



## OUTDOOR STORAGE OF TIRES

### SUMMARY

#### Storage on any property

- Prevent mosquitoes from breeding in the small amounts of rainwater that can stay inside tires :
  - rack tires on tread edge and cover entire rack with a tarp to prevent rain to enter.
  - rick (pile in pyramid) on sidewall when 3 or more un-mounted tires are stored.



- Avoid Nuisance Code violations by storing tires neatly and keeping grass and weeds trimmed around the storage area. A hard storage surface such as concrete, pavers or gravel will make maintenance easier.
- Mounted tires do not usually harbor either mosquitoes or other pests, as the wheel fills the opening to the tire cavity. Nuisance Code requirements still apply to mounted tires.

#### Storage on commercial-zoned property

- Is the property zoned for outside storage?
  - C-3 and C4 prohibit outdoor storage
  - C-5 and C-6 require screening
  - I-2 and I-3 require screening if within 200 feet of residential property.
- Is the permitted building occupancy for an automotive/tire-related business?
  - Contact Building Services, 309-5715, if in doubt
  - If not an automotive-related business, keep no more than 50 tires on the property.
- Are there fewer than 1,500 new/used tires stored on the property?
  - Amounts above this number require a State permit.
- Is there a State permit to store tires on the property?
  - Without a permit, non-automotive businesses are limited to less than 50 tires on a property.
- IF outside storage is permitted, placing in organized piles as described above for residential property is acceptable. Nuisance Code requirements still apply.

## LEGAL REFERENCES

### **From KSA 65-3424:**

**"Illegal waste tire accumulation"** means any waste tire pile containing more than 50 waste tires except the following:

- (1) A waste tire accumulation on the premises of a facility which has been issued a permit by the secretary pursuant to K.S.A. 65-3407 or 65-3424b, and amendments thereto, and managed in accordance with the conditions of such permit; or
- (2) A waste tire accumulation which is exempt from the waste tire collection center permit requirement pursuant to K.S.A. 65-3424b, and amendments thereto.

Exemptions include:

- A business that, in the ordinary course of business, removes tires from motor vehicles where fewer than 1,500 of these tires are kept on the business premises may operate a waste tire collection center or a waste tire processing facility or both on the premises;

### **Requirements for outdoor storage:**

The owner or operator of each site that contains a waste tire, used tire or new tire accumulation of any size must control mosquito breeding and other disease vectors.

### **Tire retailers; requirements:**

- (a) Except as provided by subsection (b), no tire retailer shall refuse to accept waste tires from customers.
- (b) A tire retailer may:
  - (1) Ask customers if they wish to retain their old tires at the time of sale;
  - (2) refuse to accept more tires from a customer than purchased by that customer at the time of sale; or
  - (3) refuse to accept waste tires from a customer purchasing replacement tires for commercial use if the tire retailer does not mount such replacement tires.
- (c) Tire retailers shall prominently display or make available to customers educational materials provided by the department of health and environment and department of revenue relating to proper waste tire management practices.