

DECLARATION OF EMERGENCY

DEPARTMENT OF ENVIRONMENTAL QUALITY OFFICE OF THE SECRETARY LOG #SW023E

In accordance with the emergency provisions of the Administrative Procedure Act, R.S. 49:953(B), and under the authority of R.S. 30:2011, the Secretary of the Department of Environmental Quality (DEQ) declares that an emergency action is necessary in order to facilitate the clean-up of promiscuous/unauthorized tire piles in parishes where the local government has not actively pursued any agreements with the Department.

Waste tires that are not processed in accordance with LAC 33:VII.Chapter 105 create environmental and health-related problems and pose a significant threat to the safety of the community should a fire occur. The elimination of breeding areas for mosquitoes caused by waste tire piles will reduce the exposure to these insects and the serious health problems associated therewith.

The DEQ will propose a rule which reflects the provisions of this Emergency Rule.

This emergency rule is effective on October 18, 1996, and shall remain in effect for a maximum of 120 days or until a final rule is promulgated, whichever occurs first. For more information concerning SW023E, you may contact DEQ's Investigations and Regulations Development Division at (504) 765-0399.

Adopted this 18th day of October, 1996.

J. Dale Givens
Secretary

**Title 33
ENVIRONMENTAL QUALITY**

**Part VII. Solid Waste
Subpart 2. Recycling**

Chapter 105. Waste Tires

§10536. Cleanup of Promiscuous and/or Unauthorized Tire Piles

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[See Prior Text in A-G]

H. The department may enter into agreements with processors holding either a standard waste tire processing permit or a mobile processor authorization certificate for the remediation of promiscuous/unauthorized waste tire sites.

AUTHORITY NOTE: Promulgated in accordance with R.S. 30:2411 et seq.

HISTORICAL NOTE: Promulgated by the Department of Environmental Quality, Office of Solid and Hazardous waste, Solid Waste Division, LR 20:1001 (September 1994), amended LR 22**.