



CUYAHOGA COUNTY BOARD OF HEALTH

Your Trusted Source For Public Health Information

February 10, 2026

Antonio Marshall
Service Director
City of East Cleveland
14340 Euclid Avenue
East Cleveland, OH 44112

Re: Notice of Violation
East Cleveland Service Garage, 1610 Eddy Road, East Cleveland, OH 44112

Dear Mr. Marshall,

On February 10, 2026, a follow-up complaint investigation, originating from a Notice of Violation (NOV) dated January 7, 2022, was conducted at the service garage located at 1610 Eddy Road. I was in attendance as a representative of the Cuyahoga County Board of Health (CCBH).

The following observations were made:

Trash and debris, scrap metal, street sweepings and contaminated yard waste were on the ground. All of these items need to be removed from the ground and disposed of properly.

Discontinue the practice of bring solid waste to the service yard. All waste shall be properly disposed of at a licensed solid waste transfer station or landfill.

Scrap tires are located in several random areas on the site (loading pit and co-mingled with material). They are not properly stored or managed. Scrap tires need to be covered and/or treated to prevent standing water and mosquito breeding. If treating, a log shall be kept showing that tires are being treated by a licensed pest control operator.

Access needs to be restricted to East Cleveland Service Garage employees only. All entrances and the entire perimeter shall be secured. Fencing near the original tire pile location and next

to the entrance gates has been damaged. A “secured perimeter” may include, but is not limited to, the use of fencing, chains, daisy chain locks and cameras.

Solid waste material near the old transfer station along the drive has not been removed. Again, additional material has been added to pile of solid waste debris.

The community recycling bin should be removed from the secured facility to deter the general public from entering the facility and improperly disposing of material.

As discussed, all loads being received should be documented. Documentation has not been observed. Mr. Marshall has indicated that documentation is happening, but has not provided any evidence of that. Mr. Marshall stated that he has received a few estimates to have the waste removed, but they have not been received.

Due to the significant amount of time (four years) that municipal solid waste and yard waste has been breaking down, increased activity is causing air pockets. It is recommended that the City Fire Chief assess the pile and have fire suppression ready.

On January 28, 2026, the Cuyahoga County Board of Health declared the East Cleveland Service Yard a public health nuisance. The City of East Cleveland is in violation of Ohio Revised Code (ORC) and Ohio Administrative Code (OAC) as described:

ORC 3734.03 No person shall dispose of solid wastes by open burning or open dumping, except as authorized by the director of environmental protection in rules adopted in accordance with division (V) of section 3734.01, section 3734.02, or sections 3734.70 to 3734.73 of the Revised Code and except for burying or burning the body of a dead animal as authorized by section 941.14 of the Revised Code. No person shall dispose of treated or untreated infectious wastes by open burning or open dumping.

ORC Section 3734.01(I) defines “Open Dumping” as the depositing of solid wastes into a body or stream of water or onto the surface of the ground at a site that is not licensed as a solid waste facility under Section 3734.05 of the Revised Code.

OAC 3745-27-05 (C) No person shall conduct, permit, or allow open dumping. OAC 3745- 27-01(O)(4) defines “Open Dumping” as the deposition of solid wastes into waters of the state, and also means the final deposition of solid wastes on or into the ground at any place other than a solid waste facility operated in accordance with Chapter 3734. of the Revised Code and Chapters 3745-27 and 3745-37 of the Administrative Code.

OAC 3745-580-05 Additional requirements for any person generating, storing, or in possession of more than one hundred scrap tires who is not required to be registered or permitted as scrap tire facility.

Any person storing, possessing, or processing more than one hundred scrap tires that is excluded from the registration or permitting requirements specified in rule 3745-580- 04 of the Administrative Code shall not store the scrap tires in a manner that causes a nuisance or hazard to public health or safety. The storage of scrap tires in any amount outside or inside a trailer, vehicle, or building shall be deemed a nuisance or a hazard to public health or safety unless the person stores the scrap tires in accordance with the following:

- *Using one of the following measures to control the breeding of mosquitoes*
- *Ensuring at all times that scrap tires are free of water to prevent mosquitoes and mosquito larvae habitat*

Application of a pesticide registered with the United States environmental protection agency and Ohio Department of Agriculture to all scrap tires stored outdoors in accordance with the product label specifications. Pesticide application records shall be maintained for a period of three years, made available to the director or board of health during normal operating hours, and contain at a minimum, the following:

- *The name of the pesticide and the United States environmental protection agency registration number*
- *The date and time of application*
- *The name of the person who applied the pesticide*
- *The amount of pesticide used per tire or another measurable quantity listed on the label*

In a manner that prevents unauthorized removal from the premises and in accordance with, at a minimum, one of the following:

- *In enclosed and locked structures including buildings and containers*
- *Using fences or other physical barriers*
- *Using locked cables or chains*
- *Using security cameras to monitor outside scrap tire storage areas*
- *Any other method approved in writing by Ohio EPA*

Our agency again requests a detailed, written response regarding the steps that are being taken to comply with this Notice of Violation. Reinspection of the premises will be conducted by a member of our staff in order to verify compliance with this notice.

Please contact me at 216.201.2000 extension 1230 or jhanchar@ccbh.net with any questions.

Thank you,

Jeff Hanchar, REHS
Program Manager
Environmental Public Health Services