

Fac/Perm/Co ID #	Date	Doc ID#
43D	9/20/2004	1186A

November 9, 2005

MEMORANDUM

To: Ed Mussler

From: Brian Wootton *BW*

Subject: Application for Site Suitability and Permit to Construct, Facility Operational Plan
Bryant LCID Landfill - Proposed Expansion
Harnett County
Final Comments
Well Abandonment – Additional Information Requested
Permit No. #43-D

I have reviewed the Site Suitability/Construction Application and Facility Operational Plan for the Bryant LCID Landfill Expansion dated July 2004 and a revised application submitted on September 20, 2004. I received the application on November 3, 2005 for review. **The Study and supporting information meets the criteria required in the Rules [(i.e. 15A NCAC 13B .0563, 15A NCAC 13B .0564, 15A NCAC 13B .0565, and 15A NCAC 13B .0566)]; therefore, I have no objection to issuance of the Permit to Construct based on these rules.**

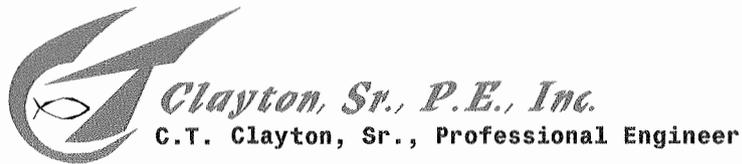
Prior to construction activities commencing, the Solid Waste Section requests the following information is addressed from the permittee.

Existing piezometers (i.e. B-100, B-101, B-102, B-103, B-104, B-105) depicted on Sheet # C-2 and any water supply wells located within the 100 foot buffer and footprint area of the site are to be abandoned by overdrilling first and sealing each piezometer/well with cement grout according to 15A NCAC 2C .0113 (b)(1), "procedures for permanent abandonment of wells". In portions of the site where soil areas to be undercut, do not grout the piezometers/well(s) up to pre-grade land surface, but up to proposed base grade surface in order to prevent cutting off excess vertical grout and possibly damaging the grouted piezometers/well(s).

Submit copies of Well abandonment records for each piezometer/well abandoned according to 15A NCAC 02C. 0114(b).

Please contact me with any questions or comments.

cc: Central File



September 17, 2004

Mr. Jim Barber
Solid Waste Section
Division of Waste Management
North Carolina Department of Environment and Natural Resources
Mail Service Center 1646
Raleigh, NC 27699-1646



**RE: REVISED Site Suitability/Construction Application
Bryant LCID Landfill – Proposed Expansion
Harnett County, North Carolina**

Dear Mr. Barber:

On behalf of Chester Bryant, I am pleased to submit five (5) complete sets of the **REVISED** Site Suitability/Construction Application packet for the Bryant LCID Landfill Proposed Expansion for review and comment. The original drawings were **not** changed during the revision process and therefore the drawing sets that were submitted previously on August 2, 2004, are still applicable and should be used.

The following items/issues were revised in the attached Revised Application:

1. **Addition of Appendix X - Entire Facility Operational Plan:** An operational plan was written to encompass the operational requirements of the entire Bryant LCID Landfill facility. This document details the operational requirements of the proposed landfill expansion in addition to the existing landfill and materials processing area.
2. **Deed/Owner Information:** The property/parcel that the entire landfill is located on has been transferred into the ownership of Bryant Grading, Inc. This is the party that the original LCID landfill permit is issued to. The new deed and recombination survey map is included in Appendix VII of the attached revised application.

I hope that this application shall meet your approval. Should you have any questions, please do not hesitate to call me at (252) 672-0304 or (252) 671-6979.

Very truly yours,

C. T. Clayton, Sr., P. E.

Cc: Chester Bryant
Tyrus Clayton
File

Phone: 252 672-0304
Fax: 252 672-8577

PO Box 12794
NEW BERN, NC 28561

Mobile: 252 671-6979
Home Fax: 910 897-0660



August 2, 2004

Mr. Jim Barber
Solid Waste Section
Division of Waste Management
North Carolina Department of Environment and Natural Resources
Mail Service Center 1646
Raleigh, NC 27699-1646

**RE: Site Suitability/Construction Application
Bryant LCID Landfill – Proposed Expansion
Harnett County, North Carolina**

Dear Mr. Barber:

On behalf of Chester Bryant, I am pleased to submit five (5) complete sets of the Site Suitability/Construction Application packet and drawings for the Bryant LCID Landfill Proposed Expansion for review and comment.

I hope that this application shall meet your approval. Should you have any questions, please do not hesitate to call me at (252) 672-0304 or (252) 671-6979.

Very truly yours,

C. T. Clayton, Sr. for

C. T. Clayton, Sr., P. E.

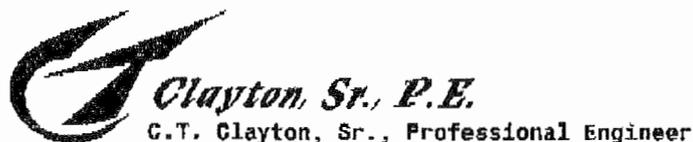
Cc: Chester Bryant
Tyrus Clayton
File



Phone: 252 672-0304
Fax: 252 672-8577

PO Box 12794
NEW BERN, NC 28561

Mobile: 252 671-6979
Home Fax: 910 897-0660



Fax

To: Ed Mussler **From:** C.T. Clayton, P.E.

FAX: 919-733-4810 **Pages:** 1 including this

Phone: 919-733-0692 **Date:** 03-24-05

Re: Bryant LCID Landfill Expansion, Permit # 43-D

cc: Tyrus Clayton, Chester Bryant PN9003

For Review Please Comment Hard Copy to Follow This is your Original

• Comments:

ED,

Chester called me this morning and asked me if I had heard anything about his permit and told me that he was pushing his limits. I told him we had met with you and your staff and that you were to get something to him within a couple of weeks.

Thanks for meeting with us. I thought the meeting was very productive.

C.T.

Coats, NC
910-897-7071
910-897-6787 fax
919-795-6302 (Tyrus mobile)

New Bern, NC
252 672-0304
252-672-8577 fax
252 671-6979 (C. T. Mobile)



PN: 9003

Fax

To: Jim Barber **From:** C. Tyrus Clayton, Jr., P. E.

FAX: 919-733-4810 **Pages:** 1 including this

Phone: 919-733-4996 **Date:** 03-24-05

Re: Bryant LCID Landfill Expansion

cc: file, C T Clayton, Chester Bryant

For Review Please Comment Hard Copy to Follow This is your Original

● **Comments:**

Jim,

Just a note to check on the status of the Site Suitability/Construction Permit Application for the Bryant LCID Landfill Expansion. When we met back in December 2004, you had stated that all looked in order.

Chester Bryant recently told me his current permit expires the end of this year but he is in desperate need of space right now.

If we need to submit additional information or can assist in any way, please feel free to email (tyrus@ctclayton.com) or call me (910-897-7070).

Have a Happy Easter!!

Thanks,

Tyrus

Coats, NC
910-897-7071
910-897-6767 fax
919-795-6302 (Tyrus mobile)

New Bern, NC
252 672-0304
252-672-8577 fax
252 671-6979 (C. T. Mobile)

Email: tyrus@ctclayton.com

- .0546 RESERVED FOR FUTURE CODIFICATION
- .0547 RESERVED FOR FUTURE CODIFICATION
- .0548 RESERVED FOR FUTURE CODIFICATION
- .0549 RESERVED FOR FUTURE CODIFICATION
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- .0559 RESERVED FOR FUTURE CODIFICATION

For
Bryant LCID

.0560 LAND CLEARING AND INERT DEBRIS (LCID) LANDFILLS

Rules .0560 - .0566 of Title 15A Subchapter 13B of the North Carolina Administrative Code (T15A.13B .0560 - .0566); have been adopted covering the siting, design, and permitting of land clearing and inert debris landfills, effective January 4, 1993.

*History Note: Statutory Authority G.S. 130A-294;
Eff. January 4, 1993.*

.0561 RESERVED FOR FUTURE CODIFICATION

.0562 BENEFICIAL FILL

A permit is not required for beneficial fill activity that meets all of the following conditions:

- (1) The fill material consists only of inert debris strictly limited to concrete, brick, concrete block, uncontaminated soil, rock, and gravel.
- (2) The fill activity involves no excavation. — *excavation is proposed — permit required.*
- (3) The purpose of the fill activity is to improve land use potential or other approved beneficial reuses.
- (4) The fill activity is not exempt from, and must comply with, all other applicable Federal, State, and Local laws, ordinances, rules, and regulations, including but not limited to zoning restrictions, flood plain restrictions, wetland restrictions, mining regulations, sedimentation and erosion control regulations. Fill activity shall not contravene groundwater standards.

*History Note: Statutory Authority G.S. 130A-294;
Eff. January 4, 1993.*

.0563 APPLICABILITY REQ. FOR LAND CLEARING/INERT DEBRIS (LCID) LANDFILLS

Management of land clearing and inert debris shall be in accordance with the State hierarchy for managing solid waste as provided for under G.S. 130A-309.04(a). Disposal in a landfill is considered to be the least desirable method of managing land clearing and inert debris. Where landfilling is necessary, the requirements of this Rule apply.

- (1) **An individual permit from the Division of Solid Waste Management is not required for Land Clearing and Inert Debris (LCID) landfills that meet all of the following conditions:**
 - (a) The facility is to be operated for the disposal of land clearing waste, inert debris, untreated wood, and yard trash. Operations must be consistent and in compliance with the local government solid waste management plan as approved by the Division of Solid Waste Management.
 - (b) *6.5 → 9.5 acres permit req.* The total disposal area is under two acres in size.
 - (c) The facility and practices comply with the siting criteria under Rule .0564, and operational requirements under Rule .0566.
 - (d) The fill activity is not exempt from, and must comply with all other Federal, State, or Local laws, ordinances, Rules, regulations, or orders, including but not limited to zoning restrictions, flood plain

restrictions, wetland restrictions, sedimentation and erosion control requirements, and mining regulations.

- (2) Where an individual permit is not required, the following applies:
 - (a) The owner of the land where the landfill is located must notify the Division on a prescribed form, duly signed, notarized, and recorded as per Sub-item (2)(b) of this Rule. The operator of the landfill, if different from the land owner, shall also sign the notification form.
 - (b) The owner must file the prescribed notification form for recordation in the Register of Deeds' Office. The Register of Deeds shall index the notification in the grantor index under the name of the owner of the land in the county or counties in which the land is located. A copy of the recorded notification, affixed with the Register's seal and the date, book and page number of recording shall be sent to the Division of Solid Waste Management.
 - (c) When the land on which the Land Clearing and Inert Debris Landfill is sold, leased, conveyed, or transferred in any manner, the deed or other instrument of transfer shall contain in the description section in no smaller type than that used in the body of the deed or instrument a statement that the property has been used as a Land Clearing and Inert Debris Landfill and a reference by book and page to the recordation of the notification.
- (3) An individual permit is required, except for landfills subject to Item (5) of this Rule, for the construction and operation of a Land Clearing and Inert Debris (LCID) landfill when:
 - (a) The facility is to be operated for the disposal of land clearing waste, inert debris, untreated wood, and yard trash. Operations must be consistent and in compliance with the local government solid waste management plan as approved by the Division of Solid Waste Management, and
 - (b) The total disposal area is greater than two acres in size.
- (4) Individual permits for land clearing and inert debris landfills shall be issued for not more than five years.
- (5) Landfilling of land clearing and inert debris generated solely from, and within the right of way of, North Carolina Department of Transportation projects shall be subject to the following:
 - (a) Only waste types as described in Sub-item (1)(a) of this Rule may be disposed of within the Department of Transportation right of way.
 - (b) Waste is landfilled within the project right of way from which it was generated.
 - (c) The disposal area shall not exceed two contiguous acres in size.
 - (d) Disposal sites shall comply with the siting requirements of Rule .0564 of this Section except for Item (10).
 - (e) Disposal sites are not subject to the requirements of Item (2) of this Rule and Rule .0204 of this Subchapter.
- (6) Landfills that are currently permitted as demolition landfills are required to comply with the following:
 - (a) Only waste types as described in Sub-item (3)(a) of this Rule may be accepted for disposal, as of the effective date of this Rule unless otherwise specified in the existing permit.
 - (b) Operations must be in compliance with Rule .0566 of this Section as of the effective date of this Rule.
 - (c) Existing demolition landfills must comply with the siting criteria requirements of these Rules as of January 1, 1998 or cease operations and close in accordance with these Rules.

History Note: Statutory Authority G.S. 130A-294; 130A-301; Eff. January 4, 1993.

.0564 SITING CRITERIA FOR LAND CLEARING AND INERT DEBRIS (LCID) LANDFILLS

The following siting criteria shall apply for Land Clearing and Inert Debris (LCID) landfills:

- (1) Facilities or practices, shall not be located in the 100-year floodplain.
- (2) Facilities or practices shall not cause or contribute to the taking of any endangered or threatened species of plants, fish, or wildlife.
- (3) Facilities or practices shall not result in the destruction or adverse modification of the critical habitat of endangered or threatened species as identified in 50 CFR Part 17 which is hereby incorporated by reference including any subsequent amendments and editions. This material is available for inspection at the Department of Environment, Health, and Natural Resources, Division of Solid Waste Management, 401 Oberlin Road, Raleigh, North Carolina 27605 where copies can be obtained at no cost.
- (4) Facilities or practices shall not damage or destroy an archaeological or historical site.

Vok
 Vok.
 Vok.
 Vok

- OK (5) ✓ Facilities or practices shall not cause an adverse impact on a state park, recreation or scenic area, or any other lands included in the state nature and historic preserve.
- OK (6) ✓ Facilities shall not be located in any wetland as defined in the Clean Water Act, Section 404(b). *- within 50 ft*
- OK (7) ✓ It must be shown that adequate suitable soils are available for cover, either from on or off site.
- OK (8) ✓ Land Clearing and Inert Debris landfills shall meet the following surface and ground water requirements:
 - (a) ✓ Facilities or practices shall not cause a discharge of pollutants into waters of the state that is in violation of the requirements of the National Pollutant Discharge Elimination System (NPDES), under Section 402 of the Clean Water Act, as amended.
 - (b) ✓ Facilities or practices shall not cause a discharge of dredged materials or fill material into waters of the state that is in violation of the requirements under Section 404 of the Clean Water Act, as amended.
 - (c) ✓ Facilities or practices shall not cause non-point source pollution of waters of the state that violates assigned water quality standards.
 - (d) ~~Waste in landfills with a disposal area greater than two acres shall be placed a minimum of four feet above the seasonal high water table, except where an alternative separation is approved by the Division.~~
 - (e) ✓ Waste in landfills with a disposal area less than two acres shall be placed above the seasonal high water table.
- (9) ✓ The facility shall meet the following minimum buffer requirements:
 - (a) 50 feet from the waste boundary to all surface waters of the state as defined in G.S. 143-212.
 - (b) 100 feet from the disposal area to property lines, residential dwellings, commercial or public buildings, and wells.
 - (c) Buffer requirements may be adjusted as necessary to insure adequate protection of public health and the environment.
- ✓ (10) The facility shall meet all requirements of any applicable zoning ordinance. *Zoned by Harnett County - Section 4*
 History Note: Statutory Authority G.S. 130A-294;
 Eff. January 4, 1993.

Tennagis for #

.0565 APPLICATION REQ. FOR LAND CLEARING/INERT DEBRIS (LCID) LANDFILLS

Five sets of plans, maps, and reports shall be required with each application. The seal of a professional engineer is required when submitting plans for a Land Clearing and Inert Debris (LCID) landfill.

- (1) The following information is required in order to review and approve the siting of a Land Clearing and Inert Debris (LCID) landfill:
 - (a) ✓ An approval letter from the unit of local government having zoning authority over the area where the facility is to be located stating that the site meets all of the requirements of the local zoning ordinance, or that the site is not zoned.
 - OK (b) Location on a county road map.
 - ✓ OK (c) Information showing that the bottom elevation of the waste shall be four feet above the seasonal high water table. Seasonal high water table elevations shall be obtained from on site test borings, test pits, or from other geological or water table investigations, studies, or reports from the immediate area of the proposed facility. *- see also expansion plans -*
 - OK (d) A written report indicating that the facility shall comply with all the requirements set forth under Rule .0564 of this Section.
 - OK (e) A copy of the deed or other legal description of the site that would be sufficient as a description in an instrument of conveyance, showing property owner's name.
 - (f) Any other information pertinent to the suitability of the proposed facility.
- (2) The following shall be provided on a map or aerial photograph with a scale of at least one inch equals four hundred feet showing the area within one-fourth mile of the site:
 - (a) Entire property or portion thereof owned or leased by the person providing the disposal site.
 - (b) Location of all homes, buildings, public or private utilities, roads, wells, watercourses, water or other impoundments, and any other applicable features or details.
 - (c) 100-year flood plain boundaries, if any.
 - (d) Wetland boundaries, if any.
 - (e) Historical or archaeological sites, if any.
 - (f) Park, scenic, or recreation area boundaries, if any.

Permit by Harnett Co approval O.K.

survey map -

not located in wetland survey map ✓
no park nearby

- (3) Development and design plans and details, at a scale of at least one inch equals one hundred feet with one inch equals forty feet preferred, and specifications containing the following information shall be submitted with the application for a proposed Land Clearing and Inert Debris (LCID) landfill:
 - OK (a) Property or site boundary, fully dimensioned with bearings and distances, tied to North Carolina grid coordinates where reasonably feasible.
 - OK (b) Easements and right-of-ways.
 - OK (c) Existing pertinent on site and adjacent structures such as houses, buildings, wells, roads and bridges, water and sewer utilities, septic fields, and storm drainage features.
 - OK (d) Proposed and existing roads, points of ingress and egress along with access control such as gates, fences, or berms.
 - OK (e) Buffer and set back lines along with the buffered boundary or feature.
 - OK (f) Springs, streams, creeks, rivers, ponds, and other waters and impoundments.
 - OK (g) Wetlands, if any.
 - OK (h) Boundary of the proposed waste area.
 - OK (i) Existing topography with contours at a minimum of five foot intervals. Where necessary, a smaller interval shall be utilized to clarify existing topographic conditions.
 - C-5 OK (j) Proposed excavation, grading, and final contours at a minimum of five foot intervals. Where necessary, a smaller interval shall be utilized to clarify proposed grading. Excavation, grading, and fill material side slopes shall not exceed three to one (3:1).
 - OK (k) Where on site borrow for operational and final cover is proposed, indicate the borrow excavation and grading plan with contours at a minimum of five foot intervals. Where necessary, a smaller interval shall be utilized to clarify proposed grading.
 - OK (l) Proposed surface water control features and devices such as slope drains, storm water pipes, inlets, culverts, and channels.
 - OK (m) Information showing that the project meets the requirements of 15A NCAC 4, Sedimentation Control Rules.
 - OK (n) Location of test borings or test pits, if used to determine the seasonal high water table elevation, shall be shown on the plans.
 - OK (o) A minimum of two cross-sections, one each along each major axis, per operational area showing:
 - OK (i) Original elevations.
 - OK (ii) Proposed excavation.
 - OK (iii) Proposed final elevations.
 - (4) An operational plan addressing the requirements under Rule .0566 of this Section and containing the following information shall be submitted with the application for a proposed Land Clearing and Inert Debris (LCID) landfill:
 - OK (a) Name, address, and phone number of individual responsible for operation and maintenance of the facility.
 - OK (b) Projected use of the land after completion.
 - OK (c) Description of systematic usage of disposal area, operation, orderly development and closure of the landfill.
 - OK (d) Type, source, and quantity of waste to be accepted.
 - OK (e) An emergency contingency plan, including fire fighting procedures.

History Note: Statutory Authority G.S. 130A-294;
 Eff. January 4, 1993.

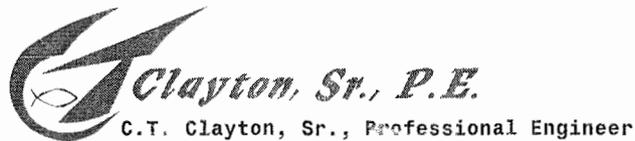
Permitted Construct & Operate?
.0566 OPERATIONAL REQ. FOR LAND CLEARING/INERT DEBRIS (LCID) LANDFILLS

Land Clearing and Inert Debris (LCID) landfills shall meet the following operational requirements:

- (1) Operational plans shall be approved and followed as specified for the facility.
- (2) The facility shall only accept those solid wastes which it is permitted to receive.
- (3) Solid waste shall be restricted to the smallest area feasible and compacted as densely as practical into cells.
- (4) Adequate soil cover shall be applied monthly, or when the active area reaches one acre in size, whichever occurs first.

- (5) 120 calendar days after completion of any phase of disposal operations, or upon revocation of a permit, the disposal area shall be covered with a minimum of one foot of suitable soil cover sloped to allow surface water runoff in a controlled manner. The Division may require further action in order to correct any condition which is or may become injurious to the public health, or a nuisance to the community.
- (6) Adequate erosion control measures, structures, or devices shall be utilized to prevent silt from leaving the site and to prevent excessive on site erosion.
- (7) Provisions for a ground cover sufficient to restrain erosion must be accomplished within 30 working days or 120 calendar days upon completion of any phase of landfill development.
- (8) The facility shall be adequately secured by means of gates, chains, berms, fences, etc. to prevent unauthorized access except when an operator is on duty. An attendant shall be on duty at all times while the landfill is open for public use to assure compliance with operational requirements and to prevent acceptance of unauthorized wastes.
- (9) Access roads shall be of all-weather construction and properly maintained.
- (10) Surface water shall be diverted from the working face and shall not be impounded over waste.
- (11) Solid waste shall not be disposed of in water.
- (12) Open burning of solid waste is prohibited.
- (13) The concentration of explosive gases generated by the facility shall not exceed:
 - (a) Twenty-five percent of the lower explosive limit for the gases in facility structures.
 - (b) The lower explosive limit for the gases at the property boundary.
- (14) Leachate shall be properly managed on site through the use of current best management practices.
- (15) Should the Division deem it necessary, ground water or surface water monitoring, or both, may be required as provided for under Rules .0601 and .0602 of this Subchapter.
- (16) A sign shall be posted at the facility entrance showing the contact name and number in case of an emergency and the permit number. The permit number requirement is not applicable for facilities not requiring an individual permit.

*History Note: Statutory Authority G.S. 130A-294;
Eff. January 4, 1993.*



March 6, 2002

Jim Barber
NCDENR
Solid Waste Section
1646 Mail Service Center
Raleigh, NC 27699-1646

Re: **Addendum to the Operation Plan
Bryant LCID Landfill**

Dear Mr. Barber:

As discussed with you recently, on behalf of Mr. Chester Bryant, 305 Spence Mill Road, Fuquay Varina, NC 27526, owner of Bryant LCID Landfill, I am enclosing 5 copies of the referenced addendum.

Please review and approve for inclusion in Mr. Bryant's operational plan. Should you have questions or comments please advise.

Very truly yours,

C.T. Clayton, Sr. P.E.
Consulting Engineer

Enclosure

CC: Chester Bryant
Tyrus Clayton



Phone: 252 672-0304
Fax: 252 672-8577

PO Box 12794
NEW BERN, NC 28561

Mobile: 252 671-6979
Home Fax: 910 897-0660



Bryant Grading, Inc.
 Facility Permit No: 43D
 Permit to Construct and Operate
 December 19, 2006
 Page 2 of 6

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

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

**MUNICIPAL SOLID WASTE FACILITY
 PERMIT NO. 43D**

Bryant Grading, Inc.
 is hereby issued a

Permit to Construct and Operate

A Land Clearing and Inert Debris
 Cell 2

located at on Spence Mill Road (S.R. 1416) in the Hector's Creek Township, Harnett County
 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 found in the approved
 application.

Edward F. Mussler III
 CN = Edward F. Mussler III,
 C = US, O = Division of
 Waste Management, OU =
 Solid Waste Section
 2006.12.19 14:30:29 -05'00'

Edward F. Mussler, III, P.E.,
 Permitting Branch Supervisor
 Permitting Branch
 Solid Waste Section

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ATTACHMENT 1

Part A Permitting History

Permit Type	Date Issued
Original Date of Issue PTC Cell 1 Phases 1-5	December 18, 2000
Original Date of Issue PTO Cell 1 Phases 1-5	April 16, 2001
Amendment No. 1 PTC/PTO Cell 2 Expansion	December 19, 2006

Part B List of Documents for the Approved Facility Plan

1. Original permit submittal documents and drawings dated 5 October 1999, received 11 October 1999 and approved 18 December 2000.
2. Response letter from C.T. Clayton, P.E., dated 25 February 2000 and received 28 February 2000, addressing comments outlined in the letter dated 17 December 1999 from Jim Barber. The response package consisted of the following items:
 - a. Revised site plans dated 25 February 2000 and approved 18 December 2000;
 - b. Enclosure for response # 1: Letter dated 20 August 1999 from NC Wildlife Resources Commission; Letter dated 21 September 1999 from NC Department of Cultural Resources; Letter dated 7 February 2000 from Div. Of Parks and Recreation; and FIRM Map for Harnett County Panel 50 of 185.
 - c. Enclosure for response # 3: Legal Description of the property.
 - d. Enclosure for response # 4: Ariel photo of site.
 - e. Enclosure for response # 6 & 7: Copy of mining permit, 43-34; and NPDES permit applied for thru DWQ.
 - f. Enclosure for response # 8: Letter dated 11 January 2000 addressing zoning for the site.
3. Letter dated 8 May 2000 to DWQ requesting NPDES NCG20000 be reviewed and issued to Bryant Grading Inc.
4. Facsimile copy of NPDES NCG20000 permit from NC-DWQ, CERTIFICATE OF COVERAGE No. NCG020532 dated 13 November 2000 and received by fax. on 15 December 2000.
5. Recorded copy of the Permit to Construct, recorded on 9 January 2001 in Book: 1461 and Pages: 324 - 327.
6. As-built survey indicating grading of cell floor at the site; drawing dated 12-30-99 and received 9 April 2001.
7. *Land Clearing and Inert Debris Landfill Expansion Site/Construction Application for Bryant LCID Landfill.* Prepared by: Draper Aden Associates and CT Clayton, Sr., P.E., Inc. July 2004, Revised September 2004. Including drawings dated July 2004 numbered C-1 through C-8.

Permit Conditions

1. This Permit to Construct and Operate is for the operation of the Cell 2 expansion unit consistent with Sheets C-1 through C-8 of the approved Drawings dated July 2004 and shall be in effect until April 16, 2011 in accordance with 15A NCAC 13B .0201(e). Any revision of the approved plans must be submitted to the North Carolina Solid Waste Section for review and approval prior to implementation or construction of any changes.
2. Amendments or revisions to the NC Solid Waste Management Rules or any violation of groundwater standards may necessitate modification of the approved plans or closure of the facility.
3. When this property is sold, leased, conveyed, or transferred, the deed or other instrument of transfer shall contain in the deed description section in no smaller type than that used in the body of the deed or instrument a statement that the property has been used as a land clearing and inert debris landfill.
4. This facility is permitted to receive land clearing waste, yard trash, untreated and unpainted wood, and inert debris defined 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.
5. Waste shall be placed a minimum of four (4) feet above the seasonal high water table.
6. This facility shall conform to the operational requirements of the NC Solid Waste Management Rules, 15A NCAC 13B .0566, and to the operational plan required by 15A NCAC 13B .0565(4) and listed as Document No. 7 in the List of Documents for the Approved Facility Plan.
7. This permit is not transferable.
8. The permittee shall be responsible for the following:
 - a. A site inspection confirming facility construction in accordance with the approved facility plans and a pre-operative meeting conducted by a representative of the Solid Waste Section must occur prior to operation of the new disposal areas. The permittee is responsible for arranging the site inspection and pre-operative meeting.
 - b. Signage at the entrance at all times of facility operation as required by the NC Solid Waste Management Rules Operational Requirements 15A NCAC 13B .0566(16).
 - c. Survey stakes/posts delineating the approved boundaries of waste disposal at all times of facility operation.

- d. The Solid Waste representative shall notify the Permitting Branch Supervisor in writing by letter or email, that the site is acceptable and may commence accepting waste. The owner/operator shall be copied on the notification and may commence receiving waste at that time..
 - e. Separation of 4 feet between the seasonal high groundwater and the bottom of waste shall be maintained during the operational life of the site.
9. Ground water quality at this facility is subject to the classification and remedial action provisions of 15 NCAC 2L.
10. Earth disturbing activities shall be conducted in accordance with the Sedimentation Pollution Control Act of 1973 (15 NCAC 4) along with any other state, federal or local requirements.
11. Unless otherwise approved in writing by all appropriate agencies, open burning is prohibited at this facility.

- End of Permit Conditions -