

4308Permit2000 - Batch No. \_\_\_

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HARVEY CO.

43-08 3000

P 43087P



NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

DIVISION OF WASTE MANAGEMENT

August 24, 2000



JAMES B. HUNT JR.  
GOVERNOR

BILL HOLMAN  
SECRETARY

WILLIAM L. MEYER  
DIRECTOR

Mr. Thomas Womble, President  
Central Carolina Tire Disposal  
1616 McKoy Town Road  
Cameron, North Carolina 28326

RE: Central Carolina Tire Disposal - Scrap Tire Collection Site Permit. Permit Number 43-08 (Harnett County)  
Amendment #4: New letter of Credit

Dear Mr. Womble:

Enclosed please find a revised Solid Waste Permit and Conditions of the Solid Waste Permit for the scrap tire collection and processing and recycling facility.

This revised permit is the result of a change in the institution issuing the new Letter of Credit for B.T. Sanitation, Inc (D/b/a/ Central Carolina Tire Disposal). The tire storage limit for this facility remains at 23,076 tires(based on a Letter of Credit in the amount of \$150,000) and shall store said tires in accordance with the permit renewal application dated 11 January 2000 (approved 17 February 2000) and permit condition 6(g).

If you have any questions or need further clarification, please contact the undersigned at (910) 486-1191 or (919) 733-0692 Ext:344 or Robert Hearn at (919) 571-4700.

Sincerely,

Jim Barber  
Solid Waste Section  
Eastern Area Engineer

cc: *Wim Coffey*  
Mark Fry  
Robert Hearn  
Raleigh Central File: Harnett - Permit file (43-08)



1646 MAIL SERVICE CENTER, RALEIGH, NORTH CAROLINA 27699-1646  
401 OBERLIN ROAD, SUITE 150, RALEIGH, NC 27605  
PHONE 919-733-4996 FAX 919-715-3605

PERMIT NUMBER: 43-08  
DATE ISSUED: February 18, 1993  
DATE AMENDED(#1): 01/04/95  
DATE AMENDED(#2): 03/07/95  
DATE AMENDED(#3): 02/17/2000  
DATE AMENDED(#4): 08/23/2000

STATE OF NORTH CAROLINA  
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
DIVISION OF WASTE MANAGEMENT

1646 MAIL SERVICE CENTER; RALEIGH, N.C. 27699-1646

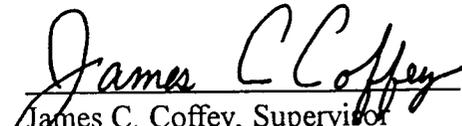
**SOLID WASTE PERMIT**

B.T. SANITATION SERVICE INC.(OWNER)  
and  
dba CENTRAL CAROLINA TIRE DISPOSAL(OPERATOR)

is hereby issued a **PERMIT TO OPERATE** a

**SCRAP TIRE COLLECTION SITE**

located off dead-end S.R. 1105 at 1616 McKoy Town Road, Harnett 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.

  
James C. Coffey, Supervisor  
Permitting Branch  
Solid Waste Section

TELEX : 3772134 MNB INTL DET  
SWIFT : MNBD US 33  
FAX : (313) 222-9115

Letter of Credit Division  
COMERICA BANK  
ONE DETROIT CENTER  
500 WOODWARD AVENUE  
24TH FLOOR, MC 3341  
DETROIT, MI 48226-3341

DATE OF ISSUE: AUGUST 15, 2000  
LETTER OF CREDIT NO. 561029-03  
AMOUNT: USD150,000.00

BENEFICIARY:

STATE OF NORTH CAROLINA  
DEPT. OF ENVIRONMENT, HEALTH & NATURAL RESOURCES  
DIVISION OF SOLID WASTE MANAGEMENT  
401 OBERLIN ROAD, SUITE 150  
RALEIGH, NORTH CAROLINA 27605

APPLICANT:

B.T. SANITATION SERVICE, INC. AND  
LIBERTY WASTE SERVICES III, L.L.C.  
1616 MCKOY TOWN ROAD  
CAMERON, NORTH CAROLINA 28326

GENTLEMEN:

**O R I G I N A L**

WE HEREBY ESTABLISH OUR IRREVOCABLE STANDBY LETTER OF CREDIT IN FAVOR OF THE ABOVE NAMED BENEFICIARY AT THE REQUEST OF THE ABOVE NAMED APPLICANT, IN AN AMOUNT NOT TO EXCEED USD150,000.00, AVAILABLE BY DRAFTS AT SIGHT FROM THE BENEFICIARY WHEN PRESENTED AT OUR OFFICE AT COMERICA BANK, ONE DETROIT CENTER, 500 WOODWARD AVENUE, 24<sup>TH</sup> FLOOR, DETROIT, MICHIGAN 48226-3341 ON OR BEFORE AUGUST 14, 2001.

THIS LETTER OF CREDIT IS ESTABLISHED AS PART OF AN APPLICATION AND PERMIT ISSUED BY THE STATE OF NORTH CAROLINA FOR THE APPLICANT TO OPERATE A TIRE DISPOSAL, STORAGE AND COLLECTION SITE AT THE ADDRESS ABOVE IN HARNETT COUNTY, NORTH CAROLINA. FUNDS ESTABLISHED BY THIS IRREVOCABLE LETTER OF CREDIT ARE AVAILABLE TO YOU UPON PRESENTATION OF YOUR SIGHT DRAFT ACCOMPANIED BY A SIGNED STATEMENT THAT "THE AMOUNT DRAWN IS THE MINIMUM NECESSARY TO REIMBURSE THE DIVISION OF SOLID WASTE MANAGEMENT, STATE OF NORTH CAROLINA, FOR SITE CLOSURE, CLEAN-UP AND OTHER COSTS DIRECTLY RELATED TO SITE CLOSURE OR CLEAN-UP ON BEHALF OF THE APPLICANT."

FULL OR PARTIAL SIGHT DRAFTS MAY BE DRAWN UNDER THIS LETTER OF CREDIT BY AND IN THE NAME OF THE BENEFICIARY. PARTIAL DRAFTS DRAWN UNDER THIS LETTER OF CREDIT SHALL NOT, IN THE AGGREGATE, EXCEED USD150,000.00. BOTH THE SIGHT DRAFT AND THE SIGNED STATEMENT MUST BEAR ON THEIR FACE "DRAWN UNDER IRREVOCABLE LETTER OF CREDIT NUMBER 561029-03, DATED AUGUST 15, 2000." THIS LETTER IS NOT TRANSFERABLE, HOWEVER, IT SHALL INURE TO THE BENEFIT OF ANY CO-SURETIES OR RE-INSURES OR RE-INSURES WHO MAY SHARE ANY APPLICABLE RISK WITH THE BENEFICIARY.

IT IS A CONDITION OF THIS LETTER OF CREDIT THAT IT SHALL BE DEEMED AUTOMATICALLY EXTENDED WITHOUT AMENDMENT FOR ONE YEAR PERIODS FROM THE EXPIRATION DATE HEREOF, OR ANY FUTURE EXPIRATION DATE UNLESS AT LEAST SIXTY (60) DAYS PRIOR TO ANY EXPIRATION DATE WE SHALL NOTIFY YOU BY OVERNIGHT COURIER SERVICE THAT WE ELECT NOT TO CONSIDER THIS LETTER OF CREDIT RENEWED FOR ANY SUCH ADDITIONAL PERIOD.

CONTINUED ON PAGE TWO.

James C. Coffey  
August 2, 2000  
Page 2

does not trigger a requirement to obtain a franchise from the City of Concord. However, it is our understanding that as a prerequisite to DENR's approval of U.S. Tire Recycling, L.P.'s pending request to expand the disposal area of the facility beyond that previously permitted, a franchise will need to be obtained from the City of Concord.

Please provide me with confirmation that this letter is consistent with DENR's position regarding the subject transactions by signing where indicated below and returning a copy of the letter to me. A prompt response would be greatly appreciated as closing is scheduled to occur in a matter of days.

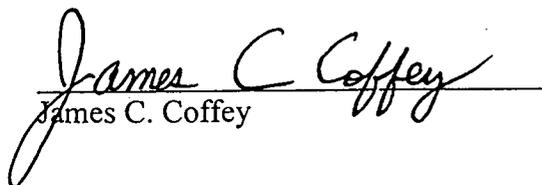
Sincerely,

  
Timothy P. Sullivan

TPS:hjw

cc: Steven McCarthy  
Jeff Kendall  
Thomas Womble  
David Greenstein  
Glenn Dunn

The foregoing is consistent with DENR's position regarding the transactions described in this letter.

  
James C. Coffey

August 2, 2000  
Date

PERMIT NUMBER: 43-08  
DATE ISSUED: February 18, 1993  
DATE AMENDED(#1): 01/04/95  
DATE AMENDED(#2): 03/07/95  
DATE AMENDED(#3): 02/17/2000  
DATE AMENDED(#4): 08/23/2000

**SOLID WASTE PERMIT**  
CENTRAL CAROLINA TIRE DISPOSAL  
SCRAP TIRE COLLECTION SITE

**CONDITIONS OF PERMIT**

1. This permit is re-issued for a period not to exceed three (3) years from the date of issuance and/or amendment and will expire on 17 February 2003, subject to condition number 2. This permit is for the operation of the scrap tire collection site set forth in the original and renewal applications. Additional conditions or revisions to the approved plans or operations must be approved by the Solid Waste Section.

Amendments or revisions to the Solid Waste Management Rules or violation of surface water, groundwater, or land quality standards may necessitate modification of construction, operation, or closure of this facility prior to the expiration date of this permit.

2. This tire collection site is permitted to store, prior to processing, not more than twenty-three thousand and seventy six (23,076) tires. Proof of closure, clean up, and liability financial assurance, including pollution coverage, must also be submitted at that time for the potential amount of storage equal to the monthly processing amount. See Letter of Credit issued by Comerica Bank, LETTER OF CREDIT NO. 5610290-03, dated 15 August 2000.

Subsequent adjustments to the storage amount and financial assurance amounts require approval of the Solid Waste Section.

3. A minimum of seventy-five percent (75%) of tire derived products must be disposed in Central Carolina Tire Disposal's tire monofill or shipped off-site on an annual basis. Adjustments to this percentage to allow additional amounts of storage or adjustments to allow additional length of storage time must be approved by the Solid Waste Section.
4. Closure and clean up financial assurance must remain in force during the operation of this site and is subject to Condition Number 2. Central Carolina Tire Disposal must submit to the Division for approval, any subsequent changes in the instrument or provider of financial assurance at least one-hundred-twenty (120) days prior to said change. **This permit is immediately revoked if any lapse of closure and clean up financial assurance occurs.**

5. Liability financial assurance must remain in force during the operation of this site and is subject to Condition Number 2. Central Carolina Tire Disposal must submit to the Division for approval, any subsequent changes in the instrument or provider of liability financial assurance, at least one-hundred-twenty (120) days prior to said change. **This permit is immediately revoked if any lapse of liability financial assurance occurs.**
6. This facility shall conform to the operating procedures set forth under section 0.1107 of the Solid Waste Management Rules and the following specific conditions:
  - a. Within one (1) month after termination of operations at the site or a major portion thereof or upon revocation of this permit, all scrap tire and scrap tire derived products shall be removed to a permitted solid waste management facility approved to received this type of waste.
  - b. The Division may require further action to be taken in order to correct any condition which is or may become injurious to the public health or environment.
  - c. Adequate fire protection measures shall be in place and fire prevention procedures shall be practiced at all times. Equipment shall be provided to control accidental fires or arrangements shall be made with the local fire protection agency to immediately provide fire-fighting services when needed.
  - d. Adequate control measures and practices shall be employed to prevent any pollutants from contaminating surface water, groundwater, and soil.
  - e. A copy of the Emergency Preparedness Manual must be kept readily available to employees on the site at all times.
  - f. The site shall be adequately secured to prevent unauthorized entry. 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.
  - g. Tires and tire chips, as shown in the renewal application dated 11 January 2000, shall be stored in accordance with the amended site plan dated 30 October 1994, received 3 November 1994, to include the work/storage area, those tire storage areas North, South and East of the work/storage area, and in accordance with the original permit application. Any proposed changes in storage or procedures shall require approval by the Solid Waste Section. Outdoor tire storage shall comply with 15 NCAC 13B .1107 (2).
  - h. The Irrevocable Standby Letter Of Credit, No. 561029-03, issued on 15 August 2000 by Comerica Bank shall be renewed by B.T. Sanitation Service, Inc. dba Central Carolina Tire Disposal and submitted to the Division of Solid Waste by 15 August 2001 and each year thereafter.

7. A report shall be submitted annually on March 1 to the Division and to Harnett County containing the information required under 15A NCAC 13B. 1110 (d).
8. A sign with the name of the facility and permit number must be erected and maintained at the entrance of the facility.
9. In accordance with 15 NCAC 13B 0.1102 (b), Scrap Tire Collection or Disposal Sites shall pay an annual permit renewal fee, by July 1, of each year, as specified:
  - (1) A scrap tire collection site: two hundred and fifty dollars (\$250.00); and
  - (2) A scrap tire disposal site: two hundred and fifty dollars (\$250.00).

## ATTACHMENTS

1. Amendment #1: Addresses that changes in storage areas at the tire processing facility in accordance with the application and plans dated 30 October 1994.
2. Amendment #2: Addresses the increase of financial assurance from \$75,000 to \$150,000 based on the revised IRREVOCABLE STANDBY LETTER OF CREDIT NO. 3880, received 17 February 1995 and faxed to the F.R.O on 01 March 1995.
3. Amendment #3: Permit renewal application dated 11 January 2000 and received 14 February 2000 for renewal of site storage and processing permit. Amendment #3 for this site is for the future tire chip storage area located to the south of the processing area. The tire chips to be stored will be marketed as septic drain field aggregate. Also included with the renewal application is Letter of Credit Number 2000-10 from Century Bank dated 26 January 2000.
4. Amendment #4: New letter of credit issued by Comerica Bank, LETTER OF CREDIT NO. 561029-03, that replaces the letter of credit issued by Century Bank dated 26 January 2000.

Timothy P. Sullivan  
Attorney-at-Law

Direct Dial: 919.783.2991  
tsullivan@poynerspruill.com

www.poynerspruill.com

Other offices: Charlotte, Rocky Mount

August 2, 2000

James C. Coffey  
Division of Waste Management-Solid Waste Section  
Department of Environment and Natural Resources  
1646 Mail Service Center  
Raleigh, NC 27699-1646

**Re: Planned Stock Purchase of Central Carolina Tire Disposal, Inc. and Planned Purchase of Partnership Interests in U.S. Tire Recycling, L.P. by Liberty Waste Services III, L.L.C.**

Dear Mr. Coffey:

I am writing on behalf of Liberty Waste Services to confirm our recent discussions pertaining to the pending subject transactions.

Regarding Liberty Waste Services' proposed purchase of the stock of B.T. Sanitation Service, Inc, you have indicated that as long as the permitted entity (i.e. B.T. Sanitation Service, Inc. d/b/a Central Carolina Tire Disposal) remains the same legal entity and will continue to be the permittee as a result of this transaction, and that there is no other requested change in the solid waste permit held by Central Carolina Tire Disposal, then this contemplated transaction between Liberty Waste Services and Central Carolina Tire Disposal does not trigger a requirement for Liberty Waste Services to obtain a franchise from Harnett County. However, the Division of Waste Management reserves the right to subsequently request and obtain from Liberty Waste Services information necessary to determine that the permittee remains financially qualified to carry out the permitted activities, and information related to Liberty Waste Services' compliance history at other facilities where it has engaged in solid waste management activities.

However, Liberty Waste Services understands that, should a substantial amendment to Central Carolina Tire Disposal's existing permit subsequently be requested, a franchise from Harnett County would be required as a prerequisite to obtaining any requested substantial amendment.

Regarding Liberty Waste Services' proposed purchase of the partnership interests in U.S. Tire Recycling, L.P., you have confirmed that DENR's position is the same as with respect to the conditions outlined above for the proposed purchase of stock of B.T. Sanitation Service, Inc, and that this contemplated transaction between Liberty Waste Services and U.S. Tire Recycling, L.P.



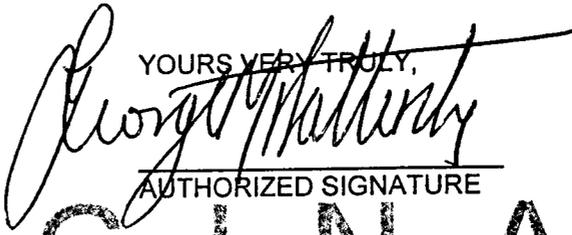
TELEX : 3772134 MNB INTL DET  
SWIFT : MNBD US 33  
FAX : (313) 222-9115

Letter of Credit Division  
COMERICA BANK  
ONE DETROIT CENTER  
500 WOODWARD AVENUE  
24TH FLOOR, MC 3341  
DETROIT, MI 48226-3341

PAGE TWO  
LETTER OF CREDIT NO. 561029-03

THIS LETTER OF CREDIT IS SUBJECT TO INTERNATIONAL STANDBY PRACTICES (ISP98 INTERNATIONAL CHAMBER OF COMMERCE, PUBLICATION 590 WHICH ARE IN EFFECT ON THE ISSUE DATE AND THE LAWS OF THE STATE OF MICHIGAN. IN THE EVENT OF ANY CONFLICT, THE LAWS OF THE STATE OF MICHIGAN WILL CONTROL.

WE ENGAGE WITH YOU THAT EACH DRAFT DRAWN UNDER AND IN COMPLIANCE WITH THE TERMS OF THIS CREDIT WILL BE DULY HONORED ON DELIVERY OF THE DOCUMENTS AS SPECIFIED IF PRESENTED AT THIS OFFICE ON OR BEFORE AUGUST 14, 2001 OR ANY AUTOMATICALLY EXTENDED DATE.

YOURS VERY TRULY,  
  
AUTHORIZED SIGNATURE

O R I G I N A L

KED

NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
DIVISION OF WASTE MANAGEMENT



JAMES B. HUNT JR.  
GOVERNOR

February 17, 2000

BILL HOLMAN  
SECRETARY

Mr. Thomas Womble, President  
Central Carolina Tire Disposal  
1616 McKoy Town Road  
Cameron, North Carolina 28326

WILLIAM L. MEYER  
DIRECTOR

RE: Central Carolina Tire Disposal - Scrap Tire Collection  
Site Permit. Permit Number 43-08 <sup>TP</sup> (Harnett County)  
Amendment #3

Dear Mr. Womble:

Enclosed please find a Solid Waste Permit and Conditions of the Solid Waste Permit for the scrap tire collection and processing and recycling facility.

This permit along with the permit renewal application has been reviewed, in accordance with 1106(a) and is re-issued for a three (3) year operational period from the date of issuance and approves the operation of the tire collection/storage and processing facility. Amendment #3 addresses the renewal application along with the addition of future storage areas for processed tire chips to be used in septic drain fields. The tire storage limit for this facility remains at 23,076 tires (based on a Letter of Credit in the amount of \$150,000) and shall store said tires in accordance with the permit application and permit condition 6(g).

If you have any questions or need further clarification, please contact the undersigned or Mark Fry at (910) 486-1191.

Sincerely,  
*Jim Barber*  
Jim Barber  
Solid Waste Section  
Eastern Area Engineer

cc: Jim Coffey  
Mark Fry  
Raleigh Central File: Harnett - Permit file (43-08)



PERMIT NUMBER: 43-08  
DATE ISSUED: February 18, 1993  
DATE AMENDED (#1): 01/04/95  
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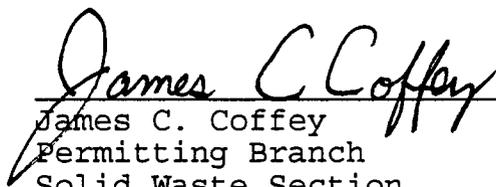
**SOLID WASTE PERMIT**

B.T. SANITATION SERVICE INC. (OWNER)  
and  
dba CENTRAL CAROLINA TIRE DISPOSAL (OPERATOR)

is hereby issued a PERMIT TO OPERATE a

SCRAP TIRE COLLECTION SITE

located off dead-end S.R. 1105 at 1616 McKoy Town Road, Harnett 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.

  
\_\_\_\_\_  
James C. Coffey  
Permitting Branch  
Solid Waste Section

PERMIT NUMBER: 43-08  
DATE ISSUED: February 18, 1993  
DATE AMENDED (#1): 01/04/95  
DATE AMENDED (#2): 03/07/95  
DATE AMENDED (#3): 02/17/2000

**SOLID WASTE PERMIT**  
CENTRAL CAROLINA TIRE DISPOSAL  
SCRAP TIRE COLLECTION SITE

**CONDITIONS OF PERMIT**

1. This permit is re-issued for a period not to exceed three (3) years from the date of issuance and/or amendment and will expire on 17 February 2003, subject to condition number 2. This permit is for the operation of the scrap tire collection site set forth in the original and renewal applications. Additional conditions or revisions to the approved plans or operations must be approved by the Solid Waste Section.

Amendments or revisions to the Solid Waste Management Rules or violation of surface water, groundwater, or land quality standards may necessitate modification of construction, operation, or closure of this facility prior to the expiration date of this permit.

2. This tire collection site is permitted to store, prior to processing, not more than twenty-three thousand and seventy six (23,076) tires. Proof of closure, clean up, and liability financial assurance, including pollution coverage, must also be submitted at that time for the potential amount of storage equal to the monthly processing amount. See Letter of Credit, Number 2000-10 dated 26 January 2000.

Subsequent adjustments to the storage amount and financial assurance amounts require approval of the Solid Waste Section.

3. A minimum of seventy-five percent (75%) of tire derived products must be disposed in Central Carolina Tire Disposal's tire monofill or shipped off-site on an annual basis. Adjustments to this percentage to allow additional amounts of storage or adjustments to allow additional length of storage time must be approved by the Solid Waste Section.

4. Closure and clean up financial assurance must remain in force during the operation of this site and is subject to Condition Number 2. Central Carolina Tire Disposal must submit to the Division for approval, any subsequent changes in the instrument or provider of financial assurance at least one-hundred-twenty (120) days prior to said change. **This permit is immediately revoked if any lapse of closure and clean up financial assurance occurs.**
5. Liability financial assurance must remain in force during the operation of this site and is subject to Condition Number 2. Central Carolina Tire Disposal must submit to the Division for approval, any subsequent changes in the instrument or provider of liability financial assurance, at least one-hundred-twenty (120) days prior to said change. **This permit is immediately revoked if any lapse of liability financial assurance occurs.**
6. This facility shall conform to the operating procedures set forth under section 0.1107 of the Solid Waste Management Rules and the following specific conditions:
  - a. Within one (1) month after termination of operations at the site or a major portion thereof or upon revocation of this permit, all scrap tire and scrap tire derived products shall be removed to a permitted solid waste management facility approved to received this type of waste.
  - b. The Division may require further action to be taken in order to correct any condition which is or may become injurious to the public health or environment.
  - c. Adequate fire protection measures shall be in place and fire prevention procedures shall be practiced at all times. Equipment shall be provided to control accidental fires or arrangements shall be made with the local fire protection agency to immediately provide fire-fighting services when needed.
  - d. Adequate control measures and practices shall be employed to prevent any pollutants from contaminating surface water, groundwater, and soil.
  - e. A copy of the Emergency Preparedness Manual must be kept readily available to employees on the site at all times.
  - f. The site shall be adequately secured to prevent unauthorized entry. 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.

- g. Tires and tire chips, as shown in the renewal application dated 11 January 2000, shall be stored in accordance with the amended site plan dated 30 October 1994, received 3 November 1994, to include the work/storage area, those tire storage areas North, South and East of the work/storage area, and in accordance with the original permit application. Any proposed changes in storage or procedures shall require approval by the Solid Waste Section. Outdoor tire storage shall comply with 15 NCAC 13B .1107 (2).
  - h. The Irrevocable Standby Letter Of Credit No. 2000-10, issued on 26 January 2000 shall be renewed by B.T. Sanitation Service, Inc. dba Central Carolina Tire Disposal and submitted to the Division of Solid Waste by 1 January 2001 and each year thereafter.
- 7. A report shall be submitted annually on March 1 to the Division and to Harnett County containing the information required under 15A NCAC 13B. 1110 (d).
  - 8. A sign with the name of the facility and permit number must be erected and maintained at the entrance of the facility.
  - 9. In accordance with 15 NCAC 13B 0.1102 (b), Scrap Tire Collection or Disposal Sites shall pay an annual permit renewal fee, by July 1, of each year, as specified:
    - (1) A scrap tire collection site: two hundred and fifty dollars (\$250.00); and
    - (2) A scrap tire disposal site: two hundred and fifty dollars (\$250.00).

## ATTACHMENTS

1. Amendment #1 addresses that changes in storage areas at the tire processing facility in accordance with the application and plans dated 30 October 1994.
2. Amendment #2 addresses the increase of financial assurance from \$75,000 to \$150,000 based on the revised IRREVOCABLE STANDBY LETTER OF CREDIT NO. 3880, received 17 February 1995 and faxed to the F.R.O on 01 March 1995.
3. Permit renewal application dated 11 January 2000 and received 14 February 2000 for renewal of site storage and processing permit. Amendment #3 for this site is for the future tire chip storage area located to the south of the processing area. The tire chips to be stored will be marketed as septic drain field aggregate. Also included with the renewal application is Letter of Credit Number 2000-10 from Centura Bank dated 26 January 2000.

## IRREVOCABLE STANDBY LETTER OF CREDIT

Letter of Credit No. 2000-10  
Effective Date: January 26, 2000

Amount: \$150,000.00

**BENEFICIARY:**

State of North Carolina  
Dept. of Environment, Health & Natural Resources  
Division of Solid Waste Management  
PO Box 27687  
Raleigh, NC 27611-7687

**APPLICANT:**

B T Sanitation Service, Inc.  
Dba Central Carolina Tire Disposal  
1616 McKoy Town Road  
Cameron, NC 28326

Dear Sir or Madam:

We hereby establish our Irrevocable Stand-by Letter of Credit in favor of the above named Beneficiary at the request of the above named Applicant, in an amount not to exceed \$150,000.00, available by drafts at sight from the Beneficiary at our office at Centura Bank, 134 North Church Street, Rocky Mount, NC 27804, on or before 5:00 PM January 15, 2001.

This Letter of Credit is established as part of an application and permit issued by the State of NC for the Applicant to operate a tire disposal, storage and collection site at the address above in Harnett County, NC. Funds established by this Irrevocable Letter of Credit are available to you upon presentation of your sight draft accompanied by a signed statement that the amount drawn is the minimum necessary to reimburse the Division of Solid Waste Management, State of NC, for site closure, clean-up and other costs directly related to site closure or clean-up on behalf of the Applicant.

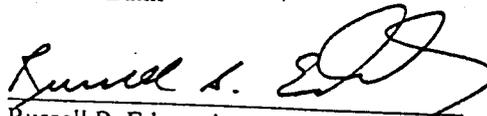
Full or partial sight drafts may be drawn under this Letter of Credit by and in the name of the Beneficiary. Partial drafts drawn under this Letter of Credit shall not, in the aggregate, exceed \$150,000.00. Both the sight draft and the signed statement must bear on their face "Drawn under Irrevocable Letter of Credit number 2000-10, dated January 26, 2000." This letter is not transferable, however, it shall inure to the benefit of any co-sureties or re-insures or re-insures who may share any applicable risk with the Beneficiary.

This Letter of Credit does not contain any automatic extensions or renewals and expires on the date and time stated above. While not guaranteed, it is anticipated that Centura Bank will renew for a like term subsequent Letters of Credit which may be required by the State of NC as a condition to grant permits for this tire disposal, collection and storage facility.

Page 2 of 2  
L/C#2000-10  
BT Sanitation Service, Inc.  
dba Central Carolina Tire Disposal

- (8) This LETTER OF CREDIT is subject to International Standby Practices (ISP98 International Chamber of Commerce, publication 590 which are in effect on the issue date and the laws of the State of North Carolina. In the event of any conflict, the laws of the State of North Carolina will control. Centura Bank hereby agrees with drawers, endorsers, and bona fide that all drafts drawn under and in compliance with the terms of the Letter of Credit will be duly honored upon presentation to the bank.

Very truly yours,  
Centura Bank

  
Russell B. Edmondson, Jr., Bank Officer

RBE:tw

- Booklet -

43-08

Permit Renewal Application  
Central Carolina Tire Disposal

Approved 2/17/00

FIRE DEPARTMENT/EMERGENCY

SERVICES INSPECTION

PERMIT RENEWAL APPLICATION  
CENTRAL CAROLINA TIRE DISPOSAL

**APPROVED**  
DIVISION OF SOLID WASTE MANAGEMENT  
DATE 2/17/2002 BY AS

43-08

CENTRAL FILE COPY

PERMIT FILE



Central Carolina Tire Disposal  
1616 McKoy Town Road  
Cameron, NC 28326-9304  
Phone (919) 499-2301

11 January 2000

Solid Waste Section, Solid Waste Management Division  
NC DENR  
PO Box 27687  
Raleigh, NC 27611

SUBJECT: Permit Renewal Application  
REFERENCE: Scrap Tire Collection (and Processing) Site Permit Number 43-04 TP

**General**

The following permit renewal application is submitted to Solid Waste Section, Solid Waste Management Division, NC DENR, for continued scrap tire collection and processing at the Central Carolina Tire Disposal site located at 1616 McKoy Town Road, Cameron, NC 28326-9304. This collection and processing site is operated in conjunction with the co-located with the scrap tire disposal landfill (NC DENR Permit #43-04). The site contains parking for tire trailers, tire shredders, loading conveyor, maintenance shop building, and storage areas for tires. The site occupies approximately 18 acres. The site has been operated for tire collection and processing since 1991.

Owner and Operator:, Phone (919) 499-2301.

Signed: Thomas A. Womble  
Thomas A. Womble, Owner & Operator,

**Description of Operations:**

Whole passenger car, truck, and off-road tires arrive at the site in trailers which are parked awaiting unloading. The trailers are moved to the un-loading area where tires are off-loaded, inspected, and graded. Tires suitable for re-sale, re-capping, or other recyclable uses are culled and stored for pick-up or shipment. These tires are stored north of the shredder and the maintenance shop. Used tire dealers usually pick up tires bi-weekly.

The remaining passenger and small truck tires are processed by single-pass through 2 each Shredding Systems 300 hp shredders to one conveyor per shredder which deposit shredded tires in trailers for disposal in the co-located tire monofill. Tires too large for the shredder (e.g., large truck tires, off-road tires, and heavy / large earth moving equipment tires) are split with shop fabricated tire splitters for disposal in the co-located tire monofill.

Sources and Quantities of Tires received, estimated approximate anticipated tons per month:

Local government Solid Waste Landfills & State government funded illegal dump site cleanup	4,070
Private tire dealers	105
General Public	21

Quantities of Tires stored on site:

Financial assurance in the amount of \$150,000.00 constrains on-site exposed storage of off-loaded whole tires to 23,026 tires or 230 tons (assuming 100 tires/ton).

Quantities of Tires shipped off site: estimated approximate anticipated tons per month

Used tire dealers (whole tires)	20
Re-capping	85
Venture Mfg., SC, for solid rubber wheels	32
Civil Engineering & Agricultural	280

**Compliance with Siting and Design Requirements**

Buffers

The Tire Collection and Processing Site is located north of the Central Carolina Tire Disposal Monofill (NC DENR Permit #43-04). The Collection and Processing Site maintains a minimum 50' buffer with these property boundaries and 100' buffer from surface waters. The Collection and Processing Site is above the 100 year flood plain elevation.

Local Government Approval (Appended) Note: Zoning is not currently practiced in this district of Harnett County.

Access Roads Suitable for Fire Trucks

Access roads are maintained as a normal course of operations for tractor-trailer trucks carrying whole and processed tires. Turning radii exercised by these tractor trailers are greater than those required for single or tandem-axle fire department pump, rescue, and hazmat trucks.

Drainage

The Collection and Processing Site drains to natural basins, one at the southwest corner of the site and one inside the northeast boundary of the site. The basins drain by percolation. Should the northeast basin overtop, it would flow east 3,000' to an un-named creek and then 4 miles to Buffalo Creek. Should the southwest basin overtop, it would flow east 1,800' to an un-named creek and then 0.9 miles to Cypress Creek.

### Sediment and Pollution Control Law Compliance

No operations in the Collection and Processing area are anticipated which would disturb more than 1 acre of land.

### Visual Screening Requirements

The site is located beyond the dead end of SR 1105. There are no visual screening requirements.

### Control of Site Access

Access to the site is controlled by fence with locking gate. The gate is not opened unless an attendant or tire processing operations crew is present. Normal hours of operation for receiving tire trailers is 8:00 am. to 5:00 pm. Monday through Friday. The gate is locked after operating hours, and the site is attended by a night watchman who makes rounds of the Collection & Processing Site and the Monofill every hour. The night watchman has access to the Office telephones.

### Prevention of off-site migration of liquid runoff from fires

The Collection and Processing Site drains to the two basins described above, which would receive liquid runoff from fires. Earthmoving equipment used at the processing site and in the co-located scrap tire disposal landfill will be used to create check dams in the channels receiving liquid runoff, prior to reaching the basins. If this is not practical, the equipment would be used to raise the crests of the basins, should the basins be in danger of being over-topped.

### Provider of Fire Protection Services (Appended)

## **Compliance with Collection Site Operational Requirements**

### Storage Requirements

There is no indoor storage of tires at the site, other than temporary storage in enclosed trailers. Outdoor storage of whole tires is restricted to tire piles of dimensions less than 200' long, 50' wide, and 15' high with a 50' wide buffer for fire vehicle access lane. Whole tires are processed or removed within less than 10 days of receipt. Open flame, torches, or use of highly flammable materials are prohibited within 50' of scrap tires or processed scrap tires. The site is inspected by the local fire protection authority (Appended). Telephone communication for fire notification is available in the on-site Office and at the Maintenance Building adjacent to the shredders. A night watchman is present after operating hours with access to Office phones. The watchman makes hourly rounds of the Collection & Processing Site. The tire collection, storage, and processing area is kept free of potentially flammable vegetation.

### Emergency Preparedness manual

The Emergency Preparedness Manual is posted in the on-site Office on the wall adjacent to the front door. The manual contains instructions for notification and response to fire.

### Records Maintenance

The permit and records of tires received, processed, and shipped are maintained in the on-site Office.

### On-Site Whole Tire Storage Limit

The rated capacity of the 2 shredders is 2,400 automobile and light truck tires per hour (aggregate capacity). The truck-tire splitter has a capacity of 100 tires per hour. The off-road tire splitter has a capacity of 15 off-road heavy equipment tires per hour. The daily throughput capacity is approximately 20,000 tires. 30 times daily throughput capacity far exceeds 60,000 off-loaded whole tire storage limit. However, the current financial assurance (Appended) constrains on-site exposed storage of off-loaded whole tires to 23,076 tires or 230 tons (assuming 100 tires/ton).

### **Compliance with Requirements for Processing co-located with Collection**

Processed tires are loaded directly from shredders by conveyors to trailers for transport to the monofill. Above ground processed tire piles are not anticipated. However, above ground processed tire piles exceeding 1,000 cy will be monitored by probe for temp not to exceed 300°F. Upon exceeding 300°F, Central Carolina Tire Disposal will determine the safest practicable control measure.

More than 75% of the tires received are turned over for reuse, recycled use, or processed and disposed of in the co-located monofill within 1 year of receipt.

Records associated with receipt and disposition of tires and processed tires are stored in the on-site Office.

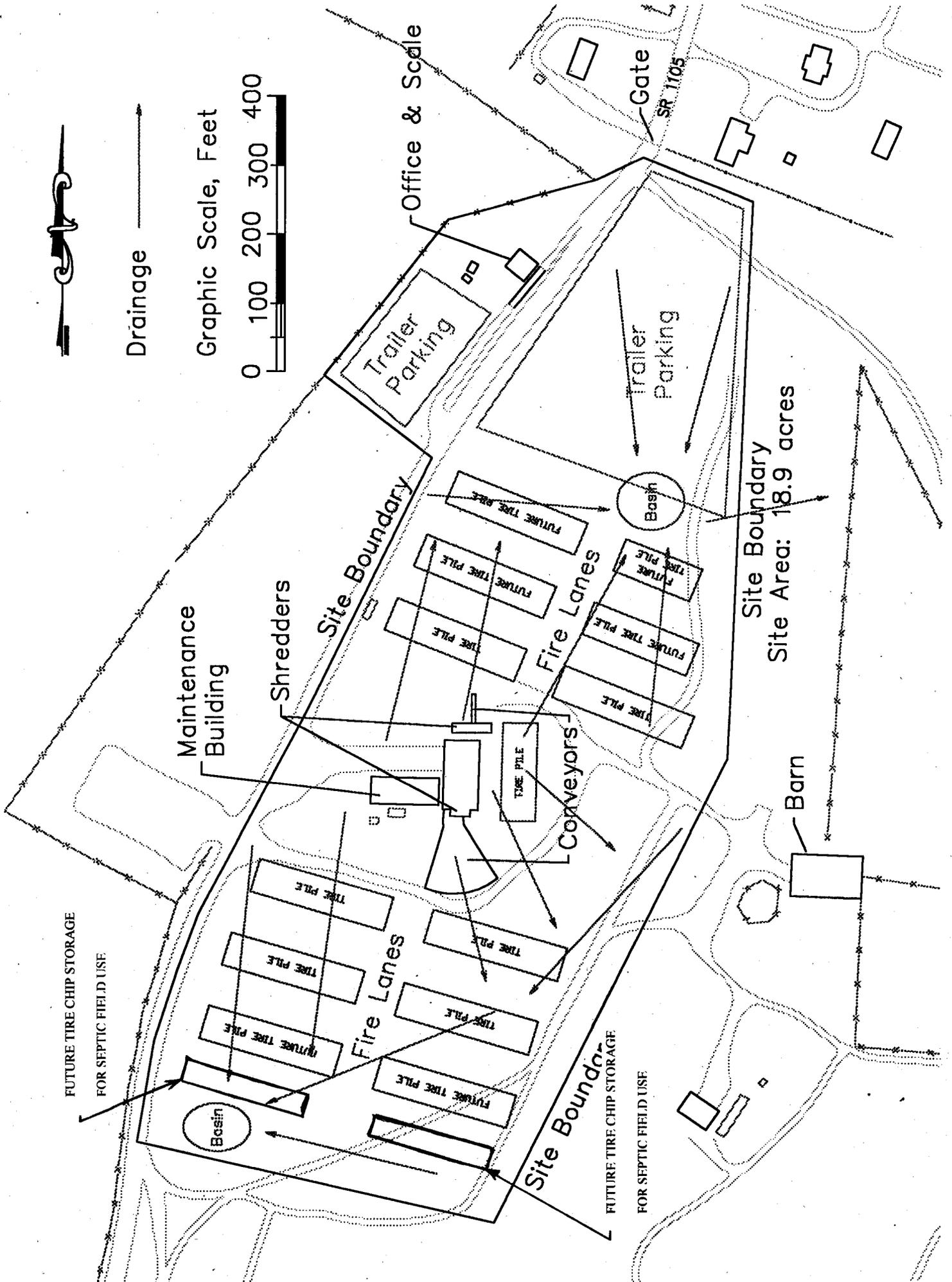
Residual wastes incidental to processing (e.g., trash, office and shop waste, etc.) are disposed in the County sanitary landfill. Waste oil disposal is by private contractor.

END OF APPLICATION



Drainage

Graphic Scale, Feet



Site Boundary

Site Boundary

Site Boundary  
Site Area: 18.9 acres

FUTURE TIRE CHIP STORAGE  
FOR SEPTIC FIELD USE

FUTURE TIRE CHIP STORAGE  
FOR SEPTIC FIELD USE

Maintenance Building

Shredders

Conveyors

Fire Lanes

Fire Lanes

Trailer Parking

Trailer Parking

Gate

SR 1705

Barn

0

100

200

300

400

0

100

200

300

400

TIRE PILE

Maintenance Building



Propane Tank

Conveyor

Ox & Acetylene

Shredders

TIRE PILE

Lubricants

Parts Washer

Hydraulic Fluid

Graphic Scale, Feet

0 100



Hazmat

Water Spigot

Fire Extinguisher

Spill Equipment

Electrical Panel



TIRE PILE

TIRE

HARNETT COUNTY ZONING LETTER

# SPOUT SPRINGS EMERGENCY SERVICES

CAMERON, N. C. 28326

February 10, 2000

N.C.D.E.H.N.R.  
Mr. Jim Barber  
225 Green Street - Suite 601  
Fayetteville, N.C. 28301

RE: Inspection of Central Carolina Tire Disposal Facility

Dear Mr. Barber;

This letter is to notify you on February 9, 2000 a representative from the Spout Springs Emergency Services district visited the site of Central Carolina Tire Disposal. Spout Springs Emergency Services provides service to this area.

Attached is a copy of the data sheet we keep on file at the Spout Springs Emergency Services office.

Sincerely,

 , Capt.

Bonita Hale

CC: Thomas Womble

BH/sb

# SPOUT SPRINGS EMERGENCY SERVICES

## PRE-INCIDENT SURVEY

### GENERAL INFORMATION

PRE-INCIDENT SURVEY #	E-001	DATE OF INITIAL INSPECTION	6-26-95	INSPECTOR	M.DeLONG,A/C J.ELSKAMP,CAPT B.HALE,FF H.DAVIS,FF
BUSINESS NAME	CENTRAL CAROLINA TIRE DISPOSAL			PRIMARY USE	TIRE SHREDDING
LOCATION	McKOY TOWN ROAD			PHONE NUMBER	499-2301
ADDRESS	1616 McKOY TOWN RD. CAMERON, NC 28326				
HOURS OF OPERATION	M-F 0700-1700 Guarded 1700-0700	NUMBER OF EMPLOYEES	50	NUMBER OF HANDICAP EMPLOYEES	0

### OWNER/OCCUPANT INFORMATION

BUSINESS OWNER	THOMAS WOMBLE	DAY PHONE	499-2301
ADDRESS	385 A.C. MORRISON RD. LILLINGTON, NC	NIGHT PHONE	893-3269
BUSINESS MANAGER	SAME	DAY PHONE	SAME
ADDRESS	SAME	NIGHT PHONE	SAME
LAND OWNER	SAME	DAY PHONE	SAME
ADDRESS	SAME	NIGHT PHONE	SAME

### EMERGENCY NOTIFICATION

(1) NAME	THOMAS WOMBLE	DAY PHONE	499-2301
ADDRESS	385 A.C. MORRISON RD. LILLINGTON, NC	NIGHT PHONE	893-3269
(2) NAME	RAY UPCHURCH	DAY PHONE	919-258-6039
ADDRESS		NIGHT PHONE	

### STRUCTURE INFORMATION

CONSTRUCTION CLASSIFICATION	WOOD FRAME,METAL COVERING	CONSTRUCTION TYPE	V
ROOF TYPE	PITCHED	ROOF CONSTRUCTION	METAL
FLOOR CONSTRUCTION	WOOD	NUMBER OF STORIES (INCLUDE BASEMENT/USABLE ATTIC)	1
SPRINKLER SYSTEM(Y/N)	N	FDC LOCATION	N/A

**UTILITIES**

<b>ELECTRIC COMPANY</b>	CEMC	<b>CONTACT NUMBER</b>	774-4900	<b>METER NUMBER</b>	16113-OFFICE 9374-SHOP 4433-HORSE BARN
<b>METER LOCATION</b>	BEHIND OFFICE RIGHT SIDE OF SHOP	<b>CIRCUIT PANEL LOCATION</b>	BACK WALL OF OFFICE RIGHT WALL OF SHOP		
<b>HEATING FUEL TYPE</b>	EL-OFFICE LP-SHOP	<b>FUEL CONTAINER LOCATION</b>	RIGHT SIDE OF SHOP		
<b>LOCATION OF SHUT-OFF</b>	TOP OF CONTAINER	<b>CONTAINER CAPACITY</b>	250 GAL		
<b>COUNTY WATER(Y/N)</b>	N	<b>CONTACT NUMBER</b>	<b>LOCATION OF SHUT-OFF</b>	N/A	
<b>WELL (Y/N)</b>		<b>LOCATION OF WELL</b>			
<b>COUNTY SEWER(Y/N)</b>		<b>CONTACT NUMBER</b>			
<b>SEPTIC TANK(Y/N)</b>		<b>LOCATION OF TANK</b>			

**ALARMS/SECURITY MEASURES**

<b>COMMERCIAL FIRE ALARM (Y/N)</b>	N	<b>SECURITY ALARMS (PRIVATE or COMMERCIAL)</b>	N/A
<b>COMPANY NAME</b>	N/A	<b>COMPANY NAME</b>	N/A
<b>CONTACT NUMBER</b>	N/A	<b>CONTACT NUMBER</b>	N/A
<b>OTHER SECURITY MEASURES</b>	N/A		

**EXPOSURES**

<b>EXPOSURE 1 TYPE</b>	SHED	<b>LOCATION</b>	RIGHT SIDE OF SHOP	<b>DISTANCE FROM MAIN STRUCTURE</b>	5'
<b>REMARKS</b>	BREAK AREA FOR EMPLOYEES				

SEE REMARKS (BACK PAGE) FOR ADDITIONAL EXPOSURES

**WATER SUPPLY**

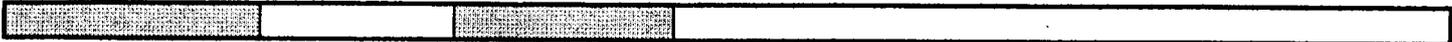
<b>HYDRANT 1 (NUMBER)</b>	B-020	<b>LOCATION</b>	HWY 24 (150' WEST OF DOUGLAS STORE)	<b>GPM FLOW</b>	1984
<b>HYDRANT 2 (NUMBER)</b>		<b>LOCATION</b>		<b>GPM FLOW</b>	
<b>TOTAL HYDRANT FLOW</b>					

**FIRE SUPPRESSION CRITERIA**

<b>% INVOLVED</b>	100	75	50	25
<b>NEEDED FIRE FLOW</b>	1650	1250	830	420

**SPECIAL RESOURCES**

<b>AGENCY</b>		<b>RESOURCE</b>	
<b>AGENCY</b>		<b>RESOURCE</b>	



SEMI-ANNUAL INSPECTIONS

DATE	CHANGES (Y/N)	DRAWING UPDATED (Y/N)	INSPECTOR'S NAME	INSPECTOR'S SIGNATURE
1-13-97	Y	Y	B.HALE	<i>B Hale</i>
2-8-99	Y	Y	T. WATSON	
2-9-00	N	N	B.HALE	<i>B Hale</i>

REMARKS:

**IRREVOCABLE STANDBY LETTER  
OF CREDIT FROM CENTURA BANK**

## IRREVOCABLE STANDBY LETTER OF CREDIT

Letter of Credit No. 2000-10  
Effective Date: January 26, 2000

Amount: \$150,000.00

**BENEFICIARY:**

State of North Carolina  
Dept. of Environment, Health & Natural Resources  
Division of Solid Waste Management  
PO Box 27687  
Raleigh, NC 27611-7687

**APPLICANT:**

B T Sanitation Service, Inc.  
Dba Central Carolina Tire Disposal  
1616 McKoy Town Road  
Cameron, NC 28326

Dear Sir or Madam:

We hereby establish our Irrevocable Stand-by Letter of Credit in favor of the above named Beneficiary at the request of the above named Applicant, in an amount not to exceed \$150,000.00, available by drafts at sight from the Beneficiary at our office at Centura Bank, 134 North Church Street, Rocky Mount, NC 27804, on or before 5:00 PM January 15, 2001.

This Letter of Credit is established as part of an application and permit issued by the State of NC for the Applicant to operate a tire disposal, storage and collection site at the address above in Harnett County, NC. Funds established by this Irrevocable Letter of Credit are available to you upon presentation of your sight draft accompanied by a signed statement that the amount drawn is the minimum necessary to reimburse the Division of Solid Waste Management, State of NC, for site closure, clean-up and other costs directly related to site closure or clean-up on behalf of the Applicant.

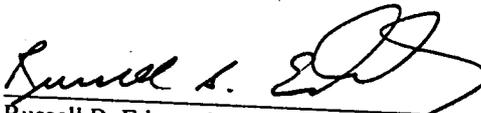
Full or partial sight drafts may be drawn under this Letter of Credit by and in the name of the Beneficiary. Partial drafts drawn under this Letter of Credit shall not, in the aggregate, exceed \$150,000.00. Both the sight draft and the signed statement must bear on their face "Drawn under Irrevocable Letter of Credit number 2000-10, dated January 26, 2000." This letter is not transferable, however, it shall inure to the benefit of any co-sureties or re-insures or re-insures who may share any applicable risk with the Beneficiary.

This Letter of Credit does not contain any automatic extensions or renewals and expires on the date and time stated above. While not guaranteed, it is anticipated that Centura Bank will renew for a like term subsequent Letters of Credit which may be required by the State of NC as a condition to grant permits for this tire disposal, collection and storage facility.

Page 2 of 2  
L/C#2000-10  
BT Sanitation Service, Inc.  
dba Central Carolina Tire Disposal

- (8) This **LETTER OF CREDIT** is subject to International Standby Practices (ISP98 International Chamber of Commerce, publication 590 which are in effect on the issue date and the laws of the State of North Carolina. In the event of any conflict, the laws of the State of North Carolina will control. Centura Bank hereby agrees with drawers, endorsers, and bona fide that all drafts drawn under and in compliance with the terms of the Letter of Credit will be duly honored upon presentation to the bank.

Very truly yours,  
Centura Bank

  
Russell B. Edmondson, Jr., Bank Officer

RBE:tw



**THE ROSE GROUP, INC.**

ENGINEERS • PLANNERS • SURVEYORS

PO BOX 103 • 104 GILLESPIE ST. • FAYETTEVILLE, NC 28302  
(910) 323-3400 • FAX (910) 323-1028

**LETTER OF TRANSMITTAL**

DATE	7-5-96	JOB NO.	96091
ATTENTION			
RE:	CENTRAL CAROLINA TIRE MONOFILL		

TO

~~RICHARD R. RUST  
5641 PIPER DRIVE  
FURQUAY, N.C. 27526~~

~~JIM BARBER  
NC DENNR~~

WE ARE SENDING YOU  Attached  Under separate cover via \_\_\_\_\_ the following items:

- Shop drawings     Prints     Plans     Samples     Specifications  
 Copy of letter     Change order     \_\_\_\_\_

COPIES	DATE	NO.	DESCRIPTION
1			COPY OF MONITORING WELL LOCATIONS
			JIM: REF: TIRE MONOFILL, HARNETT CO
			1. PLACE THIS WITH MAP & WELL COMPLETION RECORDS.
			2. I WILL VERIFY CUT WHEN IT IS DONE EXCAVATION

THESE ARE TRANSMITTED as checked below:

- For approval     Approved as submitted     Resubmit \_\_\_\_\_ copies for approval  
 For your use     Approved as noted     Submit \_\_\_\_\_ copies for distribution  
 As requested     Returned for corrections     Return \_\_\_\_\_ corrected prints  
 For review and comment     \_\_\_\_\_  
 FOR BIDS DUE \_\_\_\_\_ 19 \_\_\_\_\_  PRINTS RETURNED AFTER LOAN TO US

REMARKS:

RICHARD,

SORRY FOR THE DELAY.

LET ME KNOW IF YOU NEED ANYTHING ELSE.

THANKS

COPY TO \_\_\_\_\_

SIGNED:

*Ray B. River*

**BOARD OF COMMISSIONERS**

DAN B. ANDREWS, JR., *Chairman*  
BEATRICE B. HILL, *Vice-Chairman*  
JOSEPH T. BOWDEN  
TEDDY BYRD  
WALT TITCHENER



**COUNTY MANAGER**  
NEIL EMORY  
WM. A. (TONY) WILDER, *Assistant*  
**CLERK TO THE BOARD**  
KAY S. BLANCHARD

**COUNTY OF HARNETT**

P.O. BOX 759 • LILLINGTON, N.C. 27546  
(910) 893-7555 • FAX (910) 814-2662

January 10, 2000

Mr. Mark S. Fry  
Solid Waste Eastern District Supervisor  
N. C. Department of Environment and Natural Resources  
Division of Waste Management  
225 Green Street, Suite 601  
Fayetteville, North Carolina 28301

Dear Mr. Fry:

B. T. Sanitation, Inc., d/b/a Central Carolina Tire Disposal, has notified Harnett County of its intentions to renew its collection site permit in Johnsonville, N.C.

This is to notify you that Harnett County is aware of these plans and finds the company in compliance with all local regulations at this time. Therefore, we support its plans to continue operating in our county. We recognize that final approval is contingent upon approval by the Division of Waste Management of NCDENR.

Sincerely,

Neil Emory  
County Manager

NE:sw

pc: Thomas A. Womble

FAUSERS\SHIRLEY\SOLWASTE\CCTIRE.doc