



North Carolina Department of Environment and Natural Resources

Pat McCrory
Governor

John E. Skvarla, III
Secretary

September 16, 2014

CERTIFIED MAIL 7013 0600 0001 7442 9710
RETURN RECEIPT REQUESTED

Ms. Ashley B. Keen
E-Z Flow Septic Tanks & Portable Toilets
294 Bennett Rd.
Goldsboro, NC 27530

SUBJECT: Notice of Violation
Compliance Inspection Report
E-Z Flow Septic Tanks & Portable Toilets
SLAS-96-10
Wayne County

Dear Ms. Keen:

On August 7, 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-96-10, for compliance with North Carolina solid waste statues and rules. Ms. Ashley Keen and Kevin were present and represented E-Z Flow Septic Tanks & Portable Toilets. Along with the site visit, Mr. Cobb reviewed the land application records that had been submitted along with the application for permit renewal. The following violation was noted from the site visit and record review:

A. 15A NCAC 13B .0838(b)(1) states "Maximum land application rates for septage shall be determined based upon the following: (1) Domestic septage land application rates shall be in accordance with 40 CFR Part 503.12(c)..." Permit Condition 7 states that the maximum annual application rate is 50,000 gal/ac/yr.

A review of the submitted records revealed that the maximum annual application rate had been exceeded for Field 1 in 2013. The submitted land application records for this site revealed that 322,500 gallons of septage was applied to Field 1 in 2013. The permitted maximum annual application amount for Field 1 is 315,000 gallons. Thus, the maximum annual application amount for Field 1 was exceeded by 7,500 gallons.

Based upon the foregoing, E-Z Flow Septic Tanks & Portable Toilets shall come into compliance immediately with all requirements of the regulations in 15A NCAC 13B .0838(b)(1) by completing the following:

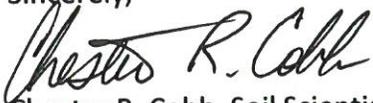
- A. E-Z Flow Septic Tanks & Portable Toilets shall reduce the maximum annual application amount to Field 1 by 7,500 gallons in 2014.
- B. E-Z Flow Septic Tanks & Portable Toilets shall insure that the maximum annual application rate of 50,000 gal/ac/yr is not exceeded on a site or field basis in the future.
- C. E-Z Flow Septic Tanks & Portable Toilets 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 violation listed above was 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,



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:

MS ASHLEY B KEEN
E-Z FLOW SEPTIC TANKS & PORTA
294 BENNETT RD
GOLDSBORO NC 27530

2. Article Number
(Transfer from service label)

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Ashley B Keen Addressee

B. Received by (Printed Name) C. Date of Delivery
ASHLEY B KEEN 9-18-14

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

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