



**NC DEPARTMENT OF  
ENVIRONMENT AND NATURAL RESOURCES  
DIVISION OF WASTE MANAGEMENT  
ACTIVITY REPORT**

**Date:** 2 June 2008    **Report By:** Bobby Nelms    **No:** 036

**Subject:** Elliott's Recycling

**Location:** 110171 Roseboro Hwy.

**City:** Roseboro, NC    **Zip:** 28328    **County:** Sampson

**Contact Person:** James Elloitt

**Tel#:** (910) 808-4345

**Reason for visit:** FCI/CMP – Complaint Investigation

**REPORT:** On this date Harvi Cooper and Bobby Nelms visited the site to investigate a complaint reported by a competitor of Elliott's Recycling. The complaint alledged Elliott's was dumping acid and mishandling batteries as well as mismanaging used oil. Upon our arrival, we met with Mr. James Elliott who showed us around the property.

We found that cars going into the crusher were not being drained of their fluids which were causing releases of used oil onto the ground. Mr. Elliott stated that he had recently called someone to the site to give an estimate for building a concrete pad to help contain releases. Batteries, though not being managed improperly, were being managed carelessly in that they were being stored in a manner which allowed the batteries the potential to spill. I discussed this matter with Mr. Elliott who said he would have someone correct the problem immediately.

The attached photos tell the story better than my narrative. An IANOV will be issued to correct the used oil releases. **Activity type:** FCI/CMP –









North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor  
William C. Ross Jr., Secretary

WASTE MANAGEMENT DIVISION  
HAZARDOUS WASTE SECTION

**WARNING LETTER**

11 June 2008

**To:** Elliott's Recycling  
110171 Roseboro Hwy.  
P.O. Box 1068  
Roseboro, NC 28328

**Date of Visit:** 2 June 2008  
**Facility Type:** SALVAGE YARD

On 18 December 1980, the State of North Carolina, Hazardous Waste Section (State) was authorized to operate the State RCRA hazardous waste program under the Solid Waste Management Act (ACT), N.C.G.S. 130A, Article 9 and rules promulgated thereto at 15A NCAC 13A (Rules) in lieu of the federal RCRA program.

On 2 June 2008, Bobby Nelms and Harvi Cooper representing the North Carolina Hazardous Waste Section inspected Elliott's Recycling located in Roseboro, NC for compliance with North Carolina Hazardous Waste Management Rules. During that investigation, the following violation(s) was noted:

**Citation**

**Specifics**

1. **40 CFR 279.22 (d) Failure to respond to releases of used oil by:**
  - (1) Stopping the release;
  - (2) Containing the release of used oil;
  - (3) Cleaning up and properly managing the released used oil and other materials.

You are hereby required to comply with the noted violation(s) by 2 July 2008 at which time a follow up visit may be performed. If compliance with the violation noted above is not met, you may be subject to formal enforcement procedures and an administrative penalty may be assessed for violation of the hazardous waste law or regulations.

In further satisfaction of the violation(s) listed above, Elliott's Recycling shall provide a written certification with supporting documentation on company letterhead confirming the noted compliance schedule has been completed. Mail this certification to Bobby Nelms, Environmental Senior Specialist at NCDENR-Division of Waste Management, Hazardous Waste Section, 1646 Mail Service Center, Raleigh, NC 27699-1646.

11 June 2008  
(Date)

Bobby Nelms  
N.C. Hazardous Waste Section

SENT CERTIFIED MAIL  
(Recipient Signature)

Cc: Ted Cashion  
Harvi Cooper  
Central Files