

### **15A NCAC 13B .1106 SCRAP TIRE COLLECTION SITE PERMIT REQUIREMENTS**

(a) A scrap tire collection site permit shall be issued for a period of five years. Permit renewal applications shall be submitted to the Division not less than 60 days prior to the expiration date of the permit.

(b) A permit shall specify the storage limit for a scrap tire collection site.

(c) Scrap tire collection sites shall meet the following siting and design requirements for a permit to be issued:

- (1) a site shall not be located within either the 100-year floodplain or 100 feet of any surface water; A site shall not be located within any wetland as defined in the Federal Clean Water Act, section 404(b)(1), which is hereby incorporated by reference, including any subsequent amendments or additions.
- (2) a site shall maintain a 50-foot buffer between all property lines and scrap tire storage areas;
- (3) the site shall be served by an access road that shall be kept passable at all times for any motor vehicle, including fire trucks;
- (4) the site shall be designed to prevent standing water on-site and prevent off-site drainage problems;
- (5) access to the site shall be controlled to prevent unauthorized entry through the use of barriers such as fences, gates, or berms; and
- (6) the site shall be designed to prevent liquid runoff from a potential tire fire from entering any surface water.

(d) The following information shall be submitted to the Division in an application for a scrap tire collection site permit:

- (1) name and location of proposed facility, including street address or state road number, city, county, and zip code;
- (2) name, address, telephone number, and signature of site operator;
- (3) name, address, telephone number, and signature of property owner, and a copy of the deed or other legal description of the site that would be sufficient as a description in an instrument of conveyance, showing property owner's name;
- (4) a map or aerial photograph showing the area within one-fourth mile of the site, and identifying the following:
  - (A) the property owned or leased for use as a scrap tire collection site by the applicant; and
  - (B) the location of all homes, buildings, public or private utilities, roads, wells, water courses, floodplains, and other details regarding the topography;
- (5) a description of the operation of the facility;
- (6) quantity of tires, expressed in tons, for the following:
  - (A) the quantity expected to be received per month from each source;
  - (B) the quantity expected to be shipped off-site per month; and
  - (C) the quantity expected to be stored on-site.
- (7) plans for disposition of all tires collected at the site, including the names, addresses, and permit information, if applicable, of all facilities where the tires will be recycled, processed, or disposed;
- (8) the projected date of commencing operation;
- (9) a description of how any waste resulting from the operation of the tire site will be disposed;
- (10) a description of how the scrap tire collection site will meet the siting and design requirements of Paragraph (c) of this Rule;
- (11) a letter stating that this use complies with local zoning from the unit of local government having zoning authority over the site. If no zoning is applicable, the unit of local government shall provide documentation to that effect;
- (12) a letter from the local fire protection authority accepting the responsibility for fire protection services and an annual fire safety survey for the site;
- (13) a description of how the scrap tire collection site will meet the operational requirements of Rule .1107 of this Section;
- (14) documentation of the operator's ability to meet the financial responsibility requirements of Rule .1111 of this Section;
- (15) documentation that all processors or recyclers have access to a disposal site that is permitted to receive scrap tires; and
- (16) documentation from the Division of Energy, Land, and Mineral Resources within the Department stating that the planned site use and operations comply with the requirements of the Sedimentation Pollution Control Law (15A NCAC 04).

*History Note: Authority G.S. 130A-309.57;  
Eff. October 1, 1990;  
Readopted Eff. December 1, 2018.*