



North Carolina Department of Environment and Natural Resources

Pat McCrory
Governor

John E. Skvarla, III
Secretary

August 21, 2014

CERTIFIED MAIL 7013 0600 0001 7442 9703
RETURN RECEIPT REQUESTED

Mr. James A. Dobson
Dobson Septic Tank Pumping Service
278 Graham Dobson Rd.
Magnolia, NC 28453

SUBJECT: **Notice of Violation**
 Compliance Inspection Report
 Dobson Septic Tank Pumping Service
 SLAS-31-16
 Duplin County

Dear Mr. Dobson:

On August 6, 2014, Mr. Chester Cobb and Mr. John College, representing the State of North Carolina, Division of Waste Management Solid Waste Section, inspected septage land application site, SLAS-31-16 for compliance with North Carolina solid waste statues and rules. Along with the site visit, Mr. Cobb reviewed land application records that had been submitted along with the application for permit renewal. The following violations were noted from the site visit and record review:

A. **15A NCAC 13B .0838(a)(18) states "Approved nutrient management plans shall be followed." The nutrient management plan contains the crop removal and harvest criteria.**

The field was grown up in grasses and broadleaf weeds that were greater than 16 inches in height. Also, there was evidence where septage had been applied in different areas of the field. Your nutrient management plan states that "Bermudagrass shall be either cut and baled for hay or grazed when it reaches a growth height of 12 inches or approximately every 4 to 6 weeks beginning in the month of June." Your nutrient management plan further states that "A 30 day waiting period shall be made between the last septage application and hay harvest."

B. 15A NCAC 13B .0838(a)(18) states "Approved nutrient management plans shall be followed." The nutrient management plan contains the monthly application rates.

From the submitted records for December 2013, a recorded amount of 37,000 gallons of domestic septage was applied to the field. Your nutrient management plan has a low (5,000 gal/ac) application rate for the month of December. Therefore, the maximum amount of septage permitted to be applied to the field for a low month is 32,500 gallons (5,000 gal/ac * 6.5 ac). This means that the monthly permitted application amount for December 2013 was exceeded by 4,500 gallons.

Based upon the foregoing, Dobson Septic Tank Pumping Service shall come into compliance immediately with all requirements of the regulations in 15A NCAC 13B .0838(a)(18) by completing the following:

- A. Dobson Septic Tank Pumping Service must immediately remove the overgrown vegetation from the field and dispose of properly. The vegetation cannot be used for hay for animal consumption since septage has been applied recently.
- B. Dobson Septic Tank Pumping Service shall insure in the future that the field will be harvested in accordance with the nutrient management plan.
- C. Dobson Septic Tank Pumping Service shall insure that the monthly application rates as listed in the approved nutrient plan are not exceeded.
- D. Dobson Septic Tank Pumping Service shall provide written certification on company letterhead confirming the noted compliance schedule has been completed. Include in this certification any actions taken to prevent these violations from occurring in the future and any supporting documentation. **Mail this certification to Chester R. Cobb at 1646 Mail Service Center, Raleigh, NC 27699-1646 within 14 days of receipt of this letter.**

The violations 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 follow-up inspection(s) to verify that the facility has completed the requirements of this Notice of Violation.

If you have any questions please contact me at (919) 707-8283 or e-mail chester.cobb@ncdenr.gov.

Sincerely,

A handwritten signature in cursive script that reads "Chester R. Cobb".

Chester R. Cobb, Soil Scientist
Division of Waste Management, NCDENR

copies: * Martin A. Gallagher, Branch Head
 * John College, Environmental Senior Specialist

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

MR JAMES DOBSON
 DOBSONS SEPTIC TANK
 278 GRAHAM DOBSON RD
 MAGNOLIA NC 28453

2. Article Number

(Transfer from service label)

7013 0600 0001 7442 9703

PS Form 3811, February 2004

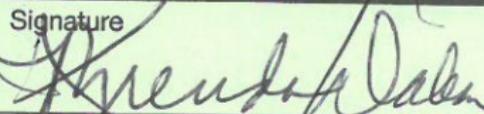
Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X


 Agent Addressee

B. Received by (Printed Name)



C. Date of Delivery

8-25-74

D. Is delivery address different from item 1? Yes

If YES, enter delivery address below:

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3. Service Type

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4. Restricted Delivery? (Extra Fee)

 Yes