



NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Division of Waste Management
Dexter R. Matthews
Director

Dee Freeman
Secretary

Beverly Eaves Perdue
Governor

Solid Waste Section

March 26, 2010

Mr. Edward Mann
Public Works Director
Dare County
P.O. Box 1000
Manteo, NC 27954

Subject: Solid Waste Permit To Construct - Cell 4
Dare County Construction and Demolition Debris Landfill (C&DLF)
Dare County, North Carolina
Permit No. 28-03, Document ID No. (Doc ID) 9253

Dear Mr. Mann:

Enclosed please find the Solid Waste Permit To Construct – Cell 4 for the above referenced C&DLF. The referenced Permit To Construct is issued in accordance with N.C.G.S. 130A-294 and the N.C. Solid Waste Management Rules, 15A NCAC 13B .0203(b). In your review of the permit conditions, please also note the following concerns must be properly addressed in writing and submitted to the Solid Waste Section, the Division Waste Management (DWM) for a review and approval prior to issuance of Permit To Operate for Cell 4; the concerns are:

1. The notification requirement for pre-construction meeting (Permit Condition No. 10 in Attachment 2). The meeting agenda and notification shall send to the Solid Waste Section 10 days prior to said meeting.
2. Modification of the Operations Plan by adding the provisions and day-to-day management practices of recyclable material including, but not limited to, white goods/scrap metals, used/scrap tires as described in the 31 December 2009 response letter (Doc ID 9246), prepared by CDM on behalf of Dare County to DWM's Comment Nos. 7, 8, and 9. Dare County must submit the Solid Waste Section the revised Operations Plan for review and approval. The approval of the Operations Plan shall be considered as one of the pre-operation conditions.
3. Modification of the Operations Plan by removing the scrap tire from the waste stream for disposal of at Cell 4 and future cells.
4. The existing Permit to Operate for Cells 1, 2 and 3 for Dare County C&DLF does not approve Dare County to conduct any waste grinding, processing, and/or treatment activities at this landfill facility. If Dare County intends to conduct such waste management activities in the

future, please submit the Solid Waste Section a permit modification application document, which must be prepared in accordance with applicable statutes and rules in effect on that date and pay a statutory-required permitting fee.

5. In accordance with the NCGS 130A-295.2(h), effective August 1, 2009, Dare County must also provide financial assurance sufficient to cover a minimum required amount of three million dollars (\$3,000,000.00) for potential assessment and corrective action at the facility. This financial assurance requirement is in addition to the financial responsibility requirements for site closure, post-closure cares, and corrective actions, if applicable. The approval of the submitted financial assurance document shall be considered as one of the pre-operation conditions. Within the next 12 months, Dare County will be required to evaluate the solid waste management facility to determine the estimated costs of potential assessment and corrective action based on the criteria established in the above-reference statute. Depending on this determination, the required financial assurance amount in the future may be higher than the minimum amount of three million dollars.

Additionally, the cover page of the approved permit application (Doc ID 9831) is also enclosed. The electronic format of the approved documents can be directly downloaded from the DWM's web site at http://acp.ncdenr.org/pls/apex/f?p=2136:25:420322629490250::CIR:IR_PERMITID:2803-CDLF-1995.

Again, please review the Conditions of Permit thoroughly. Mr. Ray Williams is the Solid Waste Section Waste Management Specialist for your area and can be reached at (910)796-7342. If you have questions about your permit or require further clarification, please contact me at (919) 508-8507.

Sincerely,



Ming-Tai Chao, P.E.
Environmental Engineer II
Solid Waste Section

cc: William Stout, P.E., CDM
Donna Wilson, DWM
Ray Williams, DWM
Donald Herndon, DWM

Ed Mussler, Permitting Branch Supervisor
Christine Ritter, DWM
Dennis Shackelford, DWM
Central Files

Enclosures: Permit to Construct – Cell 4

The cover page of the permit application with approval stamp and signatures