

ATTACHMENT 3:

PART 169 LETTER
FROM JOAN PECK TO BILL VAN DYKE

STATE OF MICHIGAN



JOHN ENGLER, Governor
DEPARTMENT OF ENVIRONMENTAL QUALITY

HOLLISTER BUILDING, PO BOX 30473, LANSING MI 48909-7973

RUSSELL J. HARDING, Director

REPLY TO:

WASTE MANAGEMENT DIVISION
PO BOX 30241
LANSING MI 48909-7741

September 12, 1996

Mr. Bill Van Dyke
Wilsco Technologies
977 Butternut Drive
Suite 187
Holland, Michigan 49424

Dear Mr. Van Dyke:

Mr. Jim Sygo, Chief, Waste Management Division, has asked me to respond to your August 8, 1996, letter requesting information on regulation of HiLo tires.

The Department of Environmental Quality (Department) administers the States' Scrap Tire Regulatory Program authorized by Part 169 of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended (NREPA). Section 16901(m) of Part 169 of NREPA broadly defines a tire as:

".. a continuous solid or pneumatic rubber covering encircling the wheel of a tractor, other farm machinery, or a vehicle."

It is the Department's position that scrap "HiLo" tires are a form of solid waste that are regulated under and subject to the collection, transportation, and storage requirements of Part 169 of NREPA. I have enclosed an information package on Part 169 of NREPA, including the scrap tire hauler and scrap tire collection site registration forms. After you have reviewed the information package, you may contact Mr. Kyle H. Cruse, Scrap Tire Program Coordinator, at 517-335-4757, if you have further questions.

In addition, a scrap tire collection site/processing facility that is managed in compliance with Part 169, does not require additional processing permits or licences for solid waste processing as regulated by Part 115 of NREPA. If you have any additional question, please contact me.

Sincerely,

A handwritten signature in cursive script that reads "Joan H. Peck".

Joan H. Peck, Acting Chief
Solid Waste Program Section
Waste Management Division
517-335-3383

cc: Mr. Jim Sygo, DEQ
Mr. Kyle H. Cruse, DEQ