

State of North Carolina  
Department of Environment,  
Health and Natural Resources  
Raleigh Regional Office

James B. Hunt, Jr., Governor  
Jonathan B. Howes, Secretary  
Boyce A. Hudson, Regional Manager



**DIVISION OF SOLID WASTE MANAGEMENT**

December 14, 1995

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

*LCIDN98 Com Recycling Depot LCID*

Mr. James Reason, Owner  
James I. Reason Construction Co.  
4419 London Church Rd.  
Elm City, North Carolina 27822

**RE: Warning Letter Final Notice**  
Recycling Depot LCID Notification Facility  
Wilson Co.

Dear Mr. Reason:

On November 17, 1995, I visited your LCID notification facility which is located on the North side of Hwy 43 approximately one half mile East of the intersection with I 95, and is described in the deed recorded in: deed book 1286 page 463 of the records Nash County. The visit revealed that approximately two dump truck loads of shingles have been deposited on your facility. On November 20, 1995, I left telephone message with your wife which stated that the shingles must be removed and transported to an approved facility. On December 8, 1995, I visited the same facility and found that the original pile of shingles had not been removed and that more illegal waste material had been deposited on this site. The additional waste material consisted of approximately two dump truck loads of shingles, an automobile engine, appliances, tires, tire rims, and a pair of coveralls with the name Braswell's Auto Sales and Service, Pinetops printed on them.

I spoke to Mr. Pete Braswell, owner of Braswell's Auto Sales and Service on December 8, 1995. He stated that he gave a pair of coveralls each to Barney Anderson and Bennie Brown and that he thought that Anderson had worked for you.

The dumping of any waste other than land clearing and inert debris on your facility is a violation of item (2) of 15A NCAC 13B .0566 OPERATIONAL REQUIREMENTS FOR LAND CLEARING AND INERT DEBRIS LANDFILLS which states that, "The facility shall only accept those wastes which it is permitted to receive".

Mr. Reason, page 2

**In order for this site to be brought into compliance with 15A NCAC 13B .0566, you must by January 2, 1996, take the following action:**

- I. Remove all waste from the site except that which is defined as land clearing and inert debris and transport to a solid waste disposal facility approved by the Division;
- II. Provide receipts from the approved facility to Ben Barnes NCDEHNR, Solid Waste Section, 3800 Barrett Dr., Suite 101, Raleigh, N.C. 27609;
- III. Provide adequate access control by means of gates, berms, or fences to prevent any unauthorized dumping on the site;
- IV. Maintain the facility in accordance with the operational requirements set forth in 15A NCAC 13B .0566.

This site has a long history of violations. Notices of Violation have been issued on this site on January 14, 1993, by Robert Harding, and July 12, 1993, by me. Periodic Inspections have also revealed other instances where illegal materials were deposited on this property.

*Please consider this your final warning.*

Your should be informed that pursuant to 15A NCAC 13B .0701-.0707, and NCGS 130A-22(a), an administrative penalty of up to \$5000 per day may be assessed for violation of the Solid Waste Management Law or Rules.

If you have any questions please contact me at 919/571 4700.

Ben Barnes



Waste Management Specialist  
Solid Waste Section  
Raleigh Regional Office

cc: Philip J. Prete  
Terry F. Dover

