



**FACILITY COMPLIANCE AUDIT REPORT**  
**Division of Waste Management**  
**Solid Waste Section**

**UNIT TYPE:**

Lined MSWLF		LCID		YW		Transfer		Compost		SLAS		<b>COUNTY: Forsyth</b> <b>PERMIT NO.: 34-18 TP</b> <b>FILE TYPE: COMPLIANCE</b>
Closed MSWLF		HHW		White goods		Incin		T&P	<input checked="" type="checkbox"/>	FIRM		
CDLF		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF		

**Date of Audit:** February 9, 2009**Date of Last Audit:** September 26, 2007**FACILITY NAME AND ADDRESS:**

Herbert Myers, Sr./Marty Myers LCID Treatment & Processing Facility  
 7775 Shallowford Road  
 Lewisville, NC 27023

**GPS COORDINATES:** N: 36.10202 E: -80.45674**FACILITY CONTACT NAME AND PHONE NUMBER:**

Herb Myers  
 c: 336-407-1010  
 h: 336-766-6887

**FACILITY CONTACT ADDRESS:**

7775 Shallowford Road  
 Lewisville, NC 27023

**AUDIT PARTICIPANTS:**

John Patrone, NCDENR – Solid Waste Section (SWS)  
 Herb Myers, Owner  
 Chris Carter, Operator

**STATUS OF PERMIT:**

Permit To Operate (PTO) issued June 10, 2004  
 PTO expires June 10, 2009

**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.

**STATUS OF PAST NOTED VIOLATIONS:**

None.

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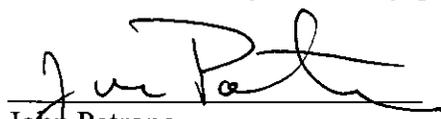
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**AREAS OF CONCERN AND COMMENTS:**

On February 9, 2009, John Patrone met with Herb Myers and Chris Carter to conduct a comprehensive audit of the Herbert Myers, Sr./Marty Myers Land Clearing and Inert Debris Treatment & Processing Facility in Lewisville, Forsyth County.

1. The facility is a permitted Treatment and Processing (T&P) facility. It accepts land clearing and inert debris (LCID) material. It produces mulch (double and single ground) and screened topsoil. Clientele consist primarily of contactors.
2. The facility maintained tonnage records of material received. Throughput for August 2008 = 35 tons, September 2008 = 55 tons, October 2008 = 64 tons, and November 2008 = 23 tons.
3. The facility maintained its 100 foot buffer from Shallowford Road.
4. During the inspection the facility had nine piles of material (in various stages of processing). The largest windrow measured ~ 100' x 20' x 14'.
5. The facility maintained fire lanes between windrows. Mr. Patrone asked that the fire lanes be widened to ~ 20 feet.
6. Mr. Myers was told to ensure that the wood scraps from the topsoil screening operation be processed (into mulch) or hauled to an approved solid waste disposal facility.
7. Mr. Myers was asked to routinely cut the segregated logs stored for firewood and that the logs, prior to cutting, be stored behind the 100 foot buffer from Shallowford Road.
8. Mr. Carter stated that windrows (of mulch) are turned ~ every 2 months or when necessary.
9. Mr. Myers and Mr. Carter were informed that if windrows should ignite the facility may be required to obtain a Type 1 Solid Waste Compost permit.
10. Un-permitted waste is collected and separated accordingly. Mr. Patrone asked that un-permitted waste collected on-site be brought to an approved solid waste disposal facility.
11. There was no indication of soil erosion or runoff.
12. Proper signage was posted at the facility entrance.
13. The site is secured by a gate.
14. The beneficial fill site owned by Mr. Myers, located across the street from the T&P facility, was in good order. No un-permitted debris was observed mixed-in with the beneficial fill material. Mr. Carter had separated-out a few pieces of metal and two tires.
15. A permitted LCID landfill (34-BB) is located at the rear of the T&P facility/lot. Mr. Myers stated that the LCID landfill has never operated and no material is buried on-site. Mr. Patrone verified that the LCID landfill appears to have not operated. The site appeared undisturbed and is covered with natural vegetation.
16. Mr. Patrone asked that the few logs stored on the LCID landfill site be hauled to the T&P facility.
17. Mr. Myers stated that he does not plan to operate the LCID landfill or renew the permit.
18. The permit for the LCID landfill expires on April 28, 2009.

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

  
 John Patrone  
 Environmental Senior Specialist  
 Regional Representative

Phone: 336-771-5095 Fax: 336-771-4631

Delivered on : <u>February 11, 2009</u> by	Hand delivery	<input checked="" type="checkbox"/>	US Mail	Certified No. [ ]
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cc: Mark Poindexter, Field Operations Branch Supervisor  
 Jason Watkins, Central Regional Supervisor  
 Donald Herndon, Compliance Officer  
 Michael Scott, Composting & Land Applications Branch Head