



PAT MCCRORY
Governor

DONALD R. VAN DER VAART
Secretary

MICHAEL SCOTT
Director

September 29, 2016

Ms. Tyler Hardin, Environmental Services
Duke Energy Corporation
526 South Church Street, Mail Code EC13K
Charlotte, North Carolina 28202

Subject: Request for Notification Extension, Response
Permit No. 1809-INDUS-, Duke Energy Marshall Steam Station
Catawba County, DIN 26767

Dear Ms. Hardin:

On September 21, 2016 the Division of Waste Management Solid Waste Section (Section) received Duke Energy's request entitled;

Request for Notification Extension, Permit No.: 1809-INDUS, Marshall Steam Station, Catawba County, Terrell, North Carolina 28682. Prepared by Duke Energy. September 2016. DIN 26746.

In the letter Duke Energy requested a six (6) month extension to the notification requested in the Section's letter entitled;

Change to Approved Plans Request, Approval. October 2015. DIN 25155.

In which the Section requested Duke Energy, notify the Section of the Facility's determination whether to expand the landfill or enter into closure, by October 1, 2016. Since the Section's letter of October 2015 Duke Energy has submitted to the Section a permit renewal application entitled;

FGD Landfill Permit Renewal Resubmittal, Permit No.: 1809-INDUS, Marshall Steam Station, Catawba County, Terrell, North Carolina 28682. Prepared for Duke Energy. Prepared by AMEC Foster Wheeler. May 2016, revised August 2016. DIN 26608.

The Section considers Duke Energy's permit renewal application for the industrial landfill as sufficient notification of Duke Energy's intent to continue operation of the landfill. The Section is processing the renewal application for this industrial landfill in accordance with North Carolina General Statutes NCGS 130A and North Carolina Administrative Code 15A NCAC 13B. Denial of the permit renewal application for the industrial landfill will require Duke Energy to implement a timely closure, issuance of the permit renewal will allow continued operation of Phase 1 and closure if desired, and as you are aware, a permit amendment application in accordance with NCGS 130A and 15A NCAC 13B .0500 will be required for any expansion (Phase 2) of this landfill.

Should you have any questions regarding this matter you may contact me at (828) 296-4704 or at larry.frost@ncdenr.gov.

Sincerely,

Larry Frost, Engineering Project Manager
Permitting Branch, Solid Waste Section
Division of Waste Management, NCDEQ

ec: Ed Mussler – SWS/RCO
Shawn McKee – SWS/RCO
Elizabeth Werner – SWS/RCO