

North Carolina
Department of Environment and Natural Resources



Division of Waste Management

Michael F. Easley, Governor
William G. Ross Jr., Secretary
Dexter R. Matthews, Interim Director

Fac/Perm/Co ID #	Date	Doc ID#
Careney	2/25/09	DIN

December 12, 2001

Ms. Venice H. Cook, Landowner
Hammocks Beach LCID Landfill
P.O. Box 515
Swansboro, North Carolina 28584

LCIDN67Com Hammocks Beach Road
(Venice H. Cook, Landowner)

and

Mr. John M. Williams, Operator
1236 Piney Green Road
Jacksonville, North Carolina 28546

Subject: Closure Letter: Hammocks Beach LCID Landfill
2 Acre notification recorded in Book: 1395 Page(s): 950 to 953
Property described in Book: 870 Page: 95
Swansboro, Onslow County, North Carolina

Dear Ms. Cook:

This closure letter acknowledges that the referenced facility has been closed, based upon a site inspection conducted on 26 November 2001 by Solid Waste Section personnel, in accordance with the conditions of Section .0510 and .0563(6)(c) of the Solid Waste Management Rules and specifies the post-closure site maintenance and monitoring responsibilities of the facility owner/operator. Section .0510 (d) also states that when a disposal site/facility has been closed, the permit is terminated and any future disposal operations will require a new permit. Any activities not associated with the maintenance or monitoring of the closed site/facility may be viewed as operation of the facility, therefore violating North Carolina Solid Waste Management Rules and subjecting the facility owner to compliance action by the Solid Waste Section Compliance Branch.

POST-CLOSURE MAINTENANCE CONDITIONS:

The required post-closure maintenance for this facility shall consist of whatever measures, procedures, and activities required to maintain this facility in compliance with those closure conditions specified within this letter. More specific closure conditions, in addition to Section .0510, for this facility include:

- (1) Closure, in accordance with the "Operational Requirements for Landfills" Section .0566, unless otherwise specified in the permit for this facility is as follows:

1646 Mail Service Center, Raleigh, North Carolina 27699-1646

Phone: 919-733-0692 \ FAX: 919-733-4810 \ Internet: www.enr.state.nc.us/

- (a) The final cover thickness of one foot (1') of suitable, compacted earth for this facility, shall be maintained;
 - (b) Permanent erosion control measures, shall be maintained;
 - (c) Drainage control measures shall be implemented, as part of site maintenance, necessary to prevent the impoundment of surface water over disposal areas at the facility;
 - (d) Temporary seeding, covered with straw & tacking or similar material if necessary, to prevent erosion in the event of site maintenance involving earth moving/filling activities;
 - (e) Vegetation consisting of native grasses or combination of grasses to promote a year round vegetative cover shall be maintained;
 - (f) Ground water separation of four (4) feet shall be maintained and/or devices utilized to maintain ground water at four (4) feet, as outlined in the original permit application, shall remain;
 - (g) Leachate control, containment on-site.
 - (h) IF APPLICABLE, ground water monitoring wells shall be sampled according to permit conditions for five (5) years in accordance with the N.C Water Quality Monitoring Guidance Document for Solid Waste Facilities. At the end of five years the ground water information will be reviewed and a determination as to continued monitoring will be made.
- (2) The closure of Hammocks Beach LCID Landfill shall become effective upon notification and certification, as provided for in this letter, by the facility owner that the facility complies with closure conditions stated in this letter, shall be maintained in compliance with the post-closure conditions specified in this letter. Documentation exists in the Solid Waste Section files, that the 2 Acre notification for this site was recorded(Book: 1395 and Pages: 950-953) with the Register of Deeds office in Onslow County for the subject property.

All disposal sites, either operating or closed are subject to the explosive gas requirements of Section .0566 (13) (a&b), and the ground water requirements of Section .0566 (15), if applicable.

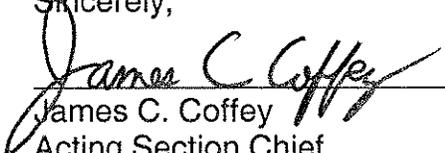
Ms. Cook
December 12, 2001
Page 3

Please execute the certification of closure by signing the acknowledgment statement at the bottom of this page, along with notary seal, and send a copy of this document to:

Division of Waste Management
Solid Waste Section
1646 Mail Service Center
Raleigh, N.C. 27699-1646
Attention: Jim Barber

Should you have any questions or need information concerning the content of this letter, please contact the undersigned at your convenience at (919) 733-0692 Ext: 256 or Jim Barber at (910) 486-1541 or (919)733-0692 Ext: 344 or Joe Gallo at (910) 395-3900.

Sincerely,


James C. Coffey
Acting Section Chief
Solid Waste Section

cc: Mark Fry - Eastern Area Supervisor Joe Gallo - Environmental Technician
Jim Barber - Eastern Area Engineer
Raleigh Central File: Onslow County/2 Acre notification file.

I, _____ (print), facility owner/landowner certify and understand that Hammocks Beach LCID Landfill is closed in accordance with Solid Waste Management rules and will be maintained in accordance with Solid Waste Management rules and the additional conditions stated in this closure letter.

ACKNOWLEDGE AND UNDERSTAND, THIS ____ DAY OF _____, 20____.

VENICE H. COOK

North Carolina

_____ County

I, _____, Notary Public for said County and State, do hereby certify that _____, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and seal, this the ____ day of _____, _____.

(Official Seal)

Notary Public

My commission expires _____.

State of North Carolina
Department of Environment
and Natural Resources
Wilmington Regional Office
Division of Waste Management
Solid Waste Section



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

November 26, 2001

Venice H. Cook
P.O. Box 515
Swansboro, NC 28584

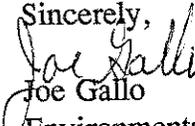


Subject: File Closing
Onslow County
LCID Notified Facility

Dear Mrs. Cook:

This letter is to follow-up my inspection of the Hammocks Beach LCID Notified Facility located in Onslow County. It appears that all the conditions for compliance as stated in the N.O.V. dated March 5, 2001, have been satisfied. It should be noted that in six months the facility will be re-evaluated for appropriate cover and erosion. Should additional erosion control measures be needed you should take whatever measures needed to re-plant and be ready for this inspection.

We would like to take this opportunity to thank you for your cooperation. If you have any questions please call me at (910) 395-3900.

Sincerely,

Joe Gallo
Environmental Technician

JAG/jag

cc: Philip J. Prete, Field Operations Branch Head
Mark Fry, Eastern Area Supervisor
Jim Barber, Eastern Area Engineer

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State of North Carolina
Department of Environment
and Natural Resources
Wilmington Regional Office
Division of Waste Management

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



March 5, 2001

CERTIFIED MAIL Z 153 115 452
RETURN RECEIPT REQUESTED

Venice H. Cook
P.O. Box 515
Swansboro, NC 28584

SUBJECT: NOTICE OF VIOLATION
Notified Facility
Onslow County

Dear Mrs Cook:

Pursuant to NCGS 130A-22(a) and to 15A NC Administrative Code 13B, I conducted an inspection on February 27, 2001, of the Hammocks Beach, Land Clearing Inert Debris Landfill Notification located in Onslow County, North Carolina. The inspection found the LCID Landfill Notification site to be in violation of certain requirements contained in the North Carolina Solid Waste Management Rules, codified at 15A NC Administrative Code 13B specifically:

1. 15A NC Administrative Code 13B .0564 (9.b) requires that there be a buffer of 100 feet from the disposal area to property lines, residential dwellings, commercial or public buildings, and wells. At the time of my inspection a check of the property line revealed that waste has been placed within the buffer zone adjacent to Hammocks Beach road.
2. 15A NC Administrative Code 13B .0566 (6) requires that adequate erosion control measures, structures, or devices shall be utilized to prevent silt from leaving the site and to prevent excessive on site erosion. At the time of my inspection no erosion control measures were in place at the facility.
3. 15A NC Administrative Code 13B .0566 (8) The facility shall be adequately secured by means of gates, chains, berms, fences, etc. to prevent unauthorized access except when an operator is on duty. At the time of my inspection on February 23, 2001 I observed a Hammocks Beach State Park truck loaded with land clearing waste enter the facility through an un-gated road at the rear of the facility and dump a load of tree waste.

Venice H. Cook
March 5, 2001
page 2

On February 27, 2001 we discussed these violations with Jim Barber, Regional Engineer DENR. It was determined at that time your intentions were to voluntarily close the facility permanently.

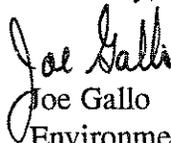
Based upon the foregoing, the LCID Landfill Notification is hereby ordered to take the following actions by March 31, 2001 to correct all violations as stated in this Notice of Violation, and otherwise be in compliance with the North Carolina Solid Waste Management Rules, codified at 15A NC Administrative Code 13B:

1. Comply with 15A NC Administrative Code 13B .0564 (9.b) by having your landfill property surveyed and establishing an adequate buffer as we discussed between the property line and the waste area adjacent to Hammocks Beach road. Remove all waste falling within this buffer and by July 31, 2001 establish 3:1 slopes on all sides, compact and cover with one foot of suitable soils. Implement erosion control measures by grading and seeding;
2. Comply with 15A NC Administrative Code 13B .0566 (6) by contacting the Land Quality Section at (910) 395-3900 and submit an erosion control plan for their approval
3. Comply with 15A NC Administrative Code 13B .0566 (8) by taking the appropriate measures to block all access points to the facility.

Pursuant to NCGS 130A-22(a) and 15A NC Administrative Code 13B Section .0701 - .0707, an administrative penalty of up to \$5,000.00 per day may be assessed for violations of the Solid Waste Law or Regulations.

If you have any questions concerning this matter, please contact me (910) 395-3900.

Sincerely,



Joe Gallo
Environmental Technician

JAG:jag

cc: Phil Prete, Field Operations Branch Head
Mark Fry, Eastern Area Supervisor
Dan Sams, Land Quality

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Onslow Co.
LCID Notified

MEMO

To: Mark Fry
From: Joe Gallo
Subject: Hammocks Beach LCID Landfill
Date: March 5, 2001

As requested this is a summary of the complaints and action taken to date on the Hammocks Beach LCID Landfill.

I have reviewed each of the issues contained in the complaints received from Mrs. Elizabeth Lawrence and Mr. Robert J. Vanente and have consulted with yourself and Jim Barber in regards to each accusation.

Site visits by yourself and Jim Barber in conjunction with federal and state wetlands and flood maps and county platt and flood maps have shown the facility to be outside of all wetlands and 100 year flood zones. Further discussions with the Hammocks Beach State Park superintendent Mr. Samuel S. Bland on February 16, 2001 revealed that the facility has had no measurable effect on the park.

Facility inspection and site visit reports have been reviewed and some operational violations were found and addressed with the operator prior to these complaints being received. Some of these issues have already been resolved and the rest are being addressed in the closure of the facility.

In the last meeting I had with Mrs. Cook and Mr. Williams along with Jim Barber on February 27, 2001, a closure plan for the facility was discussed. Mr. Williams was agreeable and was informed that he would receive a written notice of violations with further instructions for a voluntary closure of the facility.

A notice of violation and closure instructions will be mailed this week and an appropriate time frame will be established to accomplish this.

State of North Carolina
Department of Environment
and Natural Resources
Wilmington Regional Office
Division of Waste Management
Solid Waste Section

Michael F. Easley, Governor
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November 26, 2001

John M. Williams
1236 Piney Green Road
Jacksonville. NC 28546

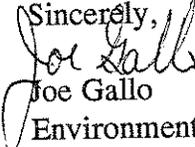


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Onslow County
LCID Notified Facility

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Joe Gallo
Environmental Technician

JAG/jag

cc: Philip J. Prete, Field Operations Branch Head
Mark Fry, Eastern Area Supervisor
Jim Barber, Eastern Area Engineer

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State of North Carolina
Department of Environment
and Natural Resources
Wilmington Regional Office
Division of Waste Management

Michael F. Easley, Governor
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March 5, 2001



CERTIFIED MAIL Z 153 115 453
RETURN RECEIPT REQUESTED

John M. Williams
1236 Piney Green Road
Jacksonville, NC 28546

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Notified Facility
Onslow County

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John M. Williams
March 5, 2001
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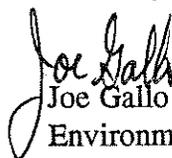
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