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SOLID WASTE SECTION
ASHEVILLE REGIONAL OFFICE

Bk 1807 Pg 464 (14)
Recorded: 06/03/2015 at 04:28:59 PM
Doc No: 637251 Kind: NOTICE



NCDENR
2090 US HWY 70
SWANNANOA NC 28778

Fac/Perm/Co ID #	Date	Doc ID#
95-03	6/9/15	24483

NOTE: THE SPACE ABOVE IS FOR THE REGISTER OF DEEDS USE

This page is provided for recordation purposes. The **entire document**, including this page, should be recorded at the Register of Deeds and indexed as follows:

Grantor/Landowner: WATAUGA COUNTY

Grantee/Holder of Permit: NC DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Document Type: NOTICE

Description: PERMIT

The property is identified by the deeds recorded as listed below:

Watauga County, N.C. Register of Deeds				
Book	Page	Acreage	Grantee	PIN
040	755	39.5±	Watauga County	2920482773000
252	739	21.1±	Watauga County	2920397780000
085	053	14.9±	Watauga County	2920392009000
040	755	40.6±	Watauga County	2920584187000
		116.1±	Total Facility Acreage	

Notes:

1. Deed book references are from Watauga County GIS website (<http://www.wataugacounty.org/ias/arcgismaps/arcgismapadvanced.aspx>) accessed May 2015.

THE PURPOSE OF THIS RECORDATION IS TO NOTIFY FUTURE BUYERS OF SAID PROPERTY THAT A SOLID WASTE MANAGEMENT FACILITY HAS OPERATED ON THE PROPERTY.



North Carolina Department of Environment and Natural Resources
Division of Waste Management

Pat McCrory
Governor

Donald R. van der Vaart
Secretary

STATE OF NORTH CAROLINA
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
DIVISION OF WASTE MANAGEMENT
SOLID WASTE SECTION

SOLID WASTE MANAGEMENT FACILITY
Permit No. 9503T-TRANSFER-1996

WATAUGA COUNTY
is hereby issued a

PERMIT TO CONSTRUCT
NOT APPLICABLE

PERMIT TO OPERATE
9503T-TRANSFER-1996 WATAUGA COUNTY TRANSFER STATION
9503-HHW-2015 WATAUGA COUNTY PERMANENT HHW

PERMIT FOR CLOSURE
NOT APPLICABLE

Located at 336 *Landfill Road* in Boone, Watauga County, North Carolina, in accordance with Article 9, Chapter 130A, of the General Statutes of North Carolina and all rules promulgated thereunder and subject to the conditions set forth in this permit. The legal description of the site is identified on the deeds recorded for this property listed in Attachment No. 1 of this permit.

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SOLID WASTE SECTION
ASHEVILLE REGIONAL OFFICE

Digitally signed by Edward F. Mussler, III P.E.
DN: cn=Edward F. Mussler, III P.E., o=Solid Waste Section, ou=Division of Waste Management, email=ed.mussler@ncdenr.gov, c=US
Date: 2015.05.29 08:50:01 -04'00'

Edward F. Mussler, III, P.E.,
Permitting Branch Supervisor
Solid Waste Section

ATTACHMENT 1
GENERAL PERMIT CONDITIONS/INFORMATION

Permit to Operate Data Table

Permit	Status	Issuance	Expiration
9503T-TRANSFER-1996	Active	May 29, 2015	August 26, 2020
9503-HHW-2015	Active	May 29, 2015	August 26, 2020

PART I: GENERAL FACILITY

1. This permit is issued by the North Carolina Department of Environment and Natural Resources, Division of Waste Management, Solid Waste Section (Section). In accordance with North Carolina Solid Waste Management Rule 15A NCAC 13B .0201(d), a solid waste management facility permit shall have two parts: a Permit to Construct and a Permit to Operate. The Permit to Construct must be implemented in accordance with Attachment 2 of this permit. The Permit to Operate must be implemented in accordance with Attachment 3 of this permit.
2. The persons to whom this permit is issued ("permittee") are the owners and operators of the solid waste management facility.
3. This permit shall not be effective until the certified copy of this permit which references legal descriptions for all land within the solid waste management facility boundary is recorded in the Register of Deeds office and indexed in the grantor index under the name of the owner of the land in the county or counties in which the land is located. The certified copy of the permit affixed with the Register's seal and the date, book, and page number of recording must be returned to the Solid Waste Section within thirty (30) calendar days of issuance of this permit. If the Solid Waste Section does not receive the certified copy of the recorded permit within 30 calendar days of issuance of the permit, then and in that event, the permit is suspended and of no effect until the date the Solid Waste Section receives the certified copy of the recorded permit.
4. When this property is sold, leased, conveyed, or transferred in any manner, the deed or other instrument of transfer shall contain in the description section in no smaller type than that used in the body of the deed or instrument, a statement that the property has been used as a sanitary landfill and a reference by book and page to the recordation of the permit.
5. By receiving waste at this facility the permittee shall be considered to have accepted the terms and conditions of this permit.
6. Operation of this solid waste management facility must be in accordance with the Solid Waste Management Rules, 15A NCAC 13B, Article 9 of the Chapter 130A of the North Carolina General Statutes (NCGS 130A-290, et seq.), the conditions contained in this

permit; and the approved plan. Should the approved plan and the rules conflict, the Solid Waste Management Rules shall take precedence unless specifically addressed by permit condition. Failure to comply may result in compliance action or permit revocation.

7. This permit is issued based on the documents submitted in support of the application for permitting the facility including those identified in the "List of Documents for the Approved Plan" which constitute the approved plan for the facility. Where discrepancies exist, the most recent submittals and the Conditions of Permit shall govern.
8. This permit may be transferred only with the approval of the Section, through the issuance of a new or substantially amended permit in accordance with applicable statutes and rules. In accordance with NCGS 130A-295.2(g) the permittee shall notify the Section thirty (30) days prior to any significant change in the identity or business structure of either the owner or the operator, including but not limited to a proposed transfer of ownership of the facility or a change in the parent company of the owner or operator of the facility.
9. The permittee is responsible for obtaining all permits and approvals necessary for the development of this project including approval from appropriate agencies for a General or Individual NPDES Stormwater Discharge Permit. Issuance of this permit does not remove the permittee's responsibilities for compliance with any other local, state or federal rule, regulation or statute.

Properties Approved for the Solid Waste Facility

Watauga County, N.C. Register of Deeds				
Book	Page	Acreage	Grantee	PIN
040	755	39.5±	Watauga County	2920482773000
252	739	21.1±	Watauga County	2920397780000
085	053	14.9±	Watauga County	2920392009000
040	755	40.6±	Watauga County	2920584187000
		116.1±	Total Facility Acreage	

Notes:

1. Deed book references are from Watauga County GIS website (<http://www.wataugacounty.org/ias/arcgismaps/arcgismapadvanced.aspx>) accessed May 2015.

PART II: MUNICIPAL SOLID WASTE LANDFILL UNIT(S)

Not Applicable

PART III: CONSTRUCTION AND DEMOLITION DEBRIS LANDFILL UNIT(S)

Not Applicable

PART IV: INDUSTRIAL LANDFILL UNIT(S)

Not Applicable

PART V: LAND CLEARING AND INERT DEBRIS LANDFILL UNIT(S)

Not Applicable

PART VI: TRANSFER STATION/TREATMENT & PROCESSING UNIT(S)

Permitting History

1. On April 4, 1990 a Permit to Construct was issued for a treatment and processing facility.
2. On April 10, 1992 a Permit to Operate was issued for a treatment and processing facility.
3. On January 26, 1996 a modification was made to the Permit for operation a MSW transfer facility.
4. On June 30, 1998 a modification was made to the Permit for a change in disposal facilities.
5. On August 5, 2003 a modification was made to the Permit for construction of a new transfer facility.
6. On July 20, 2005 a modification was made to the Permit for operation of the new transfer facility.
7. On October 20, 2008 a modification was made to the Permit for a change in service area.
8. On April 2, 2009 a modification was made to the Permit for a change in disposal facilities.
9. On August 26, 2010 an amendment was made to the Permit for the five-year renewal of operations.
10. On May 29, 2015 an amendment was made to the Permit for the five-year renewal of operations.

No.	Permit Type	Date Issued	DIN
1.	Permit to Construct	April 4, 1990	
2.	Permit to Operate	April 10, 1992	
3.	Permit Modification	January 26, 1996	
4.	Permit Modification	June 30, 1998	
5.	Permit Modification	August 5, 2003	
6.	Permit Modification	July 20, 2005	
7.	Permit Modification	October 20, 2008	5496
8.	Permit Modification	April 2, 2009	7067
9.	Permit Amendment	August 26, 2010	11419
10.	Permit Amendment	May 29, 2015	24252

Facility Permit No: 9503T-TRANSFER-1996
 Watauga County Transfer Station
 Issuance Date: May 29, 2015
 Doc ID: 24252
 Page 5 of 12

List of Documents for the Approved Plan

The descriptions of previous/historical documents may be found in the Permit to Operate issued August 26, 2010, DIN 11419.

DOCUMENT ID NO.	DOCUMENT DESCRIPTION
24068	<i>Operations Manual.</i> Prepared by: Watauga County. Prepared for: Watauga County. March 18, 2015.

PART VII: MISCELLANEOUS SOLID WASTE MANAGEMENT

Permitting History

- On May 29, 2015 an amendment was made to the Permit for the addition of a Permanent Household Hazardous Waste unit.

No.	Permit Type	Date Issued	DIN
1.	Permit Amendment	May 29, 2015	24252

List of Documents for the Approved Plan

DOCUMENT ID NO.	DOCUMENT DESCRIPTION
24068	<i>Operations Manual.</i> Prepared by: Watauga County. Prepared for: Watauga County. March 18, 2015.

- End of Section -

ATTACHMENT 2
CONDITIONS OF PERMIT TO CONSTRUCT

PART I: GENERAL FACILITY

Not Applicable

PART II: MUNICIPAL SOLID WASTE LANDFILL UNIT(S)

Not Applicable

PART III: CONSTRUCTION AND DEMOLITION DEBRIS LANDFILL UNIT(S)

Not Applicable

PART IV: INDUSTRIAL LANDFILL UNIT(S)

Not Applicable

PART V: LAND CLEARING AND INERT DEBRIS LANDFILL UNIT(S)

Not Applicable

PART VI: TRANSFER STATION/TREATMENT & PROCESSING UNIT(S)

Not Applicable

PART VII: MISCELLANEOUS SOLID WASTE MANAGEMENT

Not Applicable

- End of Section-

Facility Permit No: 9503T-TRANSFER-1996
Watauga County Transfer Station
Issuance Date: May 29, 2015
Doc ID: 24252
Page 7 of 12

ATTACHMENT 3 CONDITIONS OF PERMIT TO OPERATE

PART I: GENERAL FACILITY

1. The Permit to Operate shall expire **August 26, 2020**. Pursuant to 15A NCAC 13B .0201(e), no later than **February 26, 2020**, the owner or operator must submit a request to the Section for permit review and must update pertinent facility plans in accordance with 15A NCAC 13B .1603(a)(2) or (3) as applicable, and must update pertinent facility plans including, but not limited to, the facility operation and waste screening plans.
2. All sedimentation and erosion control activities must be conducted in accordance with the Sedimentation Control Act N.C.G.S. 113A-50, et seq., and rules promulgated under 15A NCAC 4.
3. The permittee must not knowingly dispose of, or accept for transfer for subsequent disposal, municipal solid waste that is generated within the boundaries of a unit of local government that by ordinance:
 - a. Prohibits generators or collectors of municipal solid waste from disposing of that type or form of municipal solid waste.
 - b. Requires generators or collectors of municipal solid waste to recycle that type or form of municipal solid waste.
4. Copies of this permit, the approved plans and all records required to be maintained by the permittee must be maintained at the facility, unless otherwise approved by the Section, and made available to the Section upon request during normal business hours.

PART II: MUNICIPAL SOLID WASTE LANDFILL UNIT(S)

Not Applicable

PART III: CONSTRUCTION AND DEMOLITION DEBRIS LANDFILL UNIT(S)

Not Applicable

PART IV: INDUSTRIAL LANDFILL UNIT(S)

Not Applicable

PART V: LAND CLEARING AND INERT DEBRIS LANDFILL UNIT(S)

Not Applicable

PART VI: TRANSFER STATION/TREATMENT & PROCESSING UNIT(S)

5. The facility is permitted to receive solid waste as defined in NCGS 130A -290 (35).

Facility Permit No: 9503T-TRANSFER-1996
Watauga County Transfer Station
Issuance Date: May 29, 2015
Doc ID: 24252
Page 8 of 12

6. The following, at a minimum, must not be accepted for disposal at the facility; hazardous waste, liquid wastes, regulated medical waste, sharps not properly packaged, regulated-asbestos containing material as defined in 40 CFR 61, PCB waste as defined in 40 CFR 761, and wastes banned from disposal in North Carolina by G.S. 130A-309.10(f).
7. This facility is permitted to receive solid waste generated within Ashe, Avery, Caldwell, Watauga and Wilkes Counties. Waste must be transported for disposal to the Iris Glen Environmental Landfill located in Johnson City, TN, Permit Number 13-04, or any lined MSW landfill facility owned by Republic Services permitted to receive waste from the service area listed above. Proposed changes to the service area and/or the disposal facility must be approved by the Section and will constitute a permit modification and be subject to the applicable permitting fee.
8. A responsible individual trained and certified in facility operations must be on-site at all times during all operating hours of the facility, in accordance with G.S. 130A-309.25.
9. The permittee must develop, and use, a training and screening program at the facility for detecting and preventing unauthorized wastes from being accepted at the facility. At a minimum, the program must include:
 - a. Random inspections of incoming loads or other comparable procedures.
 - b. Records of all inspections.
 - c. Training of personnel to recognize hazardous, liquid and other excluded waste types.
10. The facility must not cause nuisance conditions.
 - a. The tipping floor and transfer trailer loading area must be maintained in a clean, sanitary condition at all times and must be cleaned at least daily in accordance with the approved Operational Plan.
 - b. Waste must only be deposited on a "tipping floor" or directly into a transfer container. Waste must not be stored on the "tipping floor" after operating hours.
 - c. Waste may be stored on-site, in transfer trailers designed to be leak resistant, with watertight covers, a maximum of 24 hours except that a minimal amount of waste may be stored for a maximum of 72 hours when the facility is closed during a weekend or holiday. Storage of the waste must not cause any nuisance, such as odor or attraction of vectors.
 - d. Effective vector control measures must be applied at all times to control any potential vectors including flies, rodents, insects, and other vermin.
 - e. Control measures must be utilized to minimize and eliminate visible dust emissions and blowing litter.

- i) Fugitive dust emissions are prohibited.
 - ii) Windblown materials must be collected by the end of the day and no windblown material may be allowed to leave the facility boundary.
11. All water that comes in contact with solid waste, including vehicle wash-down water, is leachate and must be captured and properly treated before release to the environment.
 - a. The leachate control system, such as floor drains, leachate collection devices, sanitary sewer connections and leachate storage tanks, must be operational during facility operations.
 - b. The tipping floor must drain away from the building entrance and into the leachate collection system.
12. The permittee must maintain a record of the amount of solid waste received at the facility, including daily records of waste received and origins of the loads. Scales must be used to weigh the amount of waste received. The daily records are to be summarized into a monthly report for use in the required annual reports.
13. On or before August 1 annually, the Permittee must submit an annual facility report to the Solid Waste Section, on forms prescribed by the Section.
 - a. The reporting period shall be for the previous year beginning July 1 and ending June 30.
 - b. The annual facility report must list the amount of waste received and landfilled in tons and be compiled:
 - i) On a monthly basis.
 - ii) By county, city or transfer station of origin.
 - iii) By specific waste type.
 - iv) By disposal location within the facility.
 - v) By diversion to alternative management facilities.
 - c. A measurement of volume utilized in the landfill cells must be performed during the second quarter of the calendar year. The date and volumes, in cubic yards, must be included in the report.
 - d. The amount of waste, in tons from scale records, disposed in landfill cells from October 8, 1993 through the date of the annual volume survey must be included in the report.
 - e. The completed report must be forwarded to the Regional Waste Management Specialist for the facility by the date due on the prescribed annual facility report form.

- f. A copy of the completed report must be forwarded to each county manager for each county from which waste was received at the facility. Documentation that a copy of the report has been forwarded to the county managers must be sent to the Regional Waste Management Specialist by the date due on the prescribed annual facility report form

PART VII: MISCELLANEOUS SOLID WASTE MANAGEMENT

General Conditions

14. Wastes received and product stored shall be maintained in reasonably sized piles with adequate fire breaks and lanes in accordance with the approved operational plans and the pertinent rules.
15. Surface water shall be diverted from all operational and storage areas to prevent standing water in operational areas and under or around storage piles. Water that comes in contact with solid waste shall be contained on-site or properly treated prior to discharge.
16. These areas shall be operated and maintained with sufficient dust control measures to minimize airborne emissions and to prevent dust from becoming a nuisance or safety hazard.
17. These areas shall be operated and maintained in a manner so as to minimize odors, prevent the creation of a nuisance, potential health hazard, or a potential fire hazard.
18. Effective vector control measures shall be applied as necessary to control flies, rodents, insects, or vermin.

Operational Conditions – White Goods

19. The facility is permitted to receive white goods as defined in North Carolina General Statute Article 9, Chapter 130A-290(44).
20. The facility must manage white goods according to the Operation Plan included in Attachment 1, Part VII "List of Documents for the Approved Plan". This document is included in the approved plan. Any revisions to the approved plan shall be approved by the North Carolina Division of Waste Management (DWM), Solid Waste Section, prior to implementation.
21. White goods collection areas shall provide for the proper removal of chlorofluorocarbon refrigerants.

Operational Conditions – Scrap Tires

22. The facility is permitted to receive tires and scrap tires as defined in North Carolina General Statute Article 9, Chapter 130A-309.53(6) & (7).
23. Scrap tire collection areas shall be operated in accordance with the requirements of 15A NCAC 13B, Rule .1107.

Facility Permit No: 9503T-TRANSFER-1996
Watauga County Transfer Station
Issuance Date: May 29, 2015
Doc ID: 24252
Page 11 of 12

24. The facility must manage tires according to the Operation Plan included in Attachment 1, Part VII, "List of Documents for the Approved Plan". This document is included in the approved plan. Any revisions to the approved plan shall be approved by the North Carolina Division of Waste Management (DWM), Solid Waste Section, prior to implementation.

Operational Conditions – Household Hazardous Waste (HHW)

25. This permit is for operation of a Permanent Household Hazardous Waste Collection Facility.
26. This permanent household hazardous waste collection facility is permitted to receive household hazardous waste (HHW) generated by homeowners and conditionally exempt small quantity generators of Watauga County. Unacceptable HHW that shall not be collected at this facility includes radioactive waste, explosives, and infectious waste.
27. This facility shall conform to all operating procedures in the approved plan, 15A NCAC 13B.0400, and the current Section policies and guidelines for HHW Collection Facilities.
28. Household Hazardous Waste Identification Number NCPH09515011 shall be used to ship wastes off site for recycling, treatment or disposal.
29. The permittee shall maintain records for the amount of HHW received at the facility and the amounts shipped off-site for recycling, treatment, and disposal. Records must be compiled on a monthly basis and maintained at the facility for inspection upon request by Solid Waste Section personnel.
30. On or before August 1 of each year, the permittee shall report to the Solid Waste Section, the amount of HHW waste (in pounds) received at this facility and the amounts shipped off-site for recycling, reuse, and/or disposal. The reporting period shall be for the previous year, beginning July 1 and ending June 30.
31. A copy of this permit and the approved plan shall be maintained at the facility. Copies of this permit shall be forwarded to the local fire department, local hospitals, and other appropriate emergency agencies.

- End of Section -

ATTACHMENT 4
CONDITIONS OF PERMIT FOR CLOSURE

PART I: GENERAL FACILITY

Not Applicable

PART II: MUNICIPAL SOLID WASTE LANDFILL UNIT(S)

Not Applicable

PART III: CONSTRUCTION AND DEMOLITION DEBRIS LANDFILL UNIT(S)

Not Applicable

PART IV: INDUSTRIAL LANDFILL UNIT(S)

Not Applicable

PART V: LAND CLEARING AND INERT DEBRIS LANDFILL UNIT(S)

Not Applicable

PART VI: TRANSFER STATION/TREATMENT & PROCESSING UNIT(S)

Not Applicable

PART VII: MISCELLANEOUS SOLID WASTE MANAGEMENT

Not Applicable

- *End of Permit Conditions* -

I do hereby certify that the attached PERMIT is an exact and true original of PERMIT NUMBER 9503T-TRANSFER-1996 for the Watauga County Transfer Facility.

[Signature]
Allen W. Gaither
Environmental Engineer
Permitting Branch
Solid Waste Section
Division of Waste Management

North Carolina

Buncombe County

I, Linda J. Stamey, Notary Public for Buncombe County,

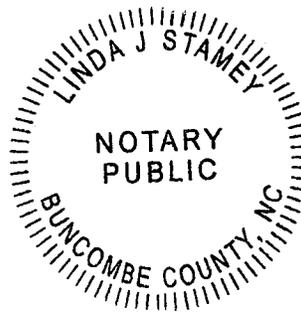
North Carolina, do hereby certify that Allen W. Gaither, Environmental Engineer of the Permitting Branch, Solid Waste Section, Division of Waste Management, NCDENR, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal,

This the 1st day of June, 2015.

OFFICIAL SEAL

Linda J. Stamey
NOTARY PUBLIC



My commission expires January 8, 2020.

Note to Register of Deeds: This certified original permit shall be recorded by the Register of Deeds and indexed in the grantor index under the name of the land owner. The certified original affixed with the Register's seal and the date, book, and page number of recording shall be returned to Allen Gaither, Asheville Regional Office, 2090 US Highway 70, Swannanoa, NC 28778.