



April 13, 2007

Paul Crissman
Section Chief
NCDENR - Division of Waste Management
401 Oberlin Road, Suite 150
Raleigh, North Carolina 27605

**RE: Stump Dump, Inc. LCID Landfill
Solid Waste Permit No. 51-E**

Dear Mr. Crissman:

Richardson Smith Gardner & Associates, Inc. (RSGA), on behalf of Stump Dump, Inc. (SDI), is requesting a meeting to discuss recent events at the above-referenced site located at 611 Loop Road in Clayton. As you are aware, we have been engaged by the Boyette's to prepare amended operational plans to both remediate the current situation and provide operational procedures and contingency for future operations.

Also the Division is aware, the site has a number of areas that need to be addressed as follows:

- Exceedance of the permitted horizontal boundaries following disturbance by the fire response;
- Encroachment of an approximate 0.46 AC wetland feature centrally located on the site;
- Maintenance and control of the subsurface fire and prevention of future fire outbreaks; and
- Maintenance of existing stormwater BMP's along the Perry's Creek boundary.

Both Dr. Richardson and myself have reviewed the historical files for the site, walked the facility boundaries, and have identified a number of possible options to both remediate the current site condition and provide for continued operations. We have had specific and open conversations with the Boyette's regarding the steps required to close the landfill facility over the next 2 to 3 years, yet move forward with a material recovery/recycling program. It is our opinion that this site can be restored to compliance and requires an open conversation between SDI and NCDENR, with our involvement. SDI has currently taken action, based on our recommendations, to implement the following:

- Surveying support to identify property and stream buffers;
- Maintenance of existing and installation of new stormwater BMP's along Perry's Creek;
- Open discussions with the Army Corps of Engineers to obtain a Nationwide Permit for the wetland impact and the emergency damming of the creek (in response to the recent fire);
- Obtaining and stockpiling soil for covering of the facility; and
- Maintaining irrigation over the previous fire-impacted areas under the guidance of the Archer Lodge Fire Department. It is noted that the Department has advised SDI to cease cover operations until such time that a fire contingency and operations plan can be prepared.

The current state of the site is environmentally sensitive and requires immediate action to mitigate any future problems. Therefore, we would like to expedite discussions between the parties and establish a plan of action that is acceptable to the Division, SDI, and Archer Lodge Fire Department.

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We appreciate your attention in this matter and are prepared to meet at the Division's earliest convenience. Should you have any questions or require clarification, please contact us at (919) 828-0577 ext. 127 or by email at stacey@rsgengineers.com.

Sincerely,

Richardson Smith Gardner & Associates, Inc.

A handwritten signature in black ink, appearing to read 'Stacey A. Smith', is written over a circular stamp or seal.

Stacey A. Smith, P.E.
Project Manager

cc: Kay and Larry Boyette, Stump Dump, Inc.
Ed Mussler, III P.E., NCDENR
Mark Poindexter, NCDENR
File