

**OHIO ENVIRONMENTAL PROTECTION AGENCY
SCRAP TIRE REMOVAL APPLICATION**

[Pursuant to the Ohio Revised Code, ORC 3734.85 (E)]

1. The undersigned is the owner of a parcel of real estate located in _____ County, Ohio whose legal description as recorded in Volume ____, Page ____ of the _____ County Recorded deeds is as follows:

_____.
2. The undersigned hereby authorizes and consents to the entry upon the above-described real estate by officers, employees, authorized representatives, or contractors of the State of Ohio, upon showing proper identification, for such actions as are necessary to remove scrap tires and other associated solid wastes, if any, from the above-described real estate.
3. The undersigned hereby certifies that there are 2,000 or less scrap tires located on the above-described real estate. ORC 3734.85(E).
4. The undersigned hereby certifies that: (Strike out the non-applicable sentence, 4a or 4b)
 - a. The tires were placed on the property after the owner acquired title to the property, or
 - b. The tires were placed on the property before the owner acquired title to the property and the owner acquired title to the property by bequest or devise. ORC 3734.85(E)(1).
5. The undersigned hereby certifies that as owner of the property he did not have knowledge that the tires were being placed on the property, or he posted on the property signs prohibiting dumping or took other action to prevent the placing of tires on the property. ORC 3734.85(E)(2).
6. The undersigned hereby certifies that as owner of the property he did not participate in or consent to the placing of tires on the property. ORC 3734.85(E)(3).
7. The undersigned hereby certifies that as owner of the property he received no financial benefit from placing of the tires on the property or otherwise having the tires on the property. ORC 3734.85(E)(4).
8. The undersigned hereby certifies that the title to the property was not transferred to the owner for the purpose of evading liability under ORC 3734.85(A). ORC 3734.85(E)(5).
9. The undersigned hereby certifies that the person responsible for the placing the tires on the property, in doing so, was not acting as an agent for the owner of the property. ORC 3734.85(E)(6).
10. The undersigned hereby relinquishes any claim of an ownership interest in any scrap tires or solid waste that are removed or in any proceeds from their sale.
11. The undersigned hereby agrees not to allow any further accumulation of scrap tires at the above-described real estate.
12. The undersigned hereby agrees to waive any claims which may arise against the State of Ohio or their officers, employees, authorized representatives, or contractors in the course of performing the actions described above. The undersigned hereby also agrees to hold harmless the State of Ohio, or any officers, employees, authorized representatives, or contractors utilized by the Ohio Environmental Protection Agency to effect the removal, for any damage to property incurred during the course of action under this Application, except to gross negligence or intentional misconduct.

13. The undersigned agrees to provide any assistance requested by the Ohio Environmental Protection Agency or their officers, employees, authorized representatives, or contractors of the Ohio Environmental Protection Agency in locating scrap tires on the above-described real estate or making arrangements to facilitate their removal.
14. The undersigned agrees that this consent shall remain in effect for a period of 2 (two) years.
15. This consent is granted so that the State of Ohio can undertake the removal of up to 2,000 scrap tires and other solid wastes at the above-described real estate at no cost to the undersigned and without a lien attached to the property pursuant to ORC 3734.85.
16. The undersigned certifies that this Scrap Tire Removal Agreement is entered into voluntarily and without coercion that the authorizations contained herein are not granted in consideration of claims which the State of Ohio may have against the undersigned.

Date: _____

Signature of Property Owner _____
 or Authorized Agent of Property Owner with Original of Power of Attorney Attached:

Printed
 Name(s): _____

Address: _____

City: _____ State: _____ Zip Code: _____

Phone (_____) _____

Signature of Joint Property Owner(s) if applicable: _____

Printed
 Name(s): _____

Address: _____

City: _____ State: _____ Zip Code: _____

Phone (_____) _____

STATE OF OHIO
 COUNTY OF _____

Sworn to and subscribed to me this ____ day of _____, 200__ .

(Seal) Notary Public

Date Commissions Expires: _____