

Rice, Sarah M

From: Rice, Sarah M
Sent: Wednesday, April 27, 2016 4:31 PM
To: Mussler, Ed (ed.mussler@ncdenr.gov)
Cc: Ritter, Christine; Watkins, Jason; Lorscheider, Ellen; Aja, Deborah; Patrone, John
Subject: CHR Complete - Fryar Grading and Hauling, Inc., permit 41P-LCID-
Attachments: sec of state.pdf

Good afternoon Ed,

We have performed a compliance history review for Fryar Grading and Hauling, Inc., permit 41P-LCID-. The results do not indicate that the permit should be declined at this time. The invoice has been paid.

The legal entity for the solid waste management facility is: Fryar Grading and Hauling, Inc.

The facility name: Fryar Grading and Hauling Land Clearing & Inert Debris Landfill

Please let me know if you have any questions or concerns.

Regards,

Sarah M Rice
Compliance Officer
Field Operations Branch, Solid Waste Section
Division of Waste Management
NC Dept of Environmental Quality

919 707 8287 office/fax
sarah.rice@ncdenr.gov

Physical Address:
217 West Jones Street
Raleigh, NC 27603

Mailing Address:
1646 Mail Service Center
Raleigh, NC 27699-1646



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Fryar Grading & Hauling Inc.
Mailing address
P O Box 220
McLeansville, N.C. 27301
(336) 382-7462



President/vice President - Robert R. Fryar Jr

Secretary/Treasurer - Cynthia S. Fryar

Facility Name on Original Permit
Dated May 20, 1999

Fryar Grading and Hauling Land Clearing &
Inert Debris Landfill

This company is 100% family owned with no direct or indirect parents, subsidiaries or other affiliates



PAT MCCRORY
Governor

DONALD R. VAN DER VAART
Secretary

MICHAEL SCOTT
Acting Director

March 22, 2016

CERTIFIED MAIL RECEIPT 7010 3090 0001 4226 1604
RETURN RECEIPT REQUESTED

Mr. Robert R. Fryer
d/b/a Fryer Grading and Hauling
5230 McCleansville Road
McCleansville, NC 27301



**Re: Compliance Review for FRYER GRADING AND HAULING LCID LANDFILL,
Permit # 41P-LCID, GUILFORD County, North Carolina**

Dear Mr. Fryer:

Please find the attached organization chart request and questionnaire request in response to the renewal of permit **41P-LCID**. These are standard requests during the permitting process. Once you have completed both, please send them back to my attention. You may email the completed documents to me at sarah.rice@ncdenr.gov or mail them back to me at the mailing address below. Should you have any questions during this process, please feel free to contact me at 919.707.8287 or at sarah.rice@ncdenr.gov.

Regards,

Digitally signed by Sarah Rice
DN: cn=Sarah Rice,
o=Division of Waste
Management, ou=Solid
Waste Section,
email=sarah.rice@ncdenr.gov
, c=US
Date: 2016.03.22 15:06:01

Sarah Rice, Compliance Officer
Division of Waste Management, NCDEQ



PAT MCCRORY
Governor

DONALD R. VAN DER VAART
Secretary

MICHAEL SCOTT
Acting Director

March 22, 2016

Mr. Robert R. Fryer
d/b/a Fryer Grading and Hauling
5230 Mc.Cleansville Road
McCleansville, NC 27301

**Re: Compliance Review for FRYER GRADING AND HAULING LCID LANDFILL,
Permit # 41P-LCID, GUILFORD County, North Carolina**

Dear Mr. Fryer:

Prior to the agency reviewing the application, all applicants for a permit must satisfy the agency that it has met the following requirements pursuant to the Solid Waste Management Act (NCGS 130A-294(b2)).

The applicant or permit holder, and any parent, subsidiary, or other affiliate of the applicant, permit holder, or parent, including any joint venturer with a direct or indirect interest in the applicant, permit holder, or parent:

- 1) *Must have substantially complied with the requirements applicable to any activity in which the applicant or permit holder, or a parent, subsidiary, or other affiliate of the applicant, permit holder, or parent, or a joint venture with a direct or indirect interest in the applicant has previously engaged and has been in substantial compliance with federal and state laws, regulations, and rules for the protection of the environment as provided in N.C.G.S. 130A-295.3.*

To commence the pre-review process, please provide **organizational charts** for **MR. ROBERT R. FRYER dba FRYER GRADING and HAULING** as well as explanatory text that identifies all business entities that are direct or indirect parents, subsidiaries or other affiliates of **MR. ROBERT R. FRYER dba FRYER GRADING and HAULING** and depicts the relationships among all entities shown on each chart; as well as any partnerships and joint ventures in which any of the entities are engaged or which have a financial interest in any of the entities. For all business entities identified in the organizational charts, please identify those business entities which operated under a previous business name and identify the prior business name.

To satisfy the requirement regarding past compliance with federal and state laws, regulations, and rules, including permit conditions, please complete the enclosed preliminary **questionnaire**

(this questionnaire must be completed for **MR. ROBERT R. FRYER dba FRYER GRADING and HAULING** and all business entities identified in the organizational chart – see *NCGS 130A-295.3*).

Please email all of the requested information to sarah.rice@ncdenr.gov or send by mail to the address below.

Sincerely,



Digitally signed by Sarah Rice
DN: cn=Sarah Rice,
o=Division of Waste
Management, ou=Solid
Waste Section,
email=sarah.rice@ncdenr.gov
, c=US
Date: 2016.03.22 14:00:33

Sarah Rice, Compliance Officer
Division of Waste Management, NCDEQ

- cc: Ellen Lorscheider, Section Chief
Ed Mussler, Permitting Branch Head
Jason Watkins, Field Operations Branch Head
Christine Ritter, Permitting Hydrogeologist
Deb Aja, District Supervisor
John Patrone, Environmental Senior Specialist

Central File



Compliance Review

MR. ROBERT R. FRYER dba FRYER GRADING and HAULING and any parent, subsidiary, or other affiliate of the applicant, permit holder, or parent, including any joint venturer with a direct or indirect interest in the applicant, permit holder, or parent requested to provide the following information for all solid waste management facilities. For purposes of the questions below, the phrase “within the past five years,” means five years prior to the date of this request.

For each question that is marked with an answer other than “not applicable,” please provide a written, detailed explanation, including how or if the matter has been resolved.

A. The following question applies to all of the applicant’s solid waste management (including hazardous waste management) activities.

1. With respect to the applicant’s solid waste management activities, check whether the applicant has been a party to or received any of the following within the past five years. If not applicable, mark “N/A”:

- NA a. Compliance Order with a penalty
- NA b. Compliance order without a penalty
- NA c. Order to cease operating
- NA d. Order to abate public health nuisance [130A-19];
- NA e. Order to abate imminent hazard [130A-20];
- NA f. Order to abate nuisance scrap tire site [130A-309.60].
- NA g. Administrative Consent Agreement or Settlement Agreement (e.g., may involve revised permit conditions)
- NA h. Revocation or suspension of a permit
- NA i. Denial of a permit application for a solid waste management facility
- NA j. Penalty Collection lawsuit (lawsuit to collect an unpaid penalty)
- NA k. Confession of Judgment (for the payment and collection of an unpaid penalty or other monies owed to a special account, such as the scrap tire account or white goods account)
- NA l. Injunctive relief or law suit for injunctive relief
- NA m. Lawsuit for forfeiture of gain (N.C.G.S. §130A-28)
- NA n. Lawsuit for recovery of money (N.C.G.S. §130A-27)
- NA o. State Criminal action- misdemeanor or felony (N.C.G.S. 130A-25;130A-26.1 and 26.2; 14-399
- NA p. Federal criminal action-misdemeanor or felony

B. **[Note: Questions 2 and 3 cover any type of environmental violation.]**
Check all applicable boxes **(ONE MUST BE CHECKED FOR EACH QUESTION)**.
Within the past five years:

2. The applicant has been convicted of, or pled guilty or no contest to, a criminal violation of a statute, regulation, or rule for the protection of the environment or conservation of natural resources.

- NA
 a. in state court
 b. in federal court
 c. not applicable

3. A monetary penalty (whether denominated as a civil penalty, an administrative penalty, a judicial penalty, or by some other designation), has been assessed against the applicant for the violation of a state or federal statute, regulation, rule, including a permit condition, or for the protection of the environment or conservation of natural resources.

- a. in a state forum
 b. in a federal forum
 c. not applicable

[Note: Questions 4 and 5 will encompass those situations where a solid waste management facility operated in violation of solid waste management statutes/regulations, as well as water quality, including groundwater and surface water, sedimentation and erosion control, and air quality statutes/regulations, among others.]

4. With respect to any solid waste management facility (including hazardous waste management) owned or operated by the applicant, a lawsuit for injunctive relief has been filed against the applicant for the violation of a statute, regulation or rule for the protection of the environment or conservation of natural resources.

- a. in state court
 b. in federal court
 c. not applicable

5. With respect to any solid waste management facility (including hazardous waste management) owned or operated by the applicant, a judgment, or consent judgment, for injunctive relief has been entered against the applicant for the violation of any statute, regulation or rule for the protection of the environment or conservation of natural resources.

- a. in state court
 b. in federal court
 c. not applicable

6. A permit for a solid waste management facility owned or operated by the applicant has been revoked or suspended.

- a. in a state forum
- b. in a federal forum
- c. not applicable

7. An environmental permit for any undertaking other than a solid waste management facility has been revoked or suspended.

- a. in a state forum
- b. in a federal forum
- c. not applicable

8. The applicant submitted a permit application for the proposed ownership or operation of a solid waste management facility that has been denied.

- a. in a state forum
- b. in a federal forum
- c. not applicable

9. A governmental agency or unit has notified the applicant in writing that the applicant has operated or is operating a solid waste management facility without the requisite permit.

- a. yes
- b. not applicable

10. A governmental agency or unit has notified the applicant in writing that the applicant has operated or is operating a solid waste management facility outside the scope of the permitted activity.

- a. yes
- b. not applicable

11. A governmental agency or unit has notified the applicant in writing that the applicant has operated or is operating a facility or undertaking other than a solid waste management facility without the requisite environmental permit(s).

- a. yes
- b. not applicable

For each question that has been marked with an answer other than "not applicable," please provide a written, detailed explanation, including how or if the matter has been resolved.

The applicant may be requested to provide a written, sworn statement certifying the status of the matter.

If the applicant certifies that the applicant is now in compliance, the applicant may be asked to submit proof from the agency having jurisdiction over the violation that the applicant is in the process of correcting or has corrected the violation to the satisfaction of the agency.

The applicant will be asked to certify the truth and accuracy of the answers provided to these compliance review questions.

I, Victoria Lynn Swain, hereby certify on behalf of **MR. ROBERT R. FRYER dba FRYER GRADING and HAULING** as **MR. ROBERT R. FRYER dba FRYER GRADING and HAULING's President** (title of position with applicant), that I have read the foregoing answers provided to the Compliance Review, that the information and answers contained in the responses to the Compliance Review are true and accurate based on my own knowledge and my review of documents and that I have not omitted any material information or falsified any information contained in the foregoing answers. I further certify that I have the requisite authority vested in me by **MR. ROBERT R. FRYER dba FRYER GRADING and HAULING** to bind the corporation to the accuracy and completeness of the information provided herein. I am aware that there are significant penalties for making any false statement, representation, or certification including the possibility of a fine and imprisonment.

Signature/printed name and title:

Attest: Robert R. Fryer Jr.
Robert R. Fryer Jr. President

State of North Carolina
County of Swain

Sworn and subscribed to before me this the 4th day of April, 2016.

Victoria Lynn Swain
notary public

My Commission Expires: August 20, 2020





Elaine F. Marshall
Secretary

North Carolina

DEPARTMENT OF THE
SECRETARY OF STATE

PO Box 29622 Raleigh, NC 27626-0622 (919)807-2000

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Corporate Names

Legal: Fryar Grading and Hauling, Inc.

Business Corporation Information

SosId: 0235153
Status: Current-Active
Annual Report Status: Current
Citizenship: Domestic
Date Formed: 9/20/1988
Fiscal Month: September
State of Incorporation: NC
Registered Agent: Fryar, Robert Ranklin, Sr

Corporate Addresses

Principal Office: 5267 McLeansville Road
McLeansville, NC 27301
Reg Office: 5267 McLeansville Road
McLeansville, NC 27301
Reg Mailing: P.O. Box 220
McLeansville, NC 27301
Mailing: P.O. Box 220
McLeansville, NC 27301

Officers

Secretary/Treasurer: Cynthia S Fryar
5267 McLeansville Rd
McLeansville NC 27301
President/Vice President: Robert R Fryar , Jr.
5267 McLeansville Rd
Mc Leansville NC 27301

Stock

Class: COMMON
Shares: 1000
Par Value: 100



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Facility Search Results

This page requires Javascript to function. Please enable javascript in your browser and refresh the page. This page updates dynamically based on your search criteria and selections within the page.

⚠️ New Jersey Clean Water Act data and some Clean Air Act data are frozen. [Read More...](#)

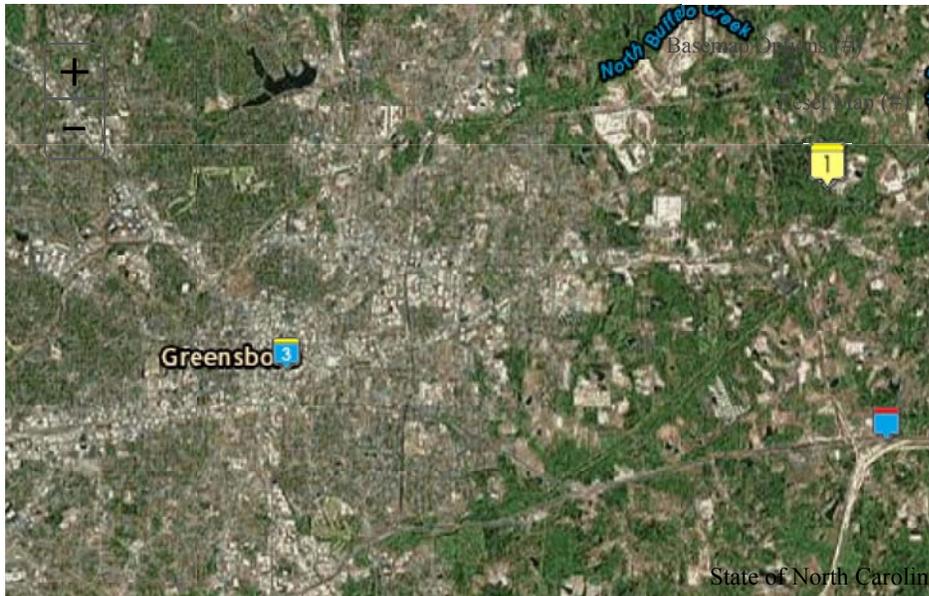
(#CaaCwaCaveatPopup)

- Hide Map (#)
- Hide Table (#)
- Hide Summary (#)
- Modify Search (#)

[Report Violation](https://www.epa.gov/enforcement/report-environmental-violations) (https://www.epa.gov/enforcement/report-environmental-violations)

[Help](https://echo.epa.gov/help/facility-search/facility-search-results-help) (https://echo.epa.gov/help/facility-search/facility-search-results-help)

Map Legend (#)



Search Statistics(#)

6 Search Results

- 1 Facilities with a Current Violation/s
- 1 Facilities with Violations in the Last Three Years
- 1 Facilities with Formal Enforcement Actions in the Last Five Years
- 1 CAA Sources
- 2 Facilities with CWA Permits
- 6 Facilities with RCRA IDs
- 0 Facilities with TRI Releases

Facility Summary(#)

Search Criteria(#)

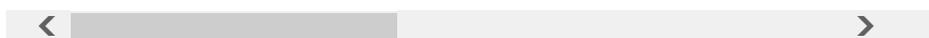
City, State, and/or ZIP Code:
27301
Active/Operating=Yes

Modify Search

- Customize Columns (#columns)
- Download CSV File (#)
- Download Excel File (#)

[Results Guide](https://echo.epa.gov/help/facility-search/all-data-search-results-help#results) (https://echo.epa.gov/help/facility-search/all-data-search-results-help#results)

[Reports Legend](https://echo.epa.gov/help/facility-search/search-results-reports-legend) (https://echo.epa.gov/help/facility-search/search-results-reports-legend)



Facility Name Facility Name (#)	Mapped Mapped (#)	Street Mapped Address (#)	City (#)	Street Address (#)	State (#)	CRS (#)	Reports (#)	Current Significant Violations (#)	Quarters Non Comp (3 yrs) (#)	Inspections (5 yrs) (#)
NEWS & RECORD (../detailed-facility-report?fid=110001501072)		 (../facilities/facility-search/results)		200 EAST MARKET STREET		GREENSBORO	NC			
T.Z. OSBORNE WWTP (../detailed-facility-report?fid=110001978165)		 (../facilities/facility-search/results)		2350 HUFFINE MILL ROAD		MC LEANSVILLE	NC			

Date Last Updated
(<https://echo.epa.gov/resources/data/about-the-data#sources>)

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Last updated October 7, 2014

registry_id	fac_name	fac_street	fac_city	fac_state	fac_lat	fac_long	fac_inspection_co unt	fac_formal_action _count	fac_qtrs_in_nc	fac_curr_snc_flg	fac_map_flg
110001501072	NEWS & RECORD	200 EAST MARKET STREET	GREENSBORO	NC	36.071590	-79.788000	2	0	0	N	Y
110001978165	T.Z. OSBORNE WWTP	2350 HUFFINE MILL ROAD	MC LEANSVILLE	NC	36.099560	-79.690210	15	3	8	N	Y
110004019366	GUILFORD CORPORATE CENTER	5440 MILLSTREAM RD	MCLEANSVILLE	NC	36.058670	-79.654250	0	0	0	N	Y
110012278285	REPLACEMENTS LTD	1089 KNOX RD	MCLEANSVILLE	NC	36.061090	-79.679100	0	0	0	N	Y
110014354545	CAROLINA CORPORATE CENTER/GDAIS	5440 MILLSTREAM RD	MCLEANSVILLE	NC	36.058670	-79.654250	0	0	0	N	Y
110031406226	CTW SPECIALTIES INC	828 KNOX RD	MCLEANSVILLE	NC	36.062830	-79.654720	0	0	0	N	Y

Rice, Sarah M

From: Patrone, John
Sent: Friday, April 08, 2016 3:00 PM
To: Rice, Sarah M
Subject: RE: CHR - Fryar Grading and Hauling, Inc., permit 41P-LCID

I am not aware of a compliance concern regarding this facility.

John Patrone
Environmental Senior Specialist
Division of Waste Management – Solid Waste Section
Department of Environmental Quality

336-776-9673 office
919-280-4814 cell
john.patrone@ncdenr.gov

PO Box 5123
High Point, NC 27262



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From: Rice, Sarah M
Sent: Friday, April 08, 2016 2:59 PM
To: Patrone, John <john.patrone@ncdenr.gov>; Drummond, Jaclynne <jaclynne.drummond@ncdenr.gov>
Cc: Aja, Deborah <deborah.aja@ncdenr.gov>
Subject: CHR - Fryar Grading and Hauling, Inc., permit 41P-LCID

Good afternoon,

We are conducting a compliance history review on Fryar Grading and Hauling, Inc., permit 41P-LCID. Please let us know if there are any compliance concerns with this facility.

Regards,

Sarah M Rice
Compliance Officer
Field Operations Branch, Solid Waste Section
Division of Waste Management
NC Dept of Environmental Quality

919 707 8287 office/fax
sarah.rice@ncdenr.gov

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Rice, Sarah M

From: Drummond, Jaclynne
Sent: Monday, April 11, 2016 8:08 AM
To: Rice, Sarah M
Subject: RE: CHR - Fryar Grading and Hauling, Inc., permit 41P-LCID

Follow Up Flag: Follow up
Flag Status: Flagged

Not at this time.

Jaclynne Drummond
Compliance Hydrogeologist
Division of Waste Management - Solid Waste Section
NC Department of Environmental Quality (DEQ)

828.296.4706 Office
828.299.7043 Fax
jaclynne.drummond@ncdenr.gov

Asheville Regional Office (ARO)
2090 US Highway 70
Swannanoa, NC 28778



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From: Rice, Sarah M
Sent: Friday, April 08, 2016 2:59 PM
To: Patrone, John <john.patrone@ncdenr.gov>; Drummond, Jaclynne <jaclynne.drummond@ncdenr.gov>
Cc: Aja, Deborah <deborah.aja@ncdenr.gov>
Subject: CHR - Fryar Grading and Hauling, Inc., permit 41P-LCID

Good afternoon,

We are conducting a compliance history review on Fryar Grading and Hauling, Inc., permit 41P-LCID. Please let us know if there are any compliance concerns with this facility.

Regards,

Sarah M Rice
Compliance Officer
Field Operations Branch, Solid Waste Section
Division of Waste Management
NC Dept of Environmental Quality

919 707 8287 office/fax
sarah.rice@ncdenr.gov

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Raleigh, NC 27699-1646



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