



**FACILITY COMPLIANCE INSPECTION REPORT**  
**Division of Waste Management**  
**Solid Waste Section**

<b>UNIT TYPE:</b>											
Lined MSWLF		LCID		YW		Transfer		Compost	<input checked="" type="checkbox"/>	SLAS	<b>COUNTY:</b> Edgecombe <b>PERMIT NO.:</b> SWC 3303-COMPOST <b>FILE TYPE:</b> COMPLIANCE
Closed MSWLF		HHW		White goods		Incineration		T&P		FIRM	
CDLF		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF	

**Date of Site Inspection: June 9, 2014**

**Date of Last Inspection: May 6, 2014**

**FACILITY NAME AND ADDRESS:**

Eastern Composting LLC  
 8487 Battleboro-Leggett Rd  
 Battleboro, North Carolina 27809

**GPS COORDINATES:** N: 36.03307 E: 77.74621

**FACILITY CONTACT NAME AND PHONE NUMBER:**

Name: Jason Smith, Joe Boseman, Ronald Carroll  
 Telephone: 252 903 5367 252 446 3636 252 414 3966  
 Email address: Jason Smith [jasongf@hughes.net](mailto:jasongf@hughes.net)  
 Fax: 252 446 2431

**FACILITY CONTACT ADDRESS:**

Jason Smith Partner  
 Eastern Composting LLC  
 P.O. Box 460  
 Battleboro, North Carolina 27809

**PARTICIPANTS:**

Ben Barnes, NCDENR. Solid Waste  
 Jason Smith, Manager/Partner

**STATUS OF PERMIT:**

Active, permit to operate issued on March 4<sup>th</sup> 2010, permit expires on March 4, 2015. Application for permit review must be submitted to the Division on or before September 4, 2014.

**PURPOSE OF SITE VISIT:**

Partial inspection of a Large Type IV Solid Waste Compost Facility

**STATUS OF PAST NOTED VIOLATIONS:**

NONE

**OBSERVED VIOLATIONS:**

**15A NCAC 13B .1406 OPERATIONAL REQUIREMENTS FOR SOLID WASTE COMPOST FACILITIES**  
 (1)Plan and Permit Requirements: (A) Permit condition: (1)(2)(17) *Not resolved*

**Operation Plan: Leachate Pond Operation and Maintenance states in part: (4) *Not resolved.***

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The item(s) listed above were observed by Section staff and require action on behalf of the facility in order to come into or maintain compliance with the Statutes, Rules, and/or other regulatory requirements applicable to this facility. Be advised that pursuant to N.C.G.S. 130A-22, an administrative penalty of up to \$15,000 per day may be assessed for each violation of the Solid Waste Laws, Regulations, Conditions of a Permit, or Order under Article 9 of Chapter 130A of the N.C. General Statutes. Further, the facility and/or all responsible parties may be subject to enforcement actions including penalties, 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.

**ADDITIONAL COMMENTS:**

1. *See additional comments section from previous inspection reports.*
2. On June 2, 2014 Eastern Composting submitted a plan to address the violations listed in the NOV dated May 6, 2014. The proposal is included end of this inspection report.
3. **The Division has determined that the soil and surface water sampling testing requirements listed in the June 2, 2014 NOV will not be necessary.**

Please contact me if you have any questions or concerns regarding this inspection report.



Phone: 252 236 4453 email: [ben.barnes@ncdenr.gov](mailto:ben.barnes@ncdenr.gov)

*Ben Barnes*  
 Environmental Senior Specialist  
**Regional Representative**

Sent on: August 15, 2014	X	Email		Hand delivery		US Mail	Certified No.
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Copies: Dennis Shackelford, Eastern District Supervisor  
 Jessica Montie, Compliance Officer  
 Tony Gallagher, Composting and Land Application Branch Head  
 Michael Scott, Section Chief

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# Eastern Compost, LLC

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8487 Battleboro-Leggett Road  
Battleboro, NC 27809  
252-903-5367

July 2, 2014

NC DENR  
Attn: Ben Barnes, Environmental Senior Specialist  
Water Quality Regional Operations Section  
1628 Mail Service Center  
Raleigh, North Carolina 27699-1628

Re: Notice of Violation dated June 2, 2014  
Permit No. SWC-33-03

Dear Mr. Barnes:

This letter is in response to the NOV issued to Eastern Compost, LLC for the violations associated with the runoff and leachate generated at facility.

We have explored multiple options to help correct the flow of leachate from our pad to the retention pond. Standing and ponding leachate has been a problem on the down-slope edges because of vegetation and heavy equipment traffic. The method that we have chosen to correct these problems will require reconfiguring the swales and will provide a maintenance free solution to multiple issues.

We have met several times with a local general contractor regarding improvements and additions to our existing asphalt pad. We propose to remove unsuitable soil around the northern and western apron edge of the existing asphalt pad and replace with suitable clay and gravel backfill. All removed unsuitable soil will be composted. The new clay and gravel backfill will be compacted to serve as the base for the asphalt which will extend to cover the swale areas that have been in question. A slight rise around the outer edge as well as an asphalt shoulder (speed bump) will serve as a barrier to help divert leachate to the retention pond.

We have enclosed the preliminary proposal from the contractor and should be receiving the most recent revised proposal from them next week. Weather permitting dirt work should begin the end of July 2014 with job completion scheduled for August 2014.

Respectfully,



Jason Smith  
Member Manager

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**PROPOSAL**

P.O. Box 1529  
 Tarboro, N.C. 27886  
 252 / 823-1021

**GENERAL CONTRACTORS**

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PROPOSAL SUBMITTED TO <b>Eastern Compost</b>	PHONE <b>414-3966</b>	DATE <b>February 26, 2013</b>
STREET <b>8487 Battleboro Leggett Road</b>	JOB NAME <b>Paving Addition</b>	
CITY, STATE AND ZIP CODE <b>Battleboro, North Carolina 27809</b>	JOB LOCATION <b>Battleboro, North Carolina</b>	
ATTENTION <b>Ronald Carol</b>		

Based on the attached sketch and a site visit, we are pleased to quote the following:

1. Mobilization l.s.
2. Excavate in preparation for stone and asphalt ± 1,867 s.yds.
3. Furnish & place 8" of ABC and 3" of surface course asphalt ± 1,867 s.yds.

LUMP SUM-----\$61,695.00

**Notes:**

1. Barnhill Contracting Company has not priced undercut of soft or unsuitable soils and backfill with off-site suitable borrow.
2. We have not priced manipulation of wet or unsuitable soils due to existing soil conditions or inclement weather.
3. We will not be responsible for discovery or removal of any unforeseen items below the existing grade.
4. We have priced wasting all excess excavation on-site within 250' of the proposed site improvements.
5. We have not priced any erosion control items, which could be required by local officials.
6. Barnhill Contracting Company will require all compost to be relocated away from the proposed work area prior to our mobilizing to begin work.
7. The following unit prices shall apply if required:
 

a. Temporary Silt Fence	\$ 3.55 per 1.ft.
b. Temporary Seeding & Mulching	2,600.00 per acre
c. Undercut & Backfill with Off-site Suitable Borrow	20.00 per c.yd.

**PAYMENT TO BE MADE AS FOLLOWS:**

**MONTHLY ESTIMATES. NET UPON RECEIPT OF INVOICE WITH A 1-1/2% MONTHLY SERVICE CHARGE ON ACCOUNTS OVER THIRTY (30) DAYS PAST DUE WHICH IS AN 18% ANNUAL RATE.**

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tomoado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized Signature \_\_\_\_\_

**Jeremy Whitehurst**

Note: This proposal may be withdrawn by us if not accepted within 30 days.

**Acceptance of Proposal** — The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above. Your project will not be scheduled until we receive your signed acceptance.

Signature \_\_\_\_\_

Date of Acceptance \_\_\_\_\_

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8. We exclude:
  - a. Permits and fees
  - b. Bond
  - c. Testing
  - d. Undercut of soft or unsuitable soils and backfill with off-site suitable Borrow
  - e. Any unforeseen items below existing grade
  - f. Backfilling edge of pavement
  - g. Temporary seeding and mulching
  - h. Hazardous material removal
  - i. Any work not specifically mentioned above
9. All asphalt prices in this proposal are based on the NCDOT Monthly Terminal F.O.B. Asphalt Binder Price of \$546.56 per ton for the month of February 2013. If the asphalt cement price fluctuates from this stated price at any time during the performance of the asphalt work, we reserve the right to adjust our prices in accordance with the NCDOT Monthly Terminal F.O.B. Asphalt Binder Prices. These prices are located at the following web address:  
[http://www.ncdot.org/doh/operations/dp\\_chief\\_eng/constructionunit/paveconst/AsphaltMgmt/acprices/2013/averages/](http://www.ncdot.org/doh/operations/dp_chief_eng/constructionunit/paveconst/AsphaltMgmt/acprices/2013/averages/)  
In addition, fuel prices are based on current market prices, both on and off road fuel as well as gasoline and should these prices increase more than ten percent, we reserve the right to increase our prices.
10. It is company policy that we will be satisfied with conditions and terms of payment prior to performing any work.