



Canton Office
175 Main Street • Canton, NC 28716

Permit No.	Date	DIN
44-06	July 14, 2011	14358

13 July 2011

Paula A. Whiting
Regional Off-Site Contact
US EPA Region 4
61 Forsyth Street, S.W.
Mail Code 9T25
Atlanta, Georgia 30303-8960

RECEIVED
July 13, 2011
Solid Waste Section
Asheville Regional Office

Subject: **Request to modify Off-Site Rule Determination to include maintenance fill and re-grading of closed landfill cell cover caps**

Reference: **CERCLA Off-Site Rule: Affirmative Determination of Acceptability** for Blue Ridge Paper Products Inc. d/b/a Evergreen Packaging – Canton Mill Haywood County, Canton, North Carolina

Dear Ms. Whiting –

On 26 May 2011 your office issued the subject CERCLA Off-Site Rule Determination for non-hazardous soil from the Barber’s Orchard Superfund site. The specific approval was use of this soil as structural cover material for closure of Cell 6A-West at the Canton Mill Subtitle D Landfill. During June 2011, we completed North Carolina formal approvals and reached agreement on commercial terms with Environmental Restoration, LLC – the EPA contractor managing the Barber’s Orchard project. Delivery of non-hazardous soil from Barber’s Orchard to our Cell 6A-West closure project began on 27 June 2011.

The capacity of the Landfill Cell 6A-West Closure Cap for Barber’s Orchards soil is 150,000 cubic yards. We designed the closure cap for this volume based on soil stability analysis and the November 2010 EPA estimate of 127,000 cubic yards of non-hazardous soil for off-site landfill disposal from the Barber’s Orchard site. Based on recent information from Environmental Restoration, it appears that the total volume of non-hazardous soil from Barber’s Orchard may exceed 150,000 cubic yards. Final project estimates range from 180,000 to 220,000 cubic yards.

Evergreen Packaging has identified maintenance fill and re-grading of previously closed cells at the No. 6 Landfill as a productive use for additional Barber’s Orchard soil beyond 150,000 cubic yards. Specifically, we propose to use Barber’s Orchard soil as the structural layer in cover cap maintenance of closed Landfill Cells 6B & 6C. These landfill cells were active between 1985 and 1995 and were closed in 1997 with soil cover caps. The cover caps have settled and require maintenance fill and re-grading in accordance with the landfill operating permit. Cells 6B & 6C have native clay liners and leachate collection. Leachate collected from Cells 6B & 6C is pumped to the Canton Mill for treatment in the

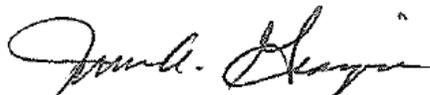
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mill's NPDES-permitted wastewater treatment plant. The proposed design for closed cell maintenance and re-grading is similar to the design of the Landfill Cell 6A-West closure cap. When maintenance fill and re-grading is complete, the Barber's Orchard soil will be isolated from the environment and contained beneath a capping layer of native soil, top soil and grass vegetation.

We request that the EPA modify the 26 May 2011 CERCLA Off-Site Rule Determination to include use of non-hazardous Barber's Orchard soil for maintenance fill and re-grading of Canton Mill closed Landfill Cells 6B & 6C. This request is urgent to avoid delay in ability to receive and support completion of the Barber's Orchard Superfund Project if total soil quantities exceed 150,000 cubic yards. Design drawings and supporting geotechnical information for this productive use of additional Barber's Orchard soil will be submitted to the North Carolina Department of Waste Management for review within the next two weeks.

Very truly yours,

BLUE RIDGE PAPER PRODUCTS INC.
DOING BUSINESS AS EVERGREEN PACKAGING



James Giaque
Landfill Supervisor and Solid Waste Coordinator
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Paul Dickens
Manager, Environment Health and Safety
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Attachment: Copy of 26 May 2011 CERCLA Off-Site Rule Determination

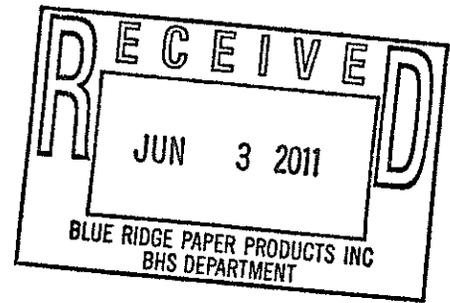
cc: John K. Bornholm, EPA Superfund Project Manager
Allen Gaither, NC Division of Waste Management, Permitting Engineer



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

MAY 26 2011



CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Jim Giaque
Waste Compliance and Landfill Supervisor
Blue Ridge Paper Products, Inc. d/b/a Evergreen Packaging - Canton Mill
175 Main Street
P.O. Box 4000
Canton, North Carolina 28716

SUBJ: CERCLA Off-Site Rule: Affirmative Determination of Acceptability for
Blue Ridge Paper Products, Inc. d/b/a Evergreen Packaging - Canton Mill
Haywood County, Canton, North Carolina
EPA RCRA ID Number NCD003148889
N.C. DENR Industrial Solid Waste Landfill Facility Permit No. 44-06
N.C. DENR Air Quality Permit Number 08961T12
NPDES Number NC0000272 (Wastewater)
NPDES Number NCS000105 (Storm Water)

Dear Mr. Giaque:

The United States Environmental Protection Agency Region 4 has made an affirmative determination of acceptability for the receipt of non-hazardous off-site waste, as defined by the Resource Conservation and Recovery Act (RCRA), and the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) at Blue Ridge Paper Products, Inc. d/b/a Evergreen Packaging - Canton Mill located at 175 Main Street in Canton, North Carolina, 28716. The Canton Mill facility has a latitude of 35° 31' 50" North and a longitude of 82° 50' 30" West.

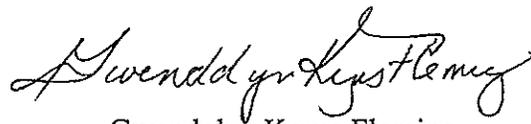
Blue Ridge Paper Products, Inc. d/b/a Evergreen Packaging - Canton Mill is permitted under the North Carolina Department of Environment and Natural Resources (N.C. DENR) EPA RCRA ID Number NCD003148889, N.C. DENR Industrial Solid Waste Landfill Facility Permit No. 44-06, N.C. DENR Air Quality Permit Number 08961T12, and the National Pollutant Discharge Elimination System Permit (NPDES) Number NC0000272 to discharge wastewater from the Canton Mill Wastewater Treatment Plant and NPDES Number NCS000105 to discharge storm water from the Canton Mill facility.

The Canton Mill Landfill is a Private Subtitle D Industrial Landfill for non-hazardous process waste generated at Blue Ridge Paper Products Mill in Canton, North Carolina. Currently the active landfill cell is 6A West which is at capacity and is scheduled for cover cap and closure in the Summer of 2011. The EPA Region 4 will supply non-hazardous soil from the Barber Orchard Superfund Site as a structural cover soil material for closure of Cell 6A West at the Canton Mill Subtitle D Landfill. The Canton Mill Landfill accepts the following non-hazardous process solid wastes from Blue Ridge Paper Products, Inc. d/b/a Evergreen Packaging - Canton Mill operations: Wastewater Treatment Plant sludge, lime mud,

The CERCLA Off-Site status for Blue Ridge Paper Products, Inc. d/b/a Evergreen Packaging - Canton Mill is acceptable for the non-hazardous soil from the Barber Orchard Superfund Site as a structural cover soil material for closure of Cell 6A West at the Canton Mill Subtitle D Landfill and will remain so until the EPA notifies you otherwise. However, please note that the CERCLA Off-Site status for a facility is dynamic in nature and is subject to change.

If you have any questions concerning this matter, please contact Paula A. Whiting, Regional Off-Site Contact, Region 4, at (404) 562-9277.

Sincerely,

A handwritten signature in cursive script that reads "Gwendolyn Keyes Fleming".

Gwendolyn Keyes Fleming
Regional Administrator

cc: Dexter Matthews, Division Director, N.C. DENR