



North Carolina Department of Environment and Natural Resources

Division of Waste Management

Pat McCrory
Governor

Dexter R. Matthews
Director

John E. Skvarla, III
Secretary

March 14, 2013

CERTIFIED MAIL 7010 3090 0001 4226 3721

RETURN RECEIPT REQUESTED

Mr. Emmett G. Hall
Hall's Septic Tank Cleaning Service
297 Durwood Evans Rd.
Beulaville, NC 28518

SUBJECT: Notice of Deficiency
Hall's Septic Tank Cleaning Service
SLAS-31-11
Duplin County

Dear Mr. Hall:

On January 29, 2013, Mr. Chester R. Cobb with the State of North Carolina, Division of Waste Management Solid Waste Section received land application records from 2009 thru 2012 for SLAS-31-11. The records were requested in association with the submitted application for the renewal of Septage Land Application Site permit, SLAS-31-11. Upon the review of the submitted records, the following violations were noted:

- A. 15A NCAC 13B .0838 (e) (1) states "Permit Holders of sites receiving septage shall maintain a log which meets the requirements of 40 CFR Part 503.17(b)" of which date and time of discharge is a requirement. Upon review, it was noted that the time of discharge was missing from the records.**
- B. 15A NCAC 13B .0838 (a) (18) states "Approved nutrient management plans shall be followed." Upon review of the submitted land application records, it was noted that the permitted monthly application amounts for Field 1 were exceeded for three separate months in 2011 and 2012. Monthly application amounts for December 2011, February 2012, and November 2012 were in excess of the permitted monthly amount within a range of 2,150 to 1,250 gallons. The nutrient management plan has an application rate of 5,000 gal/ac listed for February, November, and December.**

The above deficiencies may have or can compromise the facility's ability to ensure protection of the public health and the environment and thus require remedial action on behalf of the facility in order to achieve compliance with 15A NCAC 13B .0838 (e) (1) and .0838 (a) (18). Hall's Septic Tank Cleaning Service must immediately complete the following:

Along with the date of discharge, type of septage, amount, discharge location, and pH at time of discharge, Hall's Septic Tank Cleaning Service must record time of discharge. Hall's Septic Tank Cleaning Service must also insure that the monthly application rates along with the maximum annual application rate, 50,000 gal/ac/yr, are not exceeded on a site or field basis.

Failure to comply with this schedule may subject the facility and/or all responsible parties to enforcement actions including a notice of violation, civil penalty, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules. Pursuant to N.C.G.S. 130A-22(a) and 15A NCAC 13B .0701-.0707, an administrative penalty of up to \$15,000.00 per day may be assessed for each violation of the Solid Waste Laws, Regulations, Conditions of a Permit, or an Order issued under Article 9 of Chapter 130A of the N.C. General Statutes.

If you have any questions, please contact me at 919-707-8283 or e-mail me at chester.cobb@ncdenr.gov. You may also contact Wilmington Regional Solid Waste Inspector, Mr. Will Burke, at 910-796-7397 for assistance.

Sincerely,



Chester R. Cobb, Soil Scientist
Solid Waste Section

Cc: Martin A. Gallagher, Branch Head
Will Burke, Environmental Senior Specialist