



Facility Permit No: 45-05-TP
Les's Mulch Plus
Land Clearing Waste T&P Facility
Permit to Operate
November 2, 2006.
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**NORTH CAROLINA DEPARTMENT OF ENVIRONMENT AND NATURAL
RESOURCES**

Dexter R. Matthews, Director

Division of Waste Management

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

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

**LAND-CLEARING WASTE
TREATMENT AND PROCESSING
PERMIT NO. 45-05-TP**

**Leslie Erickson, Owner and Operator
dba
Les's Mulch Plus**
is hereby issued a

**PERMIT TO OPERATE
A
LAND-CLEARING WASTE
TREATMENT AND PROCESSING FACILITY**

Located at 2630 Asheville Highway, Hendersonville, Henderson County in accordance with Article 9, Chapter 130A, of the General Statutes of North Carolina and all rules promulgated there under and subject to the conditions set forth in this permit.

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

ATTACHMENT 2
List of Approved Documents

1. *Property Drawing*. Prepared by James E Ellis, PLS, Fairview, NC. Prepared for Leslie Erickson. September 21, 2006.
2. *Operational Drawings*. Prepared by James E Ellis, PLS, Fairview, NC. Prepared for Leslie Erickson. September 21, 2006.
3. *Operations Plan*. Prepared by and for Leslie Erickson. September 21, 2006.
4. *Henderson County Zoning Permit Number 06020113873*. Issued October 5, 2006

ATTACHMENT 3

Conditions of Permit to Operate

GENERAL CONDITIONS:

1. This permit shall be subject to review in accordance with 15A NCAC 13B .0201(e) on or before November 2, 2011. On or before July 2, 2011, the owner shall update pertinent facility plans and submit a request to the Division for review and renewal of the permit.
2. This facility shall be operated in accordance with the requirements of the Sedimentation Pollution Control Law 15A NCAC 4 and may be required to obtain a permit from the NC Division of Land Quality.
3. Processing and storage areas that are not enclosed and generate significant run-off may be required to obtain a stormwater or wastewater permit from the NC Division of Water Quality.
4. This permit is not transferable.
5. Construction shall be in accordance with the approved plans and drawings as described in the List of Approved Documents, Attachment 2, Documents 1, 2, and 3. There will be no construction or operation activities within the floodplain or wetlands areas of the site.

OPERATIONAL CONDITIONS:

6. Operation and maintenance of this facility shall be in accordance with the 15A NCAC 13B, the Solid Waste Management Rules, and the approved Plans and Drawings as described in the List of Approved Documents, Attachment 2, Documents 1, 2, and 3
7. All buffers from the processing and storage areas shall be maintained in accordance with the approved plans.
8. This facility shall accept only land-clearing wastes, which is generated solely from land-clearing activities, such as stumps, trees, brush, grass and other naturally occurring vegetative material.
9. Wastes received and product stored shall be maintained in reasonable sized piles as indicated in the approved plan.
10. Unacceptable waste received at the facility or removed during screening shall be maintained in an appropriate on-site container and removed from the facility within 24 hours and properly disposed.

11. A minimum of 75% of acceptable materials received shall be treated or processed and distributed within 12 months of receipt.
12. Any heat generation in excess of 110 degrees Fahrenheit (composting) in any of the piles of material at the facility may require the facility to meet all the requirements of Section .1400 of the Solid Waste Management Rules, or close.
13. Surface water shall be diverted from all operational and storage areas and the site shall be constructed and maintained to prevent standing water in operational areas and under or around storage piles. Water that comes in contact with solid waste shall be contained on-site or properly treated prior to discharge.
14. Erosion and runoff control structures shall be maintained and the facility operated in such a manner that soil erosion and runoff from the site shall be controlled.
15. This facility shall be operated and maintained with sufficient dust control measures to minimize airborne emissions and to prevent dust from becoming a nuisance or safety hazard.
16. This facility shall be operated, and maintained in a manner so as to prevent the creation of a nuisance, potential health hazard, or a potential fire hazard.
17. Effective vector control measures shall be applied as necessary to control flies, rodents, insects, or vermin.
18. Appropriate measures shall be applied to confine wind blown material on the property.
19. Groundwater monitoring wells may be required if there is indication of the potential for groundwater contamination.

RECORDKEEPING AND REPORTING REQUIREMENTS:

20. A copy of this permit and the approved plans shall be maintained at the facility.
21. Fires and non-conforming waste incidents shall be reported to the Solid Waste Section within 24 hours, and a written notification submitted within 15 days.

22. An annual report shall be submitted by August 1st of each year for the previous July 1 through June 30. The report shall include, at a minimum, the following:
- (i) The facility name, address and permit number;
 - (ii) The total quantity in tons and type of waste received at the facility during the reporting year;
 - (iii) The total quantity in tons and type of waste processed during the reporting year;
 - (iv) The total quantity in tons and type of material produced at the facility, by product classification, during the reporting year;
 - (v) The total quantity in tons and type of materials removed for use or disposal from the facility, by product classification, along with a general description of the market if for use during the year covered by the report;