FACILITY COMPLIANCE AUDIT REPORT
Division of Waste Management
Solid Waste Section

UNIT TYPE:											
Lined MSWLF		LCID	X	YW		Transfer		Compost		SLAS	
Closed MSWLF		HHW		White goods		Incin		T&P		FIRM	
CDLF		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF	

COUNTY: GASTON
PERMIT NO.: 36-A-LCID-2010
FILE TYPE: COMPLIANCE

Date of Site Inspection: 5/07/15 **Date of Last Inspection**: 8/13/2012

FACILITY NAME AND ADDRESS
Old 27 LCID Landfill (Formerly "James Lewis LCID Landfill")
130 Tate St. (SR-1959)
Mr. Holly, NC 28120

GPS COORDINATES: N: 35.32558° W: 81.02624°

FACILITY CONTACT NAME AND PHONE NUMBER:
Dwayne McCorkle – d.b.a. **"Old 27 LCID (Land Clearing and Inert Debris) Landfill"**
P.O. Box 414
1204 Old NC Hwy 127
Mr. Holly, NC 28120
(704) 718-6386
dmccorkle@gunk.com

FACILITY CONTACT ADDRESS
Same.

PARTICIPANTS:
Bill Wagner, NCDENR – Environmental Senior Specialist, Solid Waste Section

STATUS OF PERMIT:
Current: Issued 04/11/11 Expires: 10/21/15

PURPOSE OF SITE VISIT:
Comprehensive Audit

STATUS OF PAST NOTED VIOLATIONS:
1. 15A NCAC 13B .0566(1) requires, in part, that *"Operational plans shall be approved and followed as specified for the facility."* Item 6 of Attachment 3 of the "Permit to Construct and Operate" dated April 11, 2011 (DIN 13403) states *"the permanent markers that accurately delineate the waste boundary must be maintained."*
   Violation Ongoing.

2. 15A NCAC 13B .0566(8) requires that "*The facility shall be adequately secured by means of gates, chains, berms, fences, etc. to prevent unauthorized access except when an operator is on duty. An attendant shall be on duty at all times while the landfill is open for public use to assure compliance with operational requirements and to prevent acceptance of unauthorized wastes*."
   Violation Corrected.

OBSERVED VIOLATIONS

1. 15A NCAC 13B .0566(1) requires, in part, that *"Operational plans shall be approved and followed as specified for the facility."* Item 6, in Part I of Attachment 3, of the "Permit to Construct and Operate" dated April 11, 2011 (DIN 13403) states *"the permanent markers that accurately delineate the waste boundary must be maintained."*

   Dwayne McCorkle (d.b.a. "Old 27 LCID Landfill") is in violation of 15A NCAC 13B .0566(1) in that he has failed comply with the approved operational plans by maintaining permanent waste boundary markers at the "Old 27 Land Clearing and Inert Debris (LCID) Landfill".

   Following a compliance audit on February 4, 2010 Charles Gerstell (Environmental Senior Specialist, Solid Waste Section) stated in his report dated February 11, 2010 that "*Markers must be provided marking the edge of waste."* A copy of Mr. Gerstell's report waste mailed to Mr. McCorkle on February 11, 2010.

   Following a compliance audit on August 13, 2012 Bill Wagner (Environmental Senior Specialist, Solid Waste Section) issued a "Notice of Violation" (NOV) dated September 12, 2012, that cited Mr. McCorkle for violation of 15A NCAC 13B .0566(1) *for failing to provide and maintain markers that accurately delineate the waste boundary.*

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 also 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. This facility is an unlined land clearing and inert debris landfill.
2. The gate to the facility was locked.
3. Lurie Gordon (704-231-1769) acts as an attendant for the site.
4. No wastes were received at the facility during the inspection.
5. Proper signage was posted at the entrance gate. (Photo #1)
6. The access road was well maintained and in good condition. (Photo #1)
7. No prohibited wastes were observed during the inspection.
8. Please be aware that 15A NCAC 13B .0564(9)(b) requires, in part, a minimum buffer requirement of "*100 feet from the disposal area to property lines."* As neither the waste boundary nor the property lines are marked, it is impossible to determine if the required 100-ft. buffer between the disposal area and property lines is being maintained. Please mark the property line(s) and the waste boundary to ensure that the required buffer is maintained. (Figure 2)
9. Please be aware that condition #7 of Part 1 in Attachment 3 of the Permit to Operate requires that "*Excavation, grading, and fill material side slopes shall not exceed three to one (3:1).*"
10. Please be aware that 15A NCAC 13B .0566(4) requires that "*Adequate soil cover shall be applied monthly, or when the active area reaches one acre in size, whichever occurs first.*"
11. The facility is permitted to receive wastes generated from within Gaston, Lincoln, and Mecklenburg Counties.
12. All photos taken by Bill Wagner on 5/06/15.

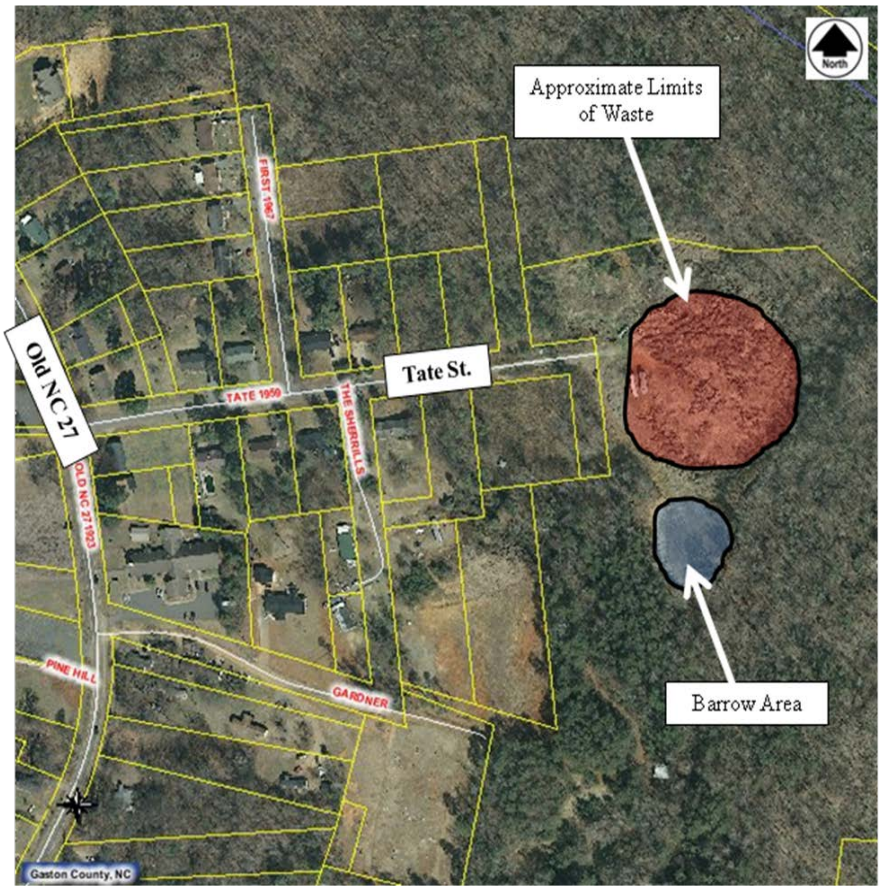

Figure 1: "Old 27" Land Clearing & Inert Debris Landfill (LCID) Site Map

1. Looking east from the access road at the gate and proper signage at the entrance to the landfill.

2. Look (NE) across the top of the landfill.

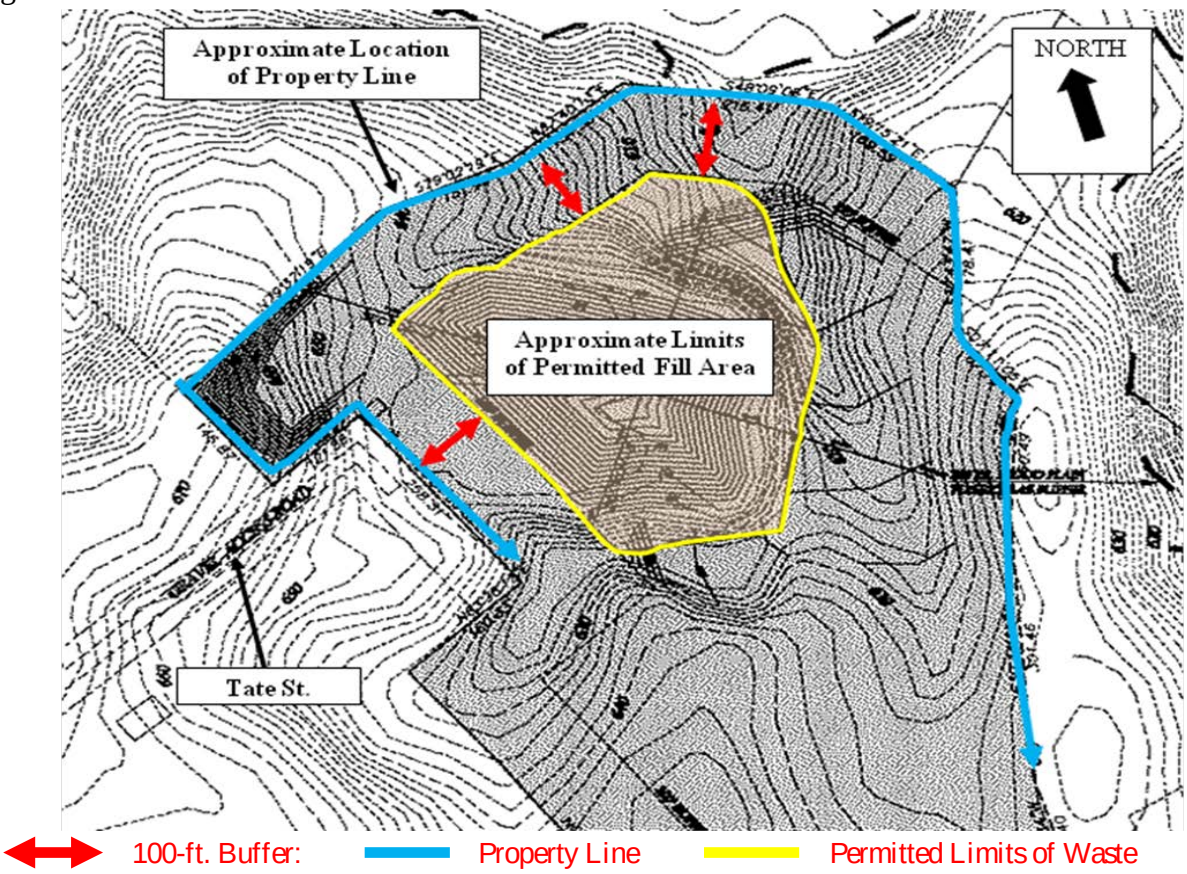

Figure 2: "Old 27" LCID Site Map Showing Required Buffer Between Waste Limits and Property Lines.

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

Digitally signed by Bill Wagner
DN: cn=Bill Wagner, o=Division of Waste Management, ou=Solid Waste Section, email=bill.wagner@ncdenr.gov, c=US
Date: 2015.05.08 09:15:25 -04'00'

Bill Wagner
Environmental Senior Specialist
Regional Representative

Phone: 828-296-4705

Delivered on: 5/08/15 by	X	Electronic Mail		US Mail	X	Certified No. **7014 0510 0000 4466 5160** To: Dwayne E. McCorkle

ec: Deb Aja, Western District Supervisor – Solid Waste Section
Jessica Montie, Compliance Officer – Solid Waste Section
Sarah Rice, Compliance Officer – Solid Waste Section
Marcie Smith, Solid Waste & Recycling Administrator – Gaston Co. (marcie.smith@gastongov.com)