



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 3714
RETURN RECEIPT REQUESTED

Mr. Eldridge R. Brock
Brock's Septic Tank Service, Inc.
2899 Summerlins Crossroads Rd.
Mt. Olive, NC 28365

SUBJECT: **Notice of Deficiency**
Brock's Septic Tank Service, Inc.
SLAS-96-11
Wayne County

Dear Mr. Brock:

On February 4, 2013, Mr. Chester R. Cobb with the State of North Carolina, Division of Waste Management Solid Waste Section received the 2012 application records for SLAS-96-11. The 2012 application records were requested in association with the submitted application for renewal of Septage Land Application Site permit, SLAS-96-11. Upon the review of the submitted records, the following violation was noted:

A. 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 application amount for Field 1 was exceeded by 10,700 gallons during the month of March. The nutrient management plan has an application rate of 5,000 gal/ac listed for Field 1 in March.

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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 (a) (18). Brock's Septic Tank Service Inc. must immediately complete the following:

Brock's Septic Tank Service Inc. must 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