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34-18-TP	7-19-11	DIN 5114

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North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

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

June 10, 2004

Mr. Herb Myers and Marty Myers
Myers Land Clearing and Inert Debris Landfill
820 Ellington Road
Lewisville, North Carolina 27104

Re: Land Clearing and Inert Debris Treatment and Processing Facility, Shallowford Road,
Lewisville, Forsyth County, North Carolina
Permit Number 34-18-TP

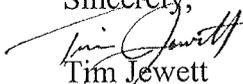
Dear Mr. Myers:

Enclosed please find a Solid Waste Permit and Conditions of the Solid Waste Permit for the above referenced Land Clearing and Inert Debris Treatment and Processing Facility as per your letter to the Solid Waste Section dated 8 March 1995.

This permit is for a five (5) year period from the date of issuance and approves the construction and operation of the above referenced facility. Ninety (90) days prior to the expiration date of the permit, Myers Land Clearing and Inert Debris Landfill shall contact the Division of Solid Waste Management for renewal of the permit. Based upon operational records and rules in effect at that time, changes may be required. If no changes are required, the Division will re-issue the permit for an additional five (5) years.

If you have any questions or require any other assistance, please contact Ms. Wendy Simmons at 336-771-4608 ext. 208 or Mr. Brent Rockett at ext. 209. I can be reached in the Winston-Salem Regional Office at (336) 771-4608 ext. 204.

Sincerely,


Tim Jewett
Western Area Engineer
Solid Waste Section
Enclosures

- cc: Jim Coffey, Section Chief
Jim Barber, Supervisor Permitting Branch
Brent Rockett, Western Area Supervisor
Wendy Simmons, Waste Management Specialist
James Bealle, Environmental Technician
Raleigh Central File: Forsyth County - (34-18-TP)

1646 Mail Service Center, Raleigh, North Carolina 27699-1646
Phone 919-733-4996 \ FAX 919-715-3605 \ Internet <http://wastenotnc.org>



North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

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PERMIT NUMBER: 34-18-TP
DATE ISSUED: JUNE 10, 2004

SOLID WASTE PERMIT

Herbert G. Myers, Sr., and Marty Lee Myers

are hereby issued a permit to CONSTRUCT & OPERATE a

LAND CLEARING AND INERT DEBRIS TREATMENT AND PROCESSING FACILITY

located at 7775 Shallowford Road (north side), between Dorse Road and Pilot View Drive, west of the Town of Lewisville, Forstyh County, North Carolina in accordance with Article 9, Chapter 130A of the General Statutes of North Carolina and all rules promulgated thereunder and subject to the conditions set forth in this permit. The facility is located and described by the legal description in the permit application and the site drawings.

James C. Coffey
Section Chief
Solid Waste Section

PERMIT NUMBER: **34-18-TP**

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PERMIT ISSUED: 10 JUNE 2004

FACILITY NAME: MYERS LAND CLEARING AND INERT DEBRIS (LCID)
TREATMENT AND PROCESSING FACILITY

CONDITIONS OF PERMIT

1. This permit is valid for a period of five years from date of issuance and shall **expire on 10 June 2009**. This permit is for the construction and operation of the **Land Clearing and Inert Debris Treatment and Processing Facility**, according to the approved plans prepared by Allied Design, Inc. dated August 20, 2001 and revised April 25, 2002, June 19, 2003, and June 23, 2003. Any revisions of these approved plans must be approved by the North Carolina Solid Waste Section. Ninety (90) days prior to the expiration date of this permit, Myers Land Clearing and Inert Debris Landfill must notify the Division of Solid Waste Management. Additional conditions or revisions to the approved plans or operations may be required by the Division of Solid Waste Management in accordance with rules in effect at the time of review.
2. Amendments or revisions to the Solid Waste Management Rules or violation of surface water, ground water, or land quality standards may necessitate modification of construction, operation, or closure of this facility prior to the expiration date of this permit. Based upon operating performance, the Conditions of this Permit may be subject to revision.
3. This facility is permitted to receive land clearing waste, 15A NCAC 13B .0101(53), consisting of yard trash, untreated and unpainted wood, and inert debris such as rock, brick, concrete, concrete block, and uncontaminated soil. Waste acceptance requirements may be affected by future revisions and amendments to the NC General Statutes, or to the NC Solid Waste Management Rules.
4. This permit is not transferable.
5. In addition to Condition #3 above, only material specifically listed in the permit application may be managed at this facility without adequate testing and prior approval of the Division of Waste Management. Low carbon-nitrogen waste such as grass clippings shall not be received at this facility. Any heat generation (composting) in any of the piles of material at the facility will be considered a permit violation and shall result in the facility meeting all of the requirements of Section .1400 of the Solid Waste Management Rules within 3 months.
6. The facility shall be operated in a manner so as to prevent the creation of a nuisance, potential health hazard, or potential fire hazard.
7. The 100-foot buffer to property line shall be maintained free of waste and final product.
8. Waste shall not be received at the facility until a pre-operation inspection has occurred and the site found to be in compliance with the rules and permit conditions and the operator reviews the operations plan with the Solid Waste Section Staff.

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PERMIT ISSUED: 10 JUNE 2004

FACILITY NAME: MYERS LAND CLEARING AND INERT DEBRIS (LCID)
TREATMENT AND PROCESSING FACILITY

9. Operation and maintenance of this facility shall be in accordance with section .0302 of the Solid Waste Rules, the permit application and the Operational Plan submitted by Allied Design, Inc. (Revised 23 June 2003), and the following specific conditions:
 - a. Site preparation and construction shall be in accordance with the approved site plan.
 - b. The site shall be adequately secured by means of gates and fences, as shown on the plans, to prevent unauthorized entry except when an operator is on duty. An attendant shall be on duty at the site at all times while it is open for public use to assure compliance with operation requirements and to prevent entry of hazardous waste and other unacceptable or non-permitted waste onto the site.
 - c. Non conforming waste received at the facility or removed from final product during screening shall be separated and removed from the facility within 24 hours and properly disposed.
 - d. A sign shall be posted at the entrance containing the words "Land Clearing and Inert Debris Waste Only", the facility name, the permit number, the name of the owner, the name of the operator, the hours of operation, and emergency contact name and number.
 - e. Open burning of solid waste is prohibited.
 - f. Appropriate litter control measures shall be provided to confine material subject to be wind blown. All wind blown material shall be collected and properly disposed of by the owner or operator on a daily basis.
 - g. Revisions or modifications to the plans and operations must be approved by the Division of Solid Waste Management.
10. Any water which comes in contact with solid waste shall be contained on-site or properly treated prior to discharge or managed in such a manner that there will be no degradation of ground or surface waters.
11. Effective management practices shall be employed to control flies, rodents, insects, vermin, or other vectors.
12. Fires and other non-conforming incidents shall be reported to the Regional Waste Management Specialist, within twenty-four (24) hours, followed by a written notification within fifteen (15) days.
13. All sedimentation and erosion control activities shall be conducted in accordance with the Sedimentation Control Act, 15A NCAC 4. Soil erosion and runoff control structures shall be in place and approved by the appropriate permitting agency prior to accepting any waste.
14. All earth-disturbing activities will be conducted in accordance with all applicable federal, state, and local requirements.

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PERMIT ISSUED: 10 JUNE 2004

FACILITY NAME: MYERS LAND CLEARING AND INERT DEBRIS (LCID)
TREATMENT AND PROCESSING FACILITY

15. Dust and odor control measures shall be utilized to minimize airborne emissions and to prevent dust from becoming a nuisance or safety hazard.
16. Ground water quality at this facility is subject to the classification and remedial action provisions of 15 NCAC 2L. Groundwater monitoring wells may be required if there is indication of the potential for groundwater contamination.
17. An annual report must be submitted to the Division of Solid Waste Management by August 1st of each year for the previous July 1 to June 30. The report shall include the amount of waste received and the amount and type of products sold or otherwise distributed by the facility.
18. Final cover, grading, seeding and stabilization of the northern and western side slopes shall be completed by 30 September 2004. Slopes shall have a minimum of two (2) feet of final cover and shall be no steeper than 3(H):1(V). A certification of cover and slope grade shall be submitted no later than 15 October 2004.

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ATTACHMENT

The following documents are incorporated in the Division Approved Plan for Permit No. 34-18-TP:

1. Original permit submittal document titled "Permitting and Operations Manual, Myers Land Clearing and Inert Debris Landfill, Permit No.: FC 34-90-05" dated April 2002 and prepared by Allied Design, Inc.. Original submittal documents include the application narrative, Zoning Approval (dated 8 November 2001), design drawings, and site Operations Plan.
2. Revision to the original permit application submitted by Allied Design, Inc. dated 23 June 2003 including revised drawings C1, C2, C3, and C4 and a revised Section IV (Operations Plan) of the "Permitting and Operations Manual."
3. Letter dated 15 September 2003 from Allied Design Inc. with an attached letter from Soil Scientist, Richard Ferris, addressing evaluation of depth to groundwater.
4. Phase 1A Closure Plan Drawing (Dwg C5), submitted by Allied Design, Inc. and dated 25 September 2003, received 26 September 2003.
5. Building Permit from the Winston-Salem/Forsyth County Inspections Division dated 20 February 2004 submitted via Letter of Transmittal from Allied Design, Inc.. Received 18 March 2004.
6. Letter dated 19 March 2004 from Allied Design, Inc. including a copy of the recorded Reclamation Agreement with the City of Winston Salem/Forsyth County and a copy of a letter from the City of Winston-Salem Inspections Division indicating that a new special use permit was not required.
7. Fax dated 23 April 2004 from Allied Design, Inc. showing application for a Watershed Protection Permit and Sediment and Erosion Control Plan approval from the Winston-Salem/Forsyth County Inspections Division (NC Div. of Land Quality delegated program). Approvals dependent upon issuance of NCDENR permit.
8. Letter dated 21 May 2004 from Allied Design, Inc. including a map of test pit locations investigated to verify partial closure of the old demolition area under the proposed reclamation facility and a set of color photos to verify documentation of closure area.