrative Code where all scrap tires, which have been pulled from loads of construction and demolition debris or



delivered in a single load of ten or less scrap tires are stored in portable enclosed containers and the aggregate volume does not exceed five thousand cubic feet prior to their transfer to any of the locations listed in paragraph (A)(1) of rule 3745-580-110 of the Administrative Code.

(10) A premises where scrap tires are authorized for beneficial use.

(11) A scrap tire monofill, monocell, or recovery facility licensed pursuant to section 3734.81 of the Revised Code if the storage area does not exceed an area of ten thousand square feet. Scrap tire storage areas in excess of the limit for a scrap tire monocell, monofill, or recovery facility are not part of the scrap tire monofill, monocell, or recovery facility and are not excluded from the requirements for registration or permitting and licensing as a separate scrap tire storage facility.

(B) The owner or operator of an excluded facility may only use one of the exclusions from the scrap tire facility permitting or registration requirements specified in rules 3745-580-205, 3745-580-305, and 3745-580-405 of the Administrative Code.

(C) Unless otherwise specified in the authorizing document, the owner or operator of a facility or a property owner meeting an exclusion specified in paragraphs (A)(6) to (A)(11) of this rule shall store scrap tires in accordance with the following:

(1) For a facility that meets the exclusions identified in paragraphs (A)(6), (A)(8), and (A)(9) of this rule, in compliance with paragraphs (C), (E)(1)(b), (E)(1)(c), (E)(1)(e)(i), (E)(1)(f), (E)(2), (E)(4), and (F) of rule 3745-580-310 of the Administrative Code.

(2) For a facility that meets the exclusions identified in paragraphs (A)(7) and (A)(11) of this rule, in compliance with paragraphs (E)(1), (E)(2), and (F) of rule 3745-580-310 of the Administrative Code.

(3) For a scrap tire beneficial use that meet the exclusion identified in paragraph (A)(10) of this rule, in compliance with paragraph (B) of rule 3745-580-810 of the Administrative Code.

[Comment: An operation that meets an exclusion specified in paragraph (A)(1) to (A)(3) of this rule is subject to the mosquito control and storage requirements specified in rule 3745-580-05 of the Administrative Code.]