



North Carolina Department of Environment and Natural Resources

Pat McCrory
Governor

John E. Skvarla, III
Secretary

June 23, 2014

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
70103090000262478326

Tony Hammond
Town Manager, Ahoskie
201 West Main Street
Ahoskie, NC 27910

SUBJECT: Notice of Violation
Compliance Inspection Report
Ahoskie Yard Waste
YWN-42-002
Hertford County

Dear Mr. Hammond:

On May 20, 2014, Andrew Hammonds and Mary Whaley, representing the State of North Carolina, Division of Waste Management Solid Waste Section, inspected the above referenced facility for compliance with North Carolina solid waste statues and rules. Neither you nor Kirk Rogers, Ahoskie Public Works Director, were present and representing the Ahoskie Yard Waste site during this inspection. The following violations were noted:

- A. 15A NCAC 13B 15A NCAC 13B.1402 (f)(6) It appears that there is more than 6000 cu yds of material at the site. The broken down yard waste must be removed from the site and the site needs to be brought down to the natural ground.**

- B. 15A NCAC 13B.1402 (g)(3) (A) (iv) (v) and (B) The composting process to be used needs to be established, what the final product is going to be used for, needs to be stated, and the amount of waste and final product must be kept under 6000 cu yds per quarter, if the site is going to be a Notification. If you want the site to have more capacity, an application for a permit must be submitted.**

Based upon the foregoing, Ahoskie Yard Waste shall come into compliance by **August 1, 2014** with all requirements of the regulations in 15A NCAC 13B 15A NCAC 13B.1402 (f)(6) and 15A NCAC 13B.1402 (g)(3) (A) (iv) (v) and (B) by completing the following:

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“Corrective Actions”

- 1. The broken down yard waste must be removed from the site and the site needs to be brought down to the natural ground.**
- 2. The composting process to be used needs to be established; what the final product is going to be used for, needs to be stated; and the amount of waste and final product must be kept under 6000 cu yds per quarter, if the site is going to be a Notification. If you want the site to have more capacity, an application for a permit must be submitted.**
- 3. Ahoskie Yard Waste shall provide a written certification with supporting documentation on company letterhead confirming the noted compliance schedule has been completed. Include in this certification any actions taken to prevent these deficiencies from occurring in the future. Mail this certification to Mary Whaley, PO Box 59, Oxford, NC 27565 by the noted compliance date.**

The items 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.

Please keep me informed of your progress in this matter. Solid Waste Section staff will conduct a follow-up inspection to verify that the facility has completed the requirements of this Notice of Violation.

If you have any questions please contact me at 919-693-5023 or e-mail mary.whaley@ncdenr.gov

Sincerely,



Mary Whaley
Environmental Senior Specialist
Division of Waste Management - Solid Waste Section

copies: Dennis Shackelford, Eastern District Supervisor
Jessica Montie, Compliance Officer