

RICHARDSON SMITH GARDNER & ASSOCIATES

Engineering and Geological Services

TRANSMITTAL FORM

If enclosures are not as noted or if you require additional information, please notify us immediately

June 11, 2009

Mr. Geof Little
Environmental Engineer
Division of Waste Management
Permitting Section
401 Oberlin Road, Suite 150
Raleigh, North Carolina 27605

Fac/Perm/Co ID # 26-09 T Date 01/08/16 Doc ID# DIN 25445

PROJECT: Fayetteville Transfer Station

GNRA PROJECT NO: FAYETTEVILLE-09-8

SENT VIA: Hand Delivered

We are sending you the following items:

COPIES	ITEM	DESCRIPTION
1	Document	Letter of Approval: Erosion and Sedimentation Control Plan
1	Document	Approval of Stormwater Management Plan (from DWQ 401 Unit)

These are transmitted as checked below:

- For Information
- As Requested
- For Review and Comments
- For Revision
- For Approval
- Approved
- Approved as Noted
- Approved as Noted-Revise and Resubmit
- Not Approved-Revise and Resubmit
- For Record and File
- Submittal
- For Recording

REMARKS: As stated in the April 22, 2009 cover letter accompanying the Application for Permit to Construct for the Fayetteville Transfer Station, the attached documents were not included. They are now being provided to you to complete the submittal.

Copies to: Carl Massey, Waste Industries
Jerry Dietzen, City of Fayetteville

Thomas B. Maier



REC'D JUN 05 2009

North Carolina Department of Environment and Natural Resources
Division of Land Resources
Land Quality Section

James D. Simons, PG, PE
Director and State Geologist

Beverly Eaves Perdue, Governor
Dee Freeman, Secretary

June 4, 2009

LETTER OF APPROVAL

Waste Industries, LLC
Attn: D. Stephen Grissom, CFO
3301 Benson Drive, Suite 601
Raleigh, NC 27609-

RE: Project Name: City of Fayetteville Transfer Station Acres Approved: 4.7
Project ID: CUMBE-2009-101
County: Cumberland Fayetteville Winslow Street
River Basin: Cape Fear Stream Classification: Other
Submitted By: Richardson Smith Gardner & Associates, Inc.
Date Received by LQS: 5/22/2009
Plan Type: Revised

Dear Mr. Grissom:

This office has reviewed the subject erosion and sedimentation control plan. We find the plan to be acceptable and hereby issue this Letter of Approval. The enclosed Certificate of Approval must be posted at the job site. This plan approval shall expire three (3) years following the date of approval, if no land-disturbing activity has been undertaken, as is required by Title 15A NCAC 4B .0129.

Title 15A NCAC 4B .0118(a) requires that a copy of the approved erosion control plan be on file at the job site. Also, this letter gives the notice required by G.S. 113A-61.1(a) of our right of periodic inspection to insure compliance with the approved plan.

North Carolina's Sedimentation Pollution Control Act is performance-oriented, requiring protection of existing natural resources and adjoining properties. If, following the commencement of this project, the erosion and sedimentation control plan is inadequate to meet the requirements of the Sedimentation Pollution Control Act of 1973 (North Carolina General Statute 113A-51 through 66), this office may require revisions to the plan and implementation of the revisions to insure compliance with the Act.

The developer is responsible for obtaining any and all permits and approvals necessary for the development of this project prior to the commencement of this land disturbing activity. This could include agencies such as the Division of Water Quality's stormwater regulations, their enforcement requirements within Section 401 of the Clean Water Act, the Environmental Protection Agency and/or the U.S. Army Corps of Engineers' jurisdiction of Section 404 of the Clean Water Act, the Division of Solid Waste Management's landfill

Letter of Approval
Waste Industries, LLC
June 4, 2009
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regulations, local County or Municipalities' ordinances, or others that may be required. This approval cannot supersede any other permit or approval; however, in the case of a Cease and Desist Order from the Corps of Engineers, that Order would only apply to wetland areas. All upland areas would still have to be in compliance with the N.C. Sedimentation Pollution Control Act.

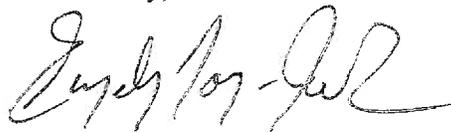
If any area on site falls within the jurisdiction of Section 401 or 404 of the Clean Water Act, the developer is responsible for compliance with the requirements of the Division of Water Quality, the Corps of Engineers and the Environmental Protection Agency (EPA) respectively. Any erosion control measures that fall within jurisdictional wetland areas must be approved by the aforementioned agencies prior to installation. The Land Quality Section must be notified of a relocation of the measures in question to the transition point between the wetlands and the uplands to assure that the migration of sediment will not occur. If that relocation presents a problem or contradicts any requirements of either DWQ, the Corps, or the EPA, it is the responsibility of the developer to inform the Land Quality Section regional office so that an adequate contingency plan can be made to assure sufficient erosion control remains on site. Failure to do so will be considered a violation of this approval.

Please be aware that your project will be covered by the enclosed NPDES General Stormwater Permit NCGO1000 (Construction Activities). You should first become familiar with all of the requirements for compliance with the enclosed general permit.

Please note that this approval is based in part on the accuracy of the information provided in the Financial Responsibility Form, which you provided. You are requested to file an amended form if there is any change in the information included on the form. In addition, it would be helpful if you notify this office of the proposed starting date for this project. Please notify us if you plan to have a preconstruction conference.

Your cooperation is appreciated.

Sincerely,



Evangelyn Lowery-Jacobs
Land Quality Section

Enclosures: Certificate of Approval
NPDES Permit

cc: Richardson Smith Gardner & Associates, Inc.
Ken Sykes, Building Inspector
Belinda Henson, Division of Water Quality
Land Quality Section - Fayetteville Regional Office File



North Carolina Department of Environment and Natural Resources

Division of Water Quality
Coleen H. Sullins
Director

Beverly Eaves Perdue
Governor

Dee Freeman
Secretary

June 3, 2009

DWQ Project # 09-0479
Cumberland County

Mr. Jerry Dietzen, Solid Waste Director
City of Fayetteville
433 Hay Street
Fayetteville, NC 28301-5537

Subject Property: **City of Fayetteville Transfer Station**
Blounts Creek [030615, 18-27-5, C]

APPROVAL OF STORMWATER MANAGEMENT PLAN

Dear Mr. Dietzen:

On April 23, 2009, the Division of Water Quality (DWQ) received a courtesy copy of an application (dated April 17, 2009) to fill or otherwise impact 0.06 acre of headwater wetland. As required by Condition 12 of General Certification 3705 (corresponding to Nationwide Permit 18), this project requires a stormwater management plan designed in accordance with state standards to remove a minimum of 85 percent TSS from the stormwater generated by this project. As a part of the application, a stormwater management plan that includes a Wet Detention Basin was submitted.

The DWQ has reviewed the stormwater management plan and has determined that it has been designed in accordance with the current NCDWQ BMP Manual, and thereby approves the stormwater management plan with the following conditions:

1. The entire stormwater management system consisting of the modified Wet Detention Pond and all other BMP devices that were previously approved on November 21, 2008 and their associated appurtenances, stormwater conveyances, the grading and drainage patterns depicted on the respective plans, as approved by this office must be maintained *in perpetuity*. No changes to the structural stormwater practices shall be made without written authorization from the Division of Water Quality. The stormwater management structures shall have maintenance access and at least a 10-foot drainage easement on each side to allow for the ability to maintain the structures, and to perform corrective actions. The stormwater easements shall be recorded to provide protection of the structures from potential alterations by future property owners.
2. All stormwater management devices shall be inspected and maintained in accordance with the signed and notarized Wet Detention Basin Operation and Maintenance Agreement.

This letter completes the review of the Division of Water Quality under Section 401 of the Clean Water Act. If you have any questions, please contact me at 919-715-3425.

Sincerely,

A handwritten signature in black ink that reads "Annette Lucas". The signature is written in a cursive, flowing style.

Annette M. Lucas, PE
401 Oversight/Express Review Permitting Unit

AML/aml

cc: Betty Fox, EPA Region 4, 1307 Firefly Road, Whittier, NC 28789
USACE, Raleigh Regulatory Field Office
DWQ, Fayetteville Regional Office
DLR Fayetteville Regional Office
Phil May, Carolina Ecosystems, Inc., 8208 Brian Court, Garner, NC 27529
File Copy

Filename: 090479FayettevilleTransferStation(Cumberland)_Approve_SW_Mod.doc

