



August 16, 2016

**Comments on 15 A NCAC 13 B, Solid Waste Rules  
And  
Agency Determination in Accordance with  
S.L. 2013-413**

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Office of the Secretary

AUG 18 2016

Department of Environment  
and Natural Resources

DEQ Rule Comments  
1601 Mail Service Center  
Raleigh, NC 27699

Liberty Tire Services of North Carolina operates two scrap tire collection and processing facilities and two scrap tire disposal facilities serving the state. We consider ourselves a partner with the state in providing safe management and recycling of a waste, that absent needed regulatory requirements and private sector infrastructure, has been shown to cause environmental and public health degradation. The need of our continued work to ensure proper management of scrap tires is further highlighted by the recent spread and threat of Zika virus.

We appreciate the opportunity to comment on the proposed classifications and to offer rule amendments for consideration during the readoption process. Liberty Tire Services agrees with the Agency Determination of "Necessary with Substantive Public Interest" for the rules of 15A NCAC 13B Section .1100 with the exception of rule .1102. Given the permit and operational fees are now in statute, the old fees set out in rules are not necessary.

The following is offered to assist in rule changes as readoption proceeds:

Rule .1104 (a) should be amended to reflect the agencies policy of processing necessary for disposal. A sentence to indicate that whole tires processed to a minimum of cutting into quarters is no longer considered a whole tire and is suitable for landfilling should be added.

Rule.1107(c) Should offer further flexibility by adding language that "Other methods to control mosquitoes and rodents may be approved by the Division and incorporated in permit conditions.

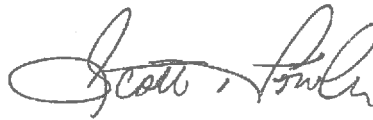
Rule .1111 The Division should have the flexibility to consider factors such as the availability and distance to a disposal facility in setting financial assurance for collection sites. Language should be added as follows:

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1251 Waterfront Place, 4th Floor, Pittsburgh, PA 15222-4261  
Phone: 412.562.1700 • Fax: 412.562.0248 • www.libertytire.com

"(d) The Division may approve alternative amounts of financial responsibility required under this section by a demonstration of the owner/operator that the coverage is adequate to meet the requirements of (b) of this subsection."

Thank you again for the opportunity to comment on the proposed classifications and rule readoption. If there are questions, please feel free to contact me at 704-905-1041 or Dexter Matthews at 919-345-8482.

Best Regards,

A handwritten signature in black ink, appearing to read "Scott Fowler". The signature is fluid and cursive, with a large initial "S" and "F".

Scott Fowler, Senior Vice President  
Liberty Tire Recycling  
6322 Poplar Tent Road, Concord, NC

cc: Thomas Womble  
Gene Helton  
Dexter Matthews