



FACILITY COMPLIANCE AUDIT REPORT
Division of Waste Management
Solid Waste Section

UNIT TYPE:

Lined MSWLF		LCID	<input checked="" type="checkbox"/>	YW		Transfer		Compost		SLAS		COUNTY: Durham PERMIT NO.: 32F FILE TYPE: COMPLIANCE
Closed MSWLF		HHW		White goods		Incin		T&P		FIRM		
CDLF		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF		

Date of Audit: October 15, 2009**Date of Last Audit:** April 6, 2009**FACILITY NAME AND ADDRESS:**

Fogleman & Fogleman Soils, Inc. LCID Landfill
 Red Mill Road
 Durham, NC 27704

GPS COORDINATES: N: 36.048114E: -78.812471**FACILITY CONTACT NAME AND PHONE NUMBER:**

Kent Fogleman, Owner – 919-682-0068;
 Fax: 919-682-0662

FACILITY CONTACT ADDRESS:

Fogleman & Fogleman Soils, Inc.
 4005 Intermere Road
 Durham, NC 27704

AUDIT PARTICIPANTS:

Chris Marriott – NCDENR, Solid Waste Section
 Kent Fogleman – Fogleman LCID Landfill Owner
 Jay Fogleman – Fogleman LCID Landfill Operator
 Tricia Thompson – Fogleman LCID Administrative Assistant

STATUS OF PERMIT:

Original Permit: March 16, 1992
 Permit to Operate: December, 19, 2006
 Permit Review Date: December 19, 2011

PURPOSE OF AUDIT:

Comprehensive Audit

NOTICE OF VIOLATION(S):

None

You are hereby advised that, pursuant to N.C.G.S. 130A-22, an administrative penalty of up to \$15,000 per day may be assessed for each violation of the Solid Waste Statute or Regulations. For the violation(s) noted here, you may be subject to enforcement actions including penalties, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules.

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STATUS OF PAST NOTED VIOLATIONS:

None

AREAS OF CONCERN AND COMMENTS:

- 1) Facility is a permitted LCID landfill.
- 2) The operating hours are 7:00 am through 5:00 pm, Monday – Friday.
- 3) This facility also holds a Mining Permit (32-09) issued by the Division of Land Quality.
- 4) The recently submitted Annual report was discussed.
- 5) The access road is well marked and allows all-weather access to the tipping deck.
- 6) Landfill access is controlled after hours by a double swing gate.
- 7) An attendant is at the facility during all hours the facility is open for accepting waste.
- 8) Observed the waste screening process on two trucks entering the facility. Both trucks were carrying acceptable waste for the facility. Preliminary waste screening is completed by the entrance attendant, with a second observation at the time of unloading by the landfill operator. Efforts to screen non-LCID waste should be maintained.
- 9) The working face was less than one acre and is being covered. Dirt cover on the western side slope was marginal. The requirement for soil cover over waste applies to all surfaces of the waste (the top and sides).
- 10) According to staff, the landfill is now accepting between 60-100 loads per day.
- 11) Uncovered waste observed at the working face included; brush and tree debris. At the time of this inspection, most of the material on the working face was dirt, which was being spread to cover the waste.
- 12) Observed facility sediment retention ponds. Ponds are being maintained and appeared to have adequate capacity.

Please contact me if you have any questions or concerns regarding this audit report.



Phone: 336-771-5090

Chris Marriott
Environmental Senior Specialist
Regional Representative

Delivered on : <u>October 17, 2009</u> by		Hand delivery	X	US Mail		Certified No. []
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cc: Mark Poindexter, Field Operations Branch Supervisor
Jason Watkins, Central District Supervisor
Donald Herndon, Compliance Officer