

North Carolina  
Department of Environment and Natural Resources

Division of Waste Management

Michael F. Easley, Governor  
William G. Ross Jr., Secretary  
Dexter R. Matthews, Director

CF



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Statesville, City of  
WWTP

Certified Mail  
Return Receipt Requested

May 13, 2003

Mr. L.F. "Joe" Hudson, Jr. Director  
City of Statesville, Third Creek WWTP  
PO Box 1111  
Statesville, NC 28687

Re: TSD Facility Inspection  
EPA ID Number: NCR 000 001 602

Dear Mr. Hudson,

This letter is in response to your correspondence dated May 8, 2003 received by this office on May 12, 2003. The following response is offered to the issues discussed in your letter.

**In response to item 2 of your letter:**

The Hazardous Waste Section (Section) would prefer that a survey plat be maintained onsite. We acknowledge that the map included with the Post Closure Plan, which was available at the time of the inspection, shows the locations of monitoring wells. However we also feel that a survey plat would be more appropriate in accurately displaying the exact dimensions, depth, and permanently surveyed benchmarks as required by section 2.5 of the facility's Post Closure Plan. The Plan also requires that the map show the contents and approximate location of each hazardous waste type within the landfill. The map currently located at Third Creek WWTP is not sufficient in giving this information.

**In response to items 3&4 of your letter:**

The Section understands that facility personnel at Third Creek WWTP are not directly involved with the groundwater monitoring activities at the landfill but some City employees are directly involved with the overall requirements with respect to the facility's post-closure activities. The Section does however feel that there are two separate issues in responding to your training concerns.

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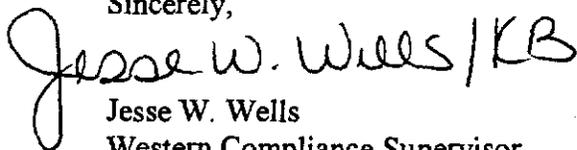
First, the personnel with Waters Edge, who are contracted through the City of Statesville, are not exempt from training requirement standards. Any person who is involved in hazardous waste management at the facility, either as a city employee or contracted employee, must have the required training and the training records must be available for review. The City of Statesville is responsible for all contracted personnel conducting hazardous waste work on their property and for determining that their training is up to date. Each person must be trained to a level that teaches them to perform their duties in a way that ensures the facility's compliance. It will be acceptable if the City of Statesville obtains certified documentation from the contractor(s) that the specific personnel conducting activities on the site are properly trained. This certification should be maintained at the facility and readily available for inspection.

Second, during the inspection with facility representative Mr. Jeff Carty, it was evident that the required training was needed. Mr. Carty indicated that he is responsible for conducting the facility's monthly landfill inspections and yet he has not received training. Mr. Carty's monthly inspection log did not contain the necessary items as required in the facility's Post Closure Plan. The required items are indicated in the Recommendation Section of the inspection report dated April 2, 2003. Monitoring wells were noted to be unlocked on wells that were supposedly being inspected monthly and Mr. Carty was not familiar with nor able to locate all necessary documents in a timely manner. During the inspection, Section personnel had to assist Mr. Carty in identifying the facility's Post Closure Plan. The facility representative responsible for coordinating hazardous waste inspections with Section inspectors should be familiar with the location and content of all required documents. For the reasons stated above it is evident that there is a need to maintain a hazardous waste training program as required by Administrative Order on Consent Docket # 94-191.

In summary, the Section contends that the violations cited on Notice of Violation Docket # 2003-112 are warranted and necessary to keep Third Creek Wastewater Treatment Plant in compliance with State Hazardous Waste Regulations.

If you should have any questions please contact me at (828) 926-4326.

Sincerely,

Handwritten signature of Jesse W. Wells, with the initials KB written to the right of the signature.

Jesse W. Wells  
Western Compliance Supervisor  
NC Hazardous Waste Section

cc: Doug Holyfield  
Sean Morris  
Kathleen Waylett  
MRO Files  
Central Files