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**APPLICATION FOR PERMIT
SCRAP TIRE COLLECTION AND PROCESSING FACILITY**

**CENTRAL CAROLINA TIRE AND DISPOSAL
1616 McKoy Town Road
Cameron, Harnett County, North Carolina**

Prepared for:

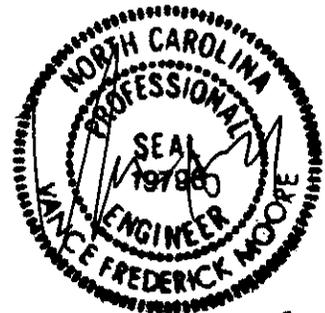
Central Carolina Holdings, LLC
1616 McKoy Town Road
Cameron, North Carolina 28326



Prepared by:

Garrett & Moore, Inc.
1428 Aversboro Road, Suite D
Garner North Carolina 27529

September 2007



9-1-07

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FIGURES

FIGURE 1	Site Plan for Proposed Building
FIGURE 2	¼ Mile Map
FIGURE 3	Scrap Tire Collection and Processing Operation Layout

APPENDICES

APPENDIX A -	General Warranty Deed
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APPENDIX D -	Letter of Credit

1.0 Background and Purpose

Central Carolina Holdings, LLC. has operated a scrap tire collection and processing operation since February 18, 1993 under a solid waste permit (i.e., Permit No. 43-08) issued to Central Carolina Tire Disposal by the North Carolina Department of Environment and Natural Resources (NCDENR). The purpose of this report is to modify the process permit to accommodate a "Rasper Process" to the processing operation.

15A NCAC 13B .1110 SCRAP TIRE PROCESSING FACILITIES indicates scrap tire processing facilities must be permitted and operated in accordance with 15A NCAC 13B .1106 SCRAP TIRE COLELCTION SITE PERMIT REQUIREMENTS and 15A NCAC 13B.1107 SCRAP TIRE COLLECTION SITE OPERATIONAL REQUIREMENTS.

1.1 Name and Location of Facility - 15A NCAC 13B .1106(d)(1)

Central Carolina Tire
1616 McKoy Town Road (SR 1105)
Cameron, Harnett County, North Carolina 28326
(919) 499-2301

1.2 Owner/Operator Information - 15A NCAC 13B .1106(d)(2) and (3)

Thomas A. Womble
Central Carolina Holdings
1616 McKoy Town Road
Cameron, North Carolina 28326
(919) 499-2301

Thomas A. Womble

1.3 Aerial Mapping 15A NCAC 13B .1106 (d)(4)

A site location map, facility property boundary, and scrap tire collection and processing facility layout is shown on Figure 1. The scrap tire collection and processing operation is contained within the 255.46-acre property located at 1616 McKoy Town Road. The site is bounded on all sides by undeveloped and agricultural properties.

A copy of the General Warranty Deed filed in Harnett County for the property is included in Appendix A.

An aerial photograph accurately showing the area within one-fourth mile of the site is presented in Figure 2.

1.4 Facility Operations - 15A NCAC 13B .1106(d)(5)

Whole scrap tires (passenger car, truck, and off-road) arrive at the site in trailers and other commercial transport vehicles. Upon entering the site, all trucks pass through a scale house where they are weighed. After being weighed, vehicles are directed to the unloading area. Trailers are directed to the hydraulic trailer tipper, while all other commercial vehicles are directed to the unloading area.

Tires are segregated into three primary types including 1) tires suitable for resale, re-capping, 2) passenger vehicle tires, 3) tires from large trucks, and 4) tires from off-road equipment. The process for each type of tire is discussed below.

Tire suitable for re-sale

As the tires are unloaded, tires suitable for re-sale, re-capping, or other recycling uses are culled and stored outside near the unloading area. Used tire dealers usually pick up the culled tires every other week.

Passenger Tires

Passenger vehicle tires that are not culled for resale are placed in a pile for processing. The stockpiled tires are manually loaded onto a conveyor belt system and transported to one of two primary shredding machines (4.9" Primary Tire Shredder by Barclay Roto-Shred, Inc.). Shredded rubber from the primary shredding machine is routed via a conveyor to the 2" Chipper (2" Secondary Tire Shredder by Barclay Roto-Shred, Inc.) where the shredded rubber is reduced to rubber chips. After passing through the Chippers, the rubber chips are conveyed to a vibratory screen (Taper-Slot® Screen by Action Equipment Company, Inc.) where they are sifted. Chips too large to pass through the taper slot screen and re-routed through the 2" chipper for further size reduction. The smaller rubber chips that pass through the screen are conveyed to the magnetic separator. The magnetic separator separates chips with exposed wire from chips without exposed wire. Chips with exposed wire are stockpiled for use in drainfield applications. Chips without exposed wire are stockpiled for tire derived fuel.

From time to time, market conditions limit demand for drainfield and tire derived fuel applications. Therefore, as a last resort, shredded rubber from the primary shredding machine is routed via a conveyor belt system to a dump truck for disposal in the on-site tire monofill.

Large Truck Tires

Large Truck Tires will be processed through the "Rasper Process" to make crumb rubber feedstock. The Rasper Process begins by the tires being shredded into 4" chips that are then fed into the rasper at a rate of 5 tons per hour. The rasper grinds the chips down to crumbs ranging from 3/8" and smaller liberating the wire from the rubber. The material leaving the rasper goes through a unit called a clean wire system that further removes any rubber from the wire. Dual drum magnets separate the wire from the

rubber sending the rubber to one location and the clean wire to another and both are sold as recycled products. A schematic of the Rasper Process is provided in Figure 3.

Off Road/Heavy Earth Moving Equipment Tires

Tires too large for the processing (i.e., tires off-road vehicles, and heavy earth moving equipment) are split with tire splitters for disposal in the on-site tire monofill.

1.5 Source and Quantity of Tire Received, Stored, and Shipped Off-site - 15A NCAC 13B .1106(d)(6)

Using data from the period between July 2005 and June 2006, Central Carolina Tire Disposal receives approximately 7,286 tons of scrap tires per month. Most of the scrap tires received by Central Carolina Tire Disposal are collected from North Carolina county governments and regional solid waste authorities, but some of the scrap tires are received from neighboring states (mainly Virginia and South Carolina). Between July 1, 2005 and June 30, 2006, Central Carolina Tire Disposal received 87,432 tons of scrap tires.

The annual tonnage of processed tires shipped from the Central Carolina Tire Disposal facility between July 2005 and June 2006 is summarized below:

Culled tires for retreading operation or resale	1,041
Manufacture of crumb rubber	6,865
Civil engineering applications	23,200
Tire derived fuel	29,100
TOTAL	60,206

1.6 Plans for Disposition of All Tires Collected - 15A NCAC 13B .1106(d)(7) and 15A NCAC 13B .1106(d)(9)

From time to time, market conditions limit demand for drainfield and tire derived fuel applications. Therefore, as a last resort, shredded rubber from the primary shredding machine is routed via a conveyor belt system to a dump truck for disposal in the on-site tire monofill.

Tires too large for the processing (i.e., tires off-road vehicles, and heavy earth moving equipment) are split with tire splitters for disposal in the on-site tire monofill.

1.7 Projected Date of Commencing Operations - 15A NCAC 13B .1106(d)(8)

The scrap tire collection and processing operation started February 18, 1993. The "Rasper Process" is anticipated to begin in September 2007.

1.8 Disposal of Waste Resulting from Operations - 15A NCAC 13B .1106(d)(9)

Residual waste incidental to the scrap tire collection and processing operation (e.g., trash, office and shop waste, etc.) are disposed of in the local municipal solid waste landfill. Waste oil is disposed of off-site by a private, licensed contractor

1.9 Description of Compliance with Rule .1106(c) - 15A NCAC 13B .1106(d)(10)

Refer to Section 2.0

1.10 Compliance with Local Zoning - 15A NCAC 13B .1106(d)(11)

The site, which is zoned as I (Industrial), is in compliance with all requirements of the Harnett County Zoning Ordinance.

1.11 Fire Protection - 15A NCAC 13B .1106(d)(12)

The Spout Springs Fire Department (Station 2) located at 20054 NC Highway 24/27 is less than 3 miles from the site and provides fire protection services at the site.

A letter from the Chief of the Spout Springs Fire Department accepting responsibility for fire protection services is included in Appendix C.

1.12 Operational Requirements Per Rule .1107 - 15A NCAC 13B .1106(d)(13)

Refer to Section 3.0

1.13 Financial Assurance - 15A NCAC 13B .1106(d)(14)

In accordance with 15A NCAC 13B .1111, Central Carolina Tire Disposal maintains financial responsibility in the form of a letter of credit to ensure closure of the site in accordance with NCDENR Solid Waste Management regulations and to cover property damage or bodily injury to third parties that may result from fire or other public health hazard occurring at the site. A copy of the Letter of Credit No. 277 in the amount of \$150,000.00 is included in Appendix D.

2.0 Purpose

The purpose of this section is to demonstrate compliance with Siting Criteria per 15A NCAC 13B .1106 (c)

2.1 Proximity to 100-year Flood Plain - 15A NCAC 13B .1106(c)(1)

The scrap tire collection and processing operation area is located in the central, northern portion of the site, outside the 100-year floodplain as shown on Figure 1.

2.2 Buffer from Property Lines - 15A NCAC 13B .1106(c)(2)

A minimum 50-foot buffer is maintained between the scrap tire storage areas and all property lines.

2.3 Compliance with Zoning Ordinance - 15A NCAC 13B .1106(c)(3)

The site, which is zoned as I (Industrial), is in compliance with all requirements of the Harnett County Zoning Ordinance.

2.4 Access Road - 15A NCAC 13B .1106(c)(4)

Access roads are maintained as a normal course of operation 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.

2.5 Drainage - 15A NCAC 13B .1106(c)(5)

The surface topography in the vicinity of the scrap tire collection and processing operation area slopes to the southeast and is effective in preventing standing water in this area. Runoff from the scrap tire collection and processing operation area flows via overland sheet flow to an earthen ditch that is approximately 400 feet southeast of the scrap tire collection and processing operation area. There is sufficient vegetative buffer between the scrap tire collection and processing operation and the earthen ditch to filter any sediment that might become suspended in the runoff.

2.6 Sediment and Pollution Control Law - 15A NCAC 13B .1106(c)(6)

Currently, the scrap tire collection and processing operation covers an area of land that is less than one acre. In addition, no plans are anticipated for the scrap tire collection and processing operation that would disturb more than one acre of land.

2.7 Visual Screening - 15A NCAC 13B .1106(c)(7)

The Central Carolina Tire Disposal facility is excluded from the visual screening requirements of North Carolina General Statute 136-144 because the site is zoned Industrial and is in compliance with the buffer requirements of the Harnett County Zoning Ordinance.

2.8 Control of Access - 15A NCAC 13B .1106(c)(8)

Access to the site is controlled by a fence with a locking gate. The gate is not opened unless an attendant or tire processing operations crew is present. Normal hours of operation for receiving tires are 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 scrap tire collection and processing facility every hour.

2.9 Liquid Runoff from Tire Fire - 15A NCAC 13B .1106(c)(9)

In case of a fire in the scrap tire collection and processing operation area, liquid runoff from the fire would flow southeast and enter the aforementioned earthen ditch. Earthmoving equipment used in the scrap tire collection and processing operation area and the on-site tire monofill can be used to create berms in front of the earthen ditch and prevent liquid runoff from entering a surface water body.

2.10 Provider of Fire Protection Services - 15A NCAC 13B .1106(c)(10)

A letter from the Chief of the Spout Springs Fire Department accepting responsibility for fire protection services is included in Appendix C.

3.0 COMPLIANCE WITH OPERATIONAL REQUIREMENTS FOR PROCESSING SITE per 15A NCAC 13B .1107

3.1 Indoor Storage of Scrap Tire - 15A NCAC 13B .1107(1)

The Central Carolina Tire Disposal facility does not store scrap tires indoors, other than temporary storage in enclosed trailers.

3.2 Outdoor Storage of Scrap Tire - 15A NCAC 13B .1107(2)(a)

Whole scrap tires shall be placed in an outdoor scrap tire pile(s) having dimensions no greater than 200 feet in length, 50 feet in width and 15 feet in height.

3.3 Fire Lane - 15A NCAC 13B .1107(2)(b)

A 50-foot wide fire lane is maintained around the perimeter of each processed scrap tire pile.

In addition, processed tires are either loaded directly into dump trucks for transport and disposal in the on-site tire monofill or routed to the secondary shredders where they are reduced to rubber chips. Therefore, above ground piles of processed tires over 1,000 cubic yards in size are not anticipated.

3.4 Vector Control - 15A NCAC 13B .1107(2)(c)

Central Carolina Tire Disposal does not store tires outside and whole scrap tires are processed or removed within less than 10 days of receipt. In addition, Central Carolina Tire Disposal has attempted numerous methods to control mosquitoes, including foggers and electronic devices. Because of the location of the scrap tire collection and processing operation relative to the property lines, mosquitoes are not a public health issue at the property boundaries.

3.5 Signs - 15A NCAC 13B .1107(2)(d)

A sign is posted at the entrance of the site stating the hours of operation (8:00 am to 5:00 pm Monday through Friday). A gate at the entrance is not opened unless an attendant or tire processing operations crew is present.

3.6 Fire Safety - 15A NCAC 13B .1107(2)(e),

Open flame, torches, or use of highly flammable materials are prohibited within 50 feet of all whole and processed scrap tire piles.

3.7 Fire Safety Survey- 15A NCAC 13B .1107(2)(f)

A fire safety survey shall be conducted annually by local fire protection authorities or other persons as approved by the Division.

3.8 Communication Equipment- 15A NCAC 13B .1107(2)(g)

Telephone communication equipment for contacting the local fire protection authority is available in the Truck Maintenance Shop, which is approximately 250 feet west of the scrap tire collection and processing operation. In addition, telephones are located in the Office and the production supervisors carry cellular phones.

3.9 Grass, Underbrush, and Vegetation - 15A NCAC 13B .1107(2)(h)

The scrap tire collection and processing operation area is kept free of grass, underbrush, and other potentially flammable vegetation.

3.10 Emergency Preparedness Manual - 15A NCAC 13B .1107(2)(i)

The operator of the scrap tire collection site shall prepare and keep an emergency preparedness manual at the site. The manual shall be updated at least once a year, upon changes in operations at the site, or as required by the Department. The manual shall contain the following elements:

- 1) A list of names and numbers of persons to be contacted in the event of a fire, flood or other emergency;
- 2) A list of the emergency response equipment at the scrap tire collection site, its location, and how it should be used in the event of a fire or other emergency;
- 3) A description of the procedures that should be followed in the event of a fire, including procedures to contain and dispose of the oily material generated by the combustion of large numbers of tires; and
- 4) A listing of all hazardous materials stored on-site, their locations and information regarding precautions which should be taken with these materials.

An Emergency Preparedness Manual is posted in the Office.

3.11 Notify Division in the Event of Fire or Other Emergency - 15A NCAC 13B .1107(2)(j)

The operator of the scrap tire collection site shall immediately notify the Division in the event of a fire or other emergency if that emergency has potential off-site effects. Within two weeks of any emergency involving potential off-site impact, the operator of the site shall submit to the Division a written report describing the cause(s) of the emergency,

actions taken to deal with the emergency, results of the actions taken, and an analysis of the success or failure of these actions.

3.12 Copy of Permits - 15A NCAC 13B .1107(2)(k)

In accordance with 15A NCAC 13B .1107(2)(k), Central Carolina Tire Disposal maintains a copy of the scrap tire collection and processing site permit, records of the quantity of scrap tires received, processed, and shipped from the site, and records of the quantity of scrap tires disposed of in the on-site disposal facility in the Office.

3.13 Scrap Tire Storage Limits - 15A NCAC 13B .1107(2)(l)

Storage limits for collection sites permitted in association with processing facilities shall be determined as in Rule .1110(a) of this Section. Rule .1110(a) of this Section states: "...the storage limit shall be determined by multiplying the daily through-put of the processing equipment used by 30. A scrap tire processing facility shall not accept any scrap tires for processing above the number which can be processed daily if it has reached its storage limit. At least 75 percent of both the scrap tires and processed tires that are delivered to or maintained on the site of the scrap tire processing facility site shall be processed and removed for recycling or disposal at a permitted solid waste management facility within one year of their receipt."

The equipment for the process is capable of the following capacities.

4.9" Primary Shredder (Barclay Roto-Shred, Inc.)	16
4.9" Primary Shredder (Barclay Roto-Shred, Inc.)	16
2" Secondary Shredder (Barclay Roto-Shred, Inc.)	12
2" Secondary Shredder (Barclay Roto-Shred, Inc.)	12

The daily through put at the site is limited by the amount of tires that can be processed by both of the secondary shredders operating at the same time. Using the normal operating hours of the facility (i.e., 18 hours), the daily through put of the processing equipment is 43,200 tires per day (assuming 100 tires/ton), and the allowable storage limit at the site would be 1,296,000 tires (i.e., 30 x 43,200).

As shown by the data in Section 2.1, more than 68% of the tires received at the Central Carolina Tire Disposal facility are processed and shipped off-site for beneficial use within one year of their receipt.

3.14 Processed Tire Storage Limits - 15A NCAC 13B .1107(3)

Processed tires shall be stored in accordance with the requirements of indoor or outdoor storage in this Rule, and in accordance with the following:

- a) The temperature of any above-ground piles of compacted, processed tires over 1,000 cubic yards in size shall be monitored and may not exceed 300 degrees Fahrenheit. Temperature control measures shall be instituted so that pile temperatures do not exceed 300 degrees Fahrenheit. Temperature monitoring and controls are not required for processed tires disposed of in permitted landfills.
- b) Any residuals from a scrap tire collection site shall be managed so as to be contained on-site, and shall be controlled and disposed of in a permitted solid waste management facility or properly recycled.

3.15 Records - 15A NCAC 13B .1110(c)

The owner or operator of a scrap tire processing facility shall record and maintain for three years the following information, and these records shall be available for inspection by Division personnel during normal business hours. Central Carolina Tire Disposal maintains the following records in the Office for a minimum of three years:

- For all scrap tires and processed tires shipped from the facility: the name of the hauler, the hauler or merchant identification number of the tire hauler who accepted the scrap or processed tires for transport, the quantity of scrap or processed tires shipped with that hauler, designation of scrap or processed tires (name and address of facility), and documentation of receipt of tires by the receiving facility
- For all scrap tires and processed tires received at the facility: the name of the hauler, the hauler or merchant identification number of the scrap tire hauler who delivered the scrap or processed tires to the facility, the quantity of scrap or processed tires received from that hauler and where the tires originated (name and address of facility)
- For tires received, stored, shipped or processed, completed certification forms as required by G.S. 130A-309.58(f) except for quantities of five tires or less brought for processing by someone other than a tire collector, tire processor or tire hauler.

3.16 Annual Report - 15A NCAC 13B .1110(d)

By March 1 of each year, Central Carolina Tire Disposal submits a report that summarizes the information collected in Section 4.2 for the previous calendar year to the NCDENR Division of Waste Management.

Owners and operators of scrap tire processing facilities shall submit to the Division an annual report, by March 1 of each year, that summarizes the information collected under Paragraph (c) of this Rule for the previous calendar year. The report shall be submitted on a form prescribed and provided by the Division. The following information shall be included, at a minimum:

- 1) The facility name, address, and permit number, if any;
- 2) The year covered by the report;
- 3) The total quantity and type of scrap tires or processed tires received at the facility during the year covered by the report;
- 4) The total quantity and type of scrap tires or processed tires shipped from the facility during the year covered by the report;
- 5) The quantity of scrap tires or processed tires shipped to each receiving facility identified by name and address;
- 6) The total quantity and type of scrap tires or processed tires located at the facility on the first day of the calendar year.

FIGURES

V:\Center\olina\Time\Permit Tracking\Process Permit Renewal\RASPER BUILDING SITE PLAN.P 1 Aug 29, 2007 9:46:14AM



GARRETT AND MOORE, INC.
ENGINEERING CONSULTING SERVICES

1426 AVERSBORO ROAD, SUITE D, GARNER, NORTH CAROLINA 27529

PH (919) 926.7905 WWW.GARRETT-MOORE.COM FAX (855.311.7206)

1/4 MILE MAP

JOB #

FIG NO.
2

APPENDIX A
General Warranty Deed

200012071

HARNETT COUNTY NC 08/18/2000
\$6000.00



Real Estate
Excise Tax

State Tax \$

HARNETT COUNTY NC
Book 1434
Pages 0541-0542

FILED 2 PM (S)
08/18/2000 9:28 AM
KIMBERLY S. HARRIS
Register of Deeds

Recording Time, Book and Page

Tax Lot No. _____ Parcel Identifier No.: out of 099555 0055 01
Verified by _____ County on the _____ day of _____, 2000
by _____

Mail after recording to Chicago Title Insurance Company, One Exchange Plaza, Suite 707,
Raleigh, NC 27601, Attention: Deborah Hester
This instrument was prepared by Bain & McRae, Attorney, P.O. Box 99, Lillington, NC 27546

Brief Description for the index



NORTH CAROLINA GENERAL WARRANTY DEED

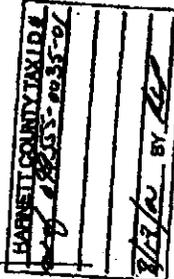
THIS DEED made this 9th day of August, 2000 by and between

GRANTOR

GRANTEE

Diane Thomas Womble and husband,
Thomas A. Womble
1616 McKoy Town Road
Cameron, NC 28326

Central Carolina Holdings LLC
1616 McKoy Town Road
Cameron, NC 28326



Enter in appropriate block for each party: name, address, and, if appropriate, character of estate, e.g., executor or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, in consideration for Three Million Dollars (\$3,000,000) paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in Johnsonville Township, Harnett County, North Carolina and more particularly described as follows:

All of Tract 1, containing 255.46 acres, more or less, and designated Tract No. 1 on that certain plat of survey prepared by Bennett Surveys, Inc., dated June 19, 2000 and which appears of record at Map No. 2000-397, as revised by that certain plat of survey prepared by Bennett Surveys, Inc., dated June 29, 2000 in the office of the Harnett County Register of Deeds. Reference to said plats is hereby made for a greater certainty of description.

This is a portion of the 300-acre tract of land conveyed to Diane T. Womble and which appears of record in Deed Book 923, Page 651, Harnett County Registry.

The property hereinabove described was acquired by Grantor by instrument recorded in Book 923, Page 651, Harnett County Registry.

A map showing the above-described property is recorded at Map No. 2000-415, Harnett County Registry.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:

Subject to roadway and utility easements appearing of record.

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

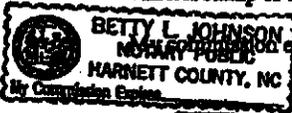
(Corporate Name) _____ Diane T. Womble (SEAL)
Diane T. Womble
By: _____ Thomas A. Womble (SEAL)
Thomas A. Womble

President _____ (SEAL)

ATTEST:

Secretary (Corporate Seal)
HARNETT COUNTY, NORTH CAROLINA
FILED DATE 8-18-2000 TIME 9:51 AM (SEAL)
BOOK 1434 PAGE 541-542
REGISTER OF DEEDS
KIMBERLY S. HARGROVE

SEAL-STAMP NORTH CAROLINA, Harnett County.
I, a Notary Public of the County and State aforesaid, certify that Diane T. Womble and husband, Thomas A. Womble, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 7 day of August, 2000.



My commission expires: 12/3/2005 Betty L. Johnson
Notary Public

SEAL-STAMP NORTH CAROLINA, Harnett County.
I, a Notary Public of the County and State aforesaid, certify that _____ personally came before me this day and acknowledged that he/she is _____ Secretary of _____, a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its _____ President, sealed with its corporate seal and attested by him/her as its _____ Secretary. Witness my hand and official stamp or seal, this _____ day of _____, 2000.

My commission expires: / / _____
Notary Public

The foregoing Certificate(s) of Betty L. Johnson, Notary of Harnett County is/are certified to be correct. This instrument and this certificate are duly registered at the date and in the Book and Page shown on the first page hereof.

542

Kimberly S. Hargrove REGISTER OF DEEDS FOR Harnett COUNTY

By Elmira McLean (Deputy) Assistant-Register of Deeds.

APPENDIX B
Franchise Agreement

Prepared by Dwight W. Snow, Attorney at Law, P.O. Box 397, Dunn NC 28335

STATE OF NORTH CAROLINA

COUNTY OF HARNETT

FRANCHISE AGREEMENT
CENTRAL CAROLINA TIRE DISPOSAL

This Franchise Agreement ("Agreement") is made and entered into as of the 5TH day of August, 2002 by and between Harnett County, a body corporate and politic existing under the laws of the State of North Carolina ("County") and Central Carolina Holdings, LLC, a North Carolina limited liability company d/b/a Central Carolina Tire Disposal (collectively "CCTD").

WHEREAS, the Division of Solid Waste Management of the State of North Carolina Department of Environment, Health, and Natural Resources issued CCTD a Solid Waste Permit (#43-04) for the operation of a tire landfill facility on March 16, 1992 (as amended February 20, 1996, September 26, 1996 and August 21, 2001) and a Solid Waste Permit (#43-08) for the operation of a scrap tire collection and processing facility site on February 18, 1993 (as amended January 4, 1995, March 7, 1995, February 17, 2000, August 24, 2000 and August 21, 2001); and

WHEREAS, pursuant to such Permits CCTD has vested rights to operate a tire landfill facility and scrap tire collection and processing facility sited at the end of dead-end SR 1105 in Harnett County, North Carolina (the "Facility") and is currently operating such Facility; and

WHEREAS, CCTD is required to obtain a franchise to operate the Facility from the County and the County wishes to grant CCTD such franchise.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, County and CCTD, intending to be legally bound hereby, agree as follows:

1. **Grant of Franchise.** Pursuant to N.C.G.S. 130A-294, County hereby grants CCTD a non-exclusive franchise to operate the Facility at its current location, as the same may be expanded from time to time pursuant to permits issued by the State of North Carolina.
2. **Term of Franchise.** The franchise granted hereunder shall have an initial term of twenty (20) years.
3. **Waste Stream.** The waste stream that may be accepted by the Facility shall be comprised of waste or debris resulting from rubber vehicle tires. The annual tonnage accepted shall not exceed 300,000.
- 4.a. **Facility Life.** The useful life of the existing landfill and proposed expansion to this landfill, consisting of a total footprint of 240 acres, will have a remaining life of 60 years, based on assumed growth to the above annual tonnage from the service area specified below translating to annual landfill volume consumption of approximately 727,000 cubic yards per year.
- 4.b. **Service Area.** The population to be served by the Facility shall consist of commercial, industrial, corporate, and individual users of rubber tires primarily from North Carolina's 8,049,000 residents (2000 Census). However, the Facility shall be available to users from South Carolina, Virginia, West Virginia, Georgia, and Tennessee as well.
5. **Compliance with Law.** CCTD shall operate the Facility in accordance with all applicable laws and regulations including any Harnett County land use regulations, and shall further comply in all material respects with any Permit issued by the State of North Carolina.
6. **Assignability.** The franchise granted hereunder shall not be assigned without the prior written authorization from the County.

IN WITNESS WHEREOF, County and CCTD have executed this Franchise Agreement as of the day and year first written.

CENTRAL CAROLINA HOLDINGS, LLC

BOARD OF COMMISSIONERS
FOR THE COUNTY OF HARNETT

By: Thomas Womble
Name: Thomas Womble
Title: Manager

By: Teddy I. Ford
Name: Teddy I. Ford
Title: Chairman

ATTEST:

Kay S. Blanchard
Kay S. Blanchard
Clerk to the Board of Commissioners

MAY 2, 2005 AMENDED FRANCHISE AGREEMENT

STATE OF NORTH CAROLINA

HARNETT COUNTY

AMENDMENT TO FRANCHISE GRANTING ORDINANCE AND AGREEMENT
FOR CENTRAL CAROLINA TIRE DISPOSAL

THIS AMENDMENT TO FRANCHISE GRANTING ORDINANCE AND AGREEMENT FOR CENTRAL CAROLINA TIRE DISPOSAL ("Agreement") is made and entered into as of the 2 day of May, 2005, by Harnett County, North Carolina, a body politic existing under the laws of the State of North Carolina ("County") and Central Carolina Holdings, LLC, a North Carolina limited liability company, d/b/a Central Carolina Tire Disposal (collectively "CCTD").

WITNESSETH:

THAT WHEREAS, on August 5, 2002, the County adopted an Ordinance Granting a Scrap Tire Collection, Processing and Landfill Service Franchise to Central Carolina Holdings, LLC d/b/a Central Carolina Tire Disposal; subsequent thereto the County and CCTD entered into a Franchise Agreement, wherein the County granted a non-exclusive franchise to CCTD, pursuant to North Carolina General Statute §130A-294, for a term of twenty (20) years, to operate the Facility, as defined in the original Franchise Agreement; and

WHEREAS, Article 4.b. of the Franchise Agreement defined the Service Area to be served by the Facility, which included the States of North Carolina, South Carolina, Virginia, West Virginia, Georgia and Tennessee; and

WHEREAS, the population of the State of North Carolina, 8,049,000 residents (2000 Census), was specifically defined in the Service Area of the Franchise Agreement, but while the remaining states were specifically listed, the Franchise Agreement did not recite the populations of said states; and

WHEREAS, the County and CCTD wish to amend the Ordinance/Franchise Agreement, in order to insert the populations of the states of South Carolina, Virginia, West Virginia, Georgia and Tennessee, to clarify the intent of both the County and CCTD when the parties entered into the original Franchise Agreement.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, County and CCTD, intending to be legally bound hereby, agree as follows:

1. Article 4.b. of the original Franchise Agreement between the County and CCTD, dated August 5, 2002, entitled, "Service Area," is hereby deleted. Article 4.b. shall be replaced by the following language:

4.b. Service Area. The population to be served by the Facility shall consist of commercial, industrial, corporate, and individual users of rubber tires from North Carolina's 8,049,000 residents, Georgia's 8,186,453 residents, South Carolina's 4,012,012 residents, Tennessee's 5,689,283 residents, Virginia's 7,078,515 residents and West Virginia's 1,808,344 residents (all based on the 2000 Census).

2. All of the other terms and conditions of the original Ordinance and Franchise Agreement shall remain the same as originally agreed upon and as set forth in the original Ordinance and Franchise Agreement.

FIRST PASSAGE at the regular meeting of the Board of Commissioners on April 18, 2005.

SECOND PASSAGE at the regular meeting of the Board of Commissioners on May 2, 2005.

DULY ADOPTED UPON SECOND READING ON May 2, 2005.

BOARD OF COMMISSONERS
FOR THE COUNTY OF HARNETT



By: Teddy J. Byrd
Name: Teddy J. Byrd
Title: Chairman

ATTEST:

Kay S. Blanchard
Kay S. Blanchard
Clerk to the Board of Commissioners

THE AMENDMENT TO FRANCHISE AGREEMENT AGREED TO BY:

CENTRAL CAROLINA HOLDINGS, LLC
d/b/a CENTRAL CAROLINA TIRE DISPOSAL

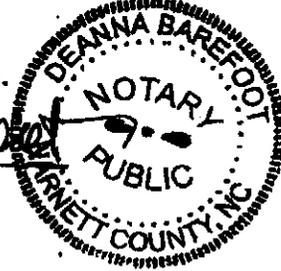
By: Thomas Womble
Name: Thomas Womble
Title: Manager

NORTH CAROLINA
HARNETT COUNTY

I, Deanna Barefoot a Notary Public of the County and State aforesaid, certify that Teddy J. Byrd personally came before me this day, who being duly sworn, deposes and says: that he is the Chairman of the Harnett County Board of Commissioners and Kay S. Blanchard is the Clerk of said Board, that the seal affixed to the foregoing instrument is the official seal of Harnett County, that said instrument was signed by him, attested by said Clerk and the County's seal affixed thereto, all by authority of the Board of Commissioners of said County, and the said Teddy J. Byrd acknowledged said instrument to be the act and deed of Harnett County.

Witness my hand and official stamp or seal, this 2nd day of May, 2005.

Deanna Barefoot
Notary Public



My Commission Expires: 11-14-06

NORTH CAROLINA
HARNETT COUNTY

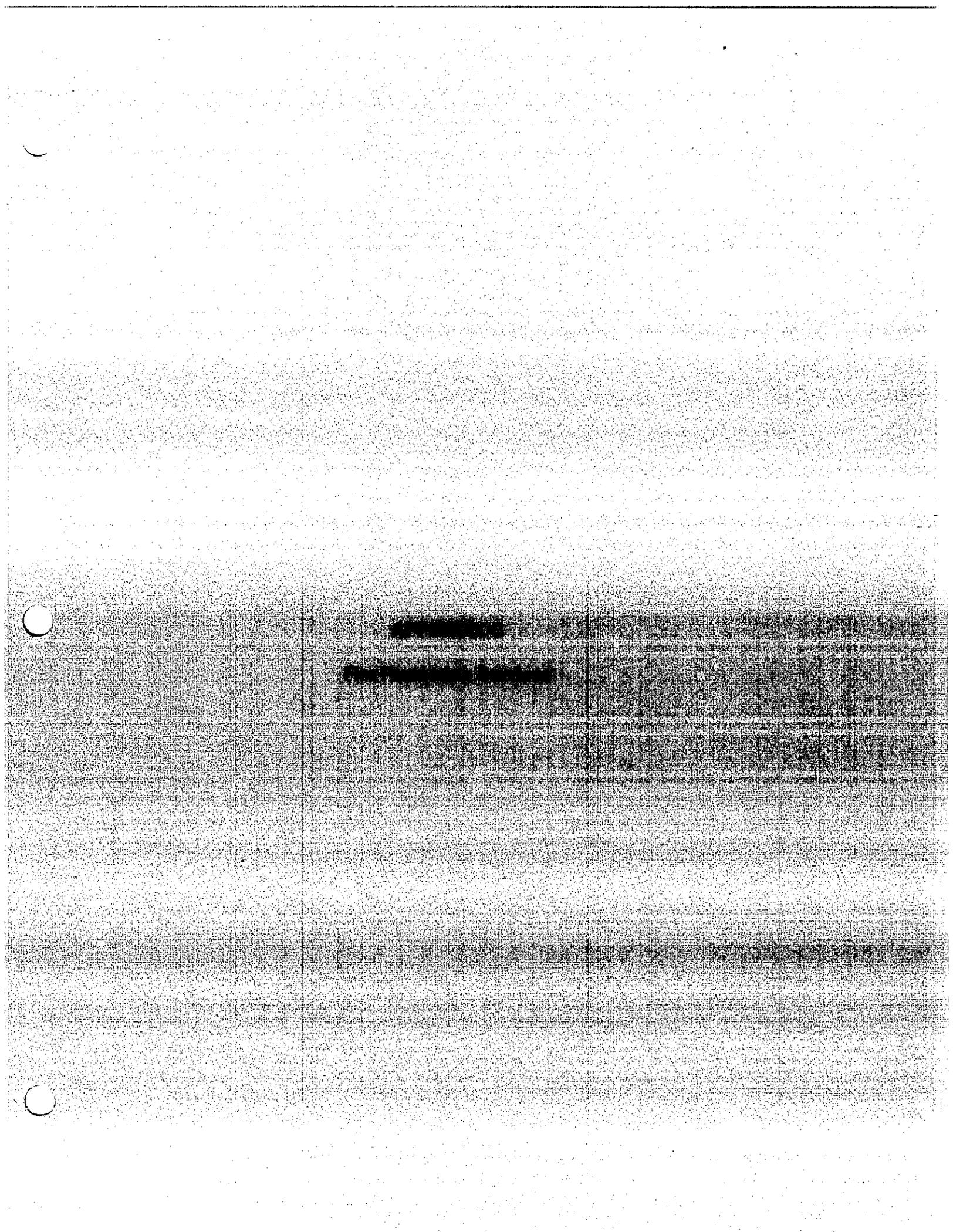
I, Shirley P. Bullard a Notary Public, hereby certify that Thomas Womble as Manager of Central Carolina Holdings, LLC, a limited liability company, d/b/a Central Carolina Tire Disposal personally appeared before me this day and acknowledged the due execution of the foregoing instrument on behalf of the company.

Witness my hand and official seal this the 4 day of May, 2005.

Shirley P. Bullard
Notary Public



My Commission Expires: 10-19-2005





Spout Springs Emergency Services, Inc.

4400 Buffalo Lake Rd. • Cameron, North Carolina 28326 • Phone (919) 499-9786 • Fax (919) 498-1206

September 25, 2006

From: Chief Alan Jarvis

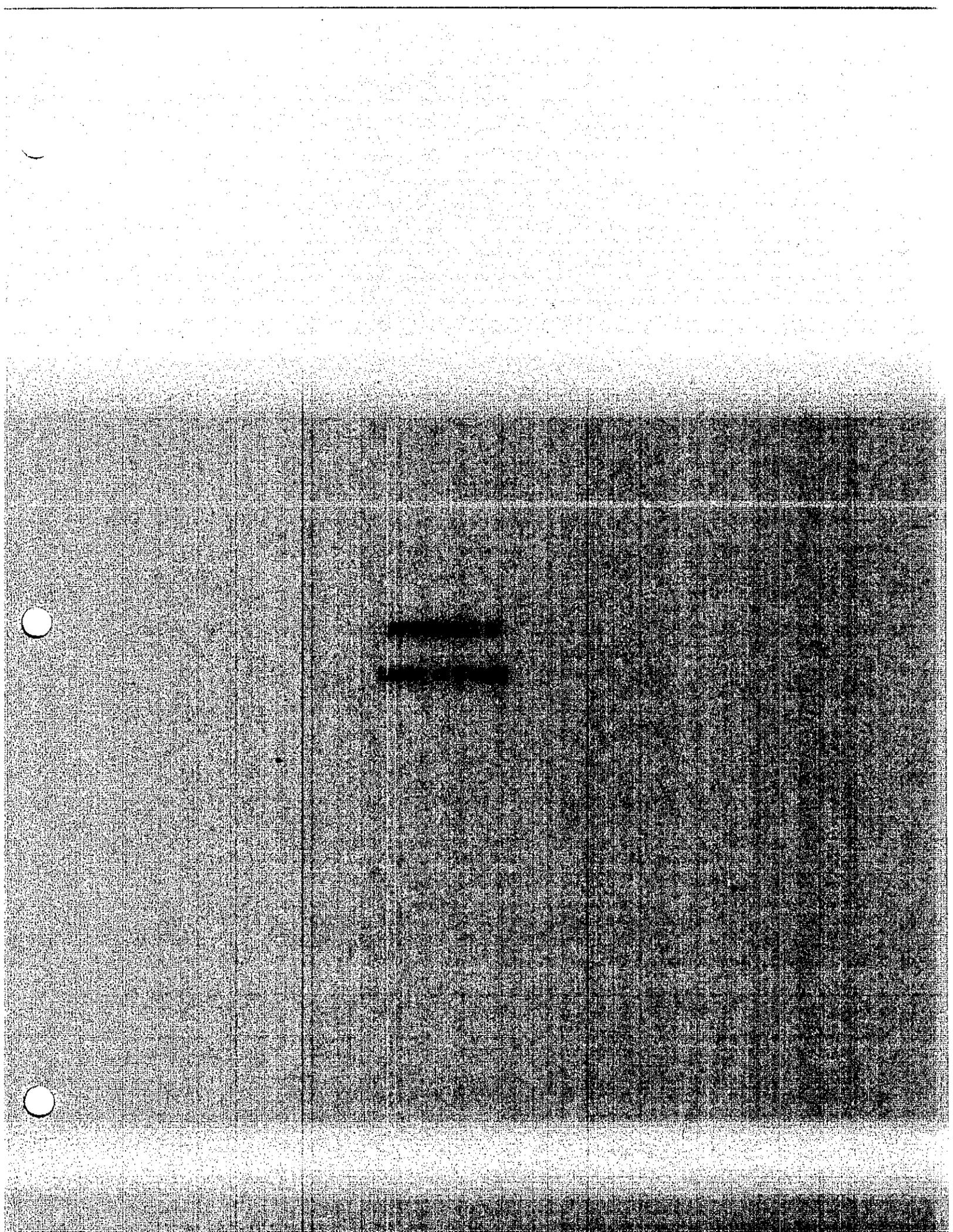
To: Matt Einsmann

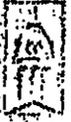
Subject: Central Carolina Tire Disposal Fire Protection

Dear Mr. Einsmann

This letter is to confirm that Central Carolina Tire Disposal at 1616 Mckoy Town Rd in Cameron is in the Spout Springs Emergency Services Fire District in Harnett County North Carolina.

**In Service to our Community
Spout Springs Emergency Services
Alan Jarvis**





**FIRST
Commonwealth**

Banking
Insurance
Trust
Financial Management
Investments

First Commonwealth Bank
Central Offices
Philadelphia and 6th Streets
P.O. Box 400
Indiana, PA 15701-0400
fcbanking.com

September 26, 2006

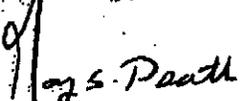
State of North Carolina
Dept. of Environment, Health and Natural Resources
Division of Solid Waste Management
401 Oberlin Road, Suite 150
Raleigh, NC 27605

Re: Letter of Credit No. 279 – U.S. Tire Recycling
Letter of Credit No. 277 – Central Carolina Tire

To Whom It May Concern:

Please be advised that the above referenced Letters of Credit (copies attached) have automatically renewed in accordance with their terms and remain in full force and effect.

Sincerely,


Gary S. Platt
Sr. Vice President

CENWEST

FIRST COMMONWEALTH BANK
Member FDIC
P. O. BOX 1040 JOHNSTOWN, PA 15907-1040 814-523-6000

FAX: 814-533-6807

CENWEST BANK
1047 FRANKLIN STREET
JOHNSTOWN, PA 15905

COPY

DATE OF ISSUE: July 11, 2001
LETTER OF CREDIT NO. 277
AMOUNT: USD 150,000.00

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:
JEFFREY D. KENDALL, DONALD E. REA, C. ANDREW RUSSELL AND
STEPHEN J. MCCARTHY, ON BEHALF OF CENTRAL CAROLINA HOLDINGS, L.L.C. AND B.T.
SANITATION SERVICE, INC.
1616 MCKOY TOWN ROAD
CAMERON, NORTH CAROLINA 28520

GENTLEMEN:

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 USD 150,000.00, AVAILABLE BY DRAFTS AT SIGHT FROM THE BENEFICIARY WHEN PRESENTED AT OUR OFFICE AT CENWEST BANK, 1047 FRANKLIN STREET, JOHNSTOWN, PA 15905 ON OR BEFORE JULY 10, 2002.

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 USD 150,000.00. BOTH THE SIGHT DRAFT AND THE SIGNED STATEMENT MUST BEAR ON THEIR FACE "DRAWN UNDER IRREVOCABLE LETTER OF CREDIT NUMBER 277, DATED JULY 11, 2001." 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.

CONTINUED ON PAGE TWO

FAX: 814-533-6807

CENWEST BANK
1047 FRANKLIN STREET
JOHNSTOWN, PA. 15905

COPY

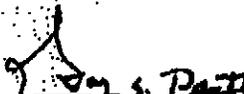
PAGE TWO
LETTER OF CREDIT NO. 277

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.

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 PENNSYLVANIA. IN THE EVENT OF ANY CONFLICT, THE LAWS OF THE STATE OF PENNSYLVANIA 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 JULY 10, 2002 OR ANY AUTOMATICALLY EXTENDED DATE.

YOURS VERY TRULY,



GARY S. PLATT, SR. VICE PRESIDENT



ACCEPTED & ACKNOWLEDGED BY:

7/18/2001

DATE