



Fac/Perm/Co ID #	Date	Doc ID#
92-34T	6/4/08	DIN 41631

*Carmen Johnson*

North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management  
October 23, 2003

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

Mr. Norbert Hector, President  
MRR Wake Transfer Station, LLC  
421 Raleigh View Road  
Raleigh, North Carolina 27610

Subject: MRR Wake Transfer Facility  
Permit # **92-34T**  
9220 Durant Road, Raleigh, Wake County, North Carolina

Dear Mr. Hector:

Enclosed is a Permit to Operate for the referenced solid waste Transfer Facility and the accompanying conditions for the above referenced facility.

Please note Construction Condition #4, which identifies the pre-operational requirements for this facility that need to be met prior to the issuance of a Permit to Operate and maintained once the site is operational. Please review the conditions of the permit carefully and if you have any questions or comments please contact Jim Barber in the Raleigh Central Office at (919)733-0692 Ext: 255. For the pre-operational site visit contact Mr. Robert Hearn at (919) 571-4700, in the Raleigh Regional Office.

Sincerely,

Jim Barber  
Permitting Branch Supervisor  
Solid Waste Section  
Division of Waste Management

cc: John Crowder  
Robert Hearn  
Raleigh Central File - Wake County (92-34T)  
Wake County Solid Waste Management: Johnny Beal

1646 Mail Service Center, Raleigh, North Carolina 27699-1646  
Phone 919-733-0692 \ FAX 919-733-4810 \ Internet <http://wastenotnc.org>

FACILITY PERMIT NO: 92-34T  
ORIGINAL DATE ISSUED(PTC): 06/09/2003  
ORIGINAL DATE ISSUED(PTO): 10/23/2003

STATE OF NORTH CAROLINA  
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES  
DIVISION OF WASTE MANAGEMENT  
1646 MAIL SERVICE CENTER; RALEIGH, N.C. 27699-1646

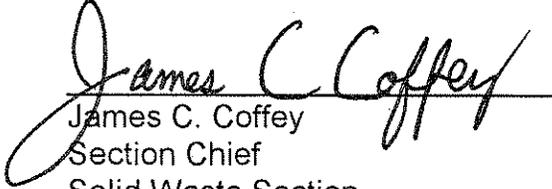
**SOLID WASTE PERMIT**

**MRR WAKE TRANSFER STATION, LLC**

is hereby issued a PERMIT TO OPERATE a

**CONSTRUCTION and DEMOLITION WASTE TRANSFER STATION**

on property located off of S.R. 2006 (9220 Durant Road), in Raleigh, Wake County, North Carolina and further identified as Pin Number 1728726395 (Deed Book:010003 and Page: 01745 - 01748/Tax Map 1728, Blocks 15,16,19,20) consistent 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 construction plan submitted, the deed for the property and the permit application narrative.

  
James C. Coffey  
Section Chief  
Solid Waste Section  
Division of Waste Management

PERMIT NUMBER: 92-34T  
ORIGINAL DATE ISSUED(PTC): 06/09/03  
ORIGINAL DATE ISSUED(PTO): 10/23/03  
FACILITY NAME: MRR WAKE TRANSFER STATION, LLC  
C&D WASTE TRANSFER STATION  
Raleigh, Wake County, N. C.

OPERATION:

1. This facility is permitted to receive construction and demolition waste. Hazardous waste, household waste, commercial/industrial waste, liquid wastes and those wastes listed in the operations plan submitted by MRR are not to be accepted at this facility.
2. This facility may receive solid waste that is generated within the service area described in Appendix I of this document and shall dispose of said solid waste at Material Recovery/Brownfield Rd. C&D Landfill(Permit #92-31) located in Raleigh, Wake County, North Carolina.
3. This permit shall be reviewed every five (5) years, on or before 23 October 2008, in accordance with 15A NCAC 13B Section .0201(e) & (f) and G.S. 130A-309.06(b). Modifications shall be in accordance with the Rules in effect at the time of review.
4. This permit is for operation of the transfer facility in accordance with the approved plans and the approved Operational Plan prepared by David Garrett, P.G., P.E., dated May 2003 and received 13 May 2003. Any revisions or modifications to these plans shall be approved by the North Carolina Solid Waste Section.
5. Operation of the facility shall occur in accordance with 15A NCAC 13B .0402, "Operational Requirements for Transfer Facilities", the approved operations plan prepared by David Garrett, P.G., P.E., dated May 2003 and these additional requirements:
  - a. The owner or operator of a solid waste management facility shall not knowingly dispose of any type or form of municipal solid waste that is generated within the boundaries of a unit of local government that by ordinance:
    1. Prohibits generators or collectors of municipal solid waste from disposing of that type or form of municipal solid waste.
    2. Requires generators or collectors of municipal solid waste to recycle that type or form municipal solid waste.

PERMIT NUMBER: 92-34T  
ORIGINAL DATE ISSUED(PTC): 06/09/03  
ORIGINAL DATE ISSUED(PTO): 10/23/03  
FACILITY NAME: MRR WAKE TRANSFER STATION, LLC  
C&D WASTE TRANSFER STATION  
Raleigh, Wake County, N. C.

CONDITIONS OF PERMIT

OPERATIONS:

- b. On or before 1 August(or at an earlier date as requested by the Division), the owner or operator shall report to the NC Solid Waste Section, for the previous year beginning 1 July and ending 30 June, the amount by weight of the solid waste that was received at the facility and disposed of in a landfill, incinerated, or converted to fuel. To the maximum extent practicable, such reports shall indicate by weight the COUNTY of origin of all solid waste. The owner or operator shall transmit a copy of the report to the county in which the facility is located and to each county in which waste originated.
- c. Construction and Demolition waste shall not be stored on the "tipping area" after operating hours. Waste can be stored in transfer trailers, at the facility with covers in place, after operating hours, but no longer than 48 hours.
- d. The transfer facility shall be maintained in a sanitary, clean condition after operating hours in accordance with the approved Operational Plan prepared by David Garrett, P.G., P.E., dated May 2003.
- e. Construction and Demolition waste shall be placed on the concrete tipping area during all operations. If during a rain event, waste is on the tipping area; materials shall be placed in recycling bin areas, transfer trucks for removal or covered if transfer trailers/ trucks aren't available. Any liquids that are produced by the C&D waste or rainfall that comes in contact with C&D waste shall be collected by use of absorbents, soil, or other devices for retaining liquids and said materials shall be placed in the trucks or transfer trailers with the C&D waste for transport to the disposal facility.
- f. Waste shall not be placed or unloaded onto or in ponding water at the site.

APPENDIX 1

APPROVED SERVICE AREA

MRR WAKE TRANSFER STATION

The following counties are included in the service area for the referenced facility:

1. WAKE
2. CHATHAM
3. DURHAM
4. FRANKLIN
5. JOHNSTON
6. ORANGE

## ATTACHMENTS

1. Transfer Station permit application/operations plan dated 23 May 2003 and construction site plan dated 22 May 2003 and received 23 May 2003.
2. Letter dated 23 April 2003, received 23 May 2003 with the permit application, from Amanda H. Bunce addressing the zoning of the property for the proposed transfer station.
3. Deed located in Book:010003 and Pages: 01745 thru 01748 indicating the landowner is MRR WAKE TRANSFER STATION, LLC.

# Kennedy Covington

ATTORNEYS AT LAW

David E. Wagner  
919.743.7316  
dwagner@kennedycovington.com

*835-3622*

April 3, 2003

*Peggy -  
PLEASE MAKE  
FOUR COPIES -  
THEN ONE TO THE  
THE REST BACK TO  
ME - THANKS  
N.H.*

Via First Class Mail  
Juan Carroll  
Material Recovery, LLC  
421 Raleighview Road  
Raleigh, NC 27610

Re: Purchase of property located at 9220 Durant Road, Raleigh, NC by MRR Wake County Transfer Station, LLC from Southern Equipment Company, Inc.

Dear Juan:

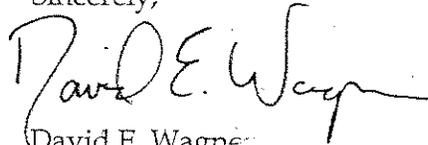
In connection with the above-referenced matter, I have enclosed the following:

- (1) original General Warranty Deed recorded in Book 10003, Page 1745, Wake County Registry.
- (2) original Non-Warranty Deed recorded in Book 10005, Page 1634, Wake County Registry.
- (3) original Agreement regarding the post-closing occupancy of the property by the Seller. Note: Please have this executed by MRR Wake County Transfer Station, LLC and return a copy to my attention.
- (4) original Closing Statement.

We are in the process of obtaining the final title insurance policy and having the survey revised. These items will be forthcoming.

Please let me know if you have any questions or require any additional documentation at this time.

Sincerely,



David E. Wagner  
For the Firm

Enclosures

WAKE COUNTY, NC 441  
LAURA M RIDDICK  
REGISTER OF DEEDS  
PRESENTED & RECORDED ON  
03/28/2003 AT 11:53:09  
STATE OF NORTH CAROLINA  
REAL ESTATE EXCISE TAX: \$1202  
BOOK:010003 PAGE:01745 - 01748

### NORTH CAROLINA GENERAL WARRANTY DEED

Excise Tax: \$1,202.00 Recording Time, Book and Page  
Tax Lot No. \_\_\_\_\_ Parcel Identifier No.: 0159092  
Verified by \_\_\_\_\_ County on the \_\_\_\_ day of \_\_\_\_\_, 20\_\_  
By \_\_\_\_\_

Mail after recording to: David E. Wagner (Vault Box #123)  
Kennedy, Covington, Lobdell & Hickman, L.L.P.

This instrument was prepared by: Samuel T. Oliver, Jr. of Manning, Fulton & Skinner, P.A.  
(without title examination)

Brief description for the Index: 9220 Durant Road

THIS DEED made this 27 day of March, 2003 by and between

GRANTOR	GRANTEE
<b>SOUTHERN EQUIPMENT COMPANY, INC.</b>	<b>MRR WAKE COUNTY TRANSFER STATION, LLC</b>
	421 Raleighview Road Raleigh, NC 27610

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, for a valuable consideration 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 Neuse River Township, Wake County, North Carolina and more particularly described as follows:

Being all of Tract "C" as shown on map entitled "Recombination of the Property of Electronic Equipment Analysers Inc." by John Y. Phelps, Registered Land Surveyor, dated August 12, 1986 and recorded in Book of Maps 1986, Page 1435, Wake County Registry.

The property hereinabove described was acquired by Grantor by instruments recorded in Book 3799, Page 487 and Book 3799, Page 495 Wake County Registry.

A map showing the above described property is recorded in Plat Book 1986, page 1435 Wake 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.

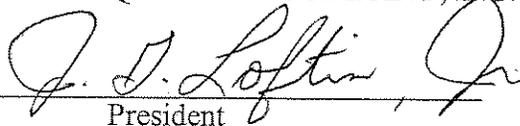
Title to the property hereinabove described is subject to the following exceptions:

2003 ad valorem taxes, enforceable easements, covenants and restrictions of record as of the dated of recording hereof.

IN WITNESS WHEREOF, the Grantor has hereto set his hand and seal the day and year first above written.

SOUTHERN EQUIPMENT COMPANY, INC.

By: \_\_\_\_\_

  
President

STATE OF NORTH CAROLINA :

COUNTY OF WAKE :

I, the undersigned Notary Public of the County and State aforesaid, certify that J. G. Loftin, Jr., personally came before me this day and acknowledged that he is President of Southern Equipment Company, Inc. a North Carolina corporation, and that by authority duly given and as the act of such entity, he signed the foregoing instrument in its name on its behalf as its act and deed.

Witness my hand and official stamp or seal, this 27 day of March, 2003.

MARY M. CLARK  
NOTARY PUBLIC  
WAKE COUNTY, N.C.  
My Commission Expires 10-03-2003

Mary M. Clark  
Notary Public  
My Commission Expires: 10-3-2003

REFERENCE NOTES:  
1. BOUNDARY AND TOPOGRAPHY FROM MAP ENTITLED "BOUNDARY AND TOPOGRAPHIC SURVEY MAKE TRANSFER STATION LLC" BY TRC TRIANGLE ENGINEERING AND SURVEYING DATED 3/19/03.

SEABOARD COASTLINE RAILROAD

