



Waste Tire Storage Site, Beneficial Use or Combined Storage/Carrier Permit Application

ATTACHMENT 1 – Financial Assurance (Bond) [Authority Oregon Revised Statutes 459](#)

Waste tire storage site applicants are required by law to have financial assurance and to file it with the Department of Environmental Quality as part of their permit application. After a waste tire storage site closure has been approved in writing by DEQ, any financial assurance not needed for the closure or other purposes under [OAR 340-064-0020\(1\)\(b\)](#) will be released to the permittee.

DEQ will accept the following types of financial assurance or other forms meeting the required level of security requirements:

- Surety bond in favor of the State of Oregon (must be on attached form, completed by your bonding agent)
- Insured savings account or negotiable securities irrevocably assigned to DEQ
- Trust fund
- Irrevocable letter of credit
- Insurance policy
- Corporate guarantee (if corporation meets a financial test).

If your business name, entity or ownership changes, you must provide DEQ with a rider to your valid bond on file with us, a new surety bond or a new form of approved equivalent security in the required amount.

Amount of financial assurance. Waste tire storage site permittees must have financial assurance “in such amounts as determined by DEQ to be reasonably necessary for waste tire removal processing, fire suppression or other measures to protect the environment and the health, safety and welfare of the people of this state.” [Oregon Revised Statutes 459.720\(1\)](#)

The amount of financial assurance required will be based on the estimated cost of cleanup for the maximum number of waste tires and tire product allowed by the permit to be stored at the site. You can submit written cost estimates or bids or DEQ will use the following cleanup cost assumptions:

\$2.50 per passenger tire equivalent

1 truck tire = 5 passenger tires equivalent

IMPORTANT: You should contact DEQ at least **a month before** your application is due to determine the amount of financial assurance needed and the type of financial assurance for which you can qualify if you are planning to use a form other than a surety bond. Contact DEQ for copies of administrative rules regarding waste tire management or obtain them at http://arcweb.sos.state.or.us/pages/rules/oars_300/oar_340/340_064.html.

Waste Tire Storage Site Bond

Bond Number _____

(SHOW FULL NAME OF ALL PRINCIPALS DBA EXACT BUSINESS NAME)

KNOW ALL MEN BY THESE PRESENTS: That we,

each, as Principals, and _____, a corporation
organized and existing

under the laws of the State of _____, and duly authorized to transact a surety
business in the State of Oregon, as Surety, are held and firmly bound unto the State of Oregon in the sum of

_____ Dollars (\$_____)

lawful money of the United States, for the payment of which well and truly to be made, we bind ourselves, our
heirs, executors, administrators, personal representatives, successors and assigns, jointly and severally, firmly by
these presents.

THE CONDITIONS OF THIS OBLIGATION ARE SUCH THAT: Whereas each of the above named
principals, pursuant to [Oregon Revised Statutes Chapter 459](#) and pursuant to rules of the Environmental
Quality Commission of the State of Oregon pertaining to standards for operation of a waste tire storage site,
[Oregon Administrative Rules Chapter 340, Division 64](#), is applying to the Department of Environmental Quality
of the State of Oregon for a permit to engage in the business of waste tire storage as defined in [Oregon Revised
Statutes Chapter 459](#), at the following location:

NOW THEREFORE, if each of the said principals above named shall faithfully comply with all applicable
statutes, rules and waste tire storage site permit conditions of the State of Oregon, then this obligation shall be
null and void, otherwise to remain in full force and effect.

As provided by [Oregon Revised Statutes 459.720](#), the State of Oregon shall have a right of action on the
bond if any principal shall fail to comply with [Oregon Revised Statute Chapter 459](#), [Oregon Administrative
Rules Chapter 340, Division 64](#), or conditions of the principals' waste tire storage site permit concerning
waste tire removal processing, fire suppression or other measures to protect the environment and the health,
safety, and welfare of the people of this state, or shall abandon the waste tire storage site, provided that
written claim of such right of action shall be made to a principal or the surety company before the
Department of Environmental Quality approves the closure of the waste tire storage site in writing, pursuant
to [Oregon Administrative Rule 340-064-0045](#). The maximum aggregate liability of this bond shall be:

\$ _____

This bond is effective beginning, _____, 20____ (mo/day/yr). The surety may cancel this bond by sending notice of cancellation by registered or certified mail to: Oregon Department of Environmental Quality, Waste Tire Program; 811 SW Sixth Ave., Portland, OR 97204-1390. Such cancellations shall take effect on the date specified in the notice but not earlier than 45 day after the date of mailing. If the bond is cancelled, the principals shall not accept additional waste tires for storage until a new bond or other financial assurance acceptable to the state is posted.

IN WITNESS WHEREOF, the above named parties have executed

this instrument the _____ day of _____, 20____.

Corporate Seal of Principal
(if corporation)

Principals
Corporate Seal of Surety

_____ of Surety

Bond must be filed with the appropriate DEQ regional office in the region where the storage site is located):

Form Submittal:

Return completed application with all attachments to:

If your facility/project is in this county...	...then send to this DEQ office
Baker, Crook, Deschutes, Gilliam, Grant, Harney, Hood River, Jefferson, Klamath, Lake, Malheur, Morrow, Sherman, Umatilla (including Milton- Freewater), Union, Wallowa, Wasco, Wheeler	Eastern Region Materials Management Program 400 E Scenic Drive, Ste. 307 The Dalles, OR 97058 Phone: 541-298-7255 ext. 221
Clackamas, Clatsop, Columbia, Multnomah, Tillamook, Washington	Northwest Region Environmental Partnerships 700 NE Multnomah St., Suite 600 Portland, OR 97232-4100 Phone: 503-229-5353 Email: DEQNWR.SolidWastePermitCoordinator@deq.state.or.us
Benton, Coos, Curry, Douglas, Jackson, Josephine, Lane, Lincoln, Linn, Marion, Polk, Yamhill	Western Region Materials Management Program 165 E Seventh Ave., Ste. 100 Eugene, OR 97401 Phone:541-687-7465