



FACILITY COMPLIANCE AUDIT REPORT

Division of Waste Management Solid Waste Section

UNIT TYPE:

Lined MSWLF		LCID		YW		Transfer		Compost		Struct Fill	X	COUNTY: Duplin File NO.: CCB0034 FILE TYPE: COMPLIANCE
Closed MSWLF		HHW		White goods		Incin		T&P		FIRM		
CDFL		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDF		

Date of Audit: 6 January 2010

FACILITY NAME AND ADDRESS:

Circle K Farm II
 Circle K Lane
 Magnolia, NC

GPS COORDINATES: **N:** 34.92868 **E:** 77.96873

FACILITY CONTACT NAME AND PHONE NUMBER:

John D Kilpatrick II
 910.290.0051

FACILITY CONTACT ADDRESS:

PO Box 298
 Kenansville, NC 28349

AUDIT PARTICIPANTS:

Ray Williams; DENR-Solid Waste

STATUS OF PERMIT:

Coal Combustion By-Product Structural Fill Site; no permit required

PURPOSE OF AUDIT:

Comprehensive Audit

NOTICE OF VIOLATION(S):

None; see comments below.

You are hereby advised that, pursuant to N.C.G.S. 130A-22, an administrative penalty of up to \$15,000 per day may be assessed for each violation of the Solid Waste Statute or Regulations. For the violation(s) noted here, you may be subject to enforcement actions including penalties, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules.

STATUS OF PAST NOTED VIOLATIONS:

None applicable

AREAS OF CONCERN AND COMMENTS:

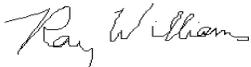
- 1) The coal combustion by-product used for structural fill is located under the concrete floors of hog production houses.
- 2) No migration of the coal combustion by-product was noted during this audit.
- 3) The site was filled with ~9,700 cubic yards of coal combustion by-product from Cogentrix Energy Incorporated in Kenansville, North Carolina.

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- 4) Fill activity occurred between 1 October 1995 and 1 March 1996.
- 5) **15A NCAC 13B .1707 (a), (b), and (c)** require owners of all structural fill sites utilizing coal combustion by-products as fill in volumes greater than 1,000 cubic yards to file a statement of recordation with the Register of Deeds in the county where the property is located within 90 days of completion of the project. Deed review did not indicate the recordation of use of coal combustion by-product as structural fill as required for this site.
- 6) Please comply with the requirements of 15A NCAC 13B .1707 by notifying the Duplin County Register of Deeds the volume and location(s) of the fill activities for recordation and indexing in the Grantor Index on the property Deed for this site.
- 7) Digital photographs were taken during this site visit.

Please contact me if you have any questions or concerns regarding this audit report.



Ray Williams; Environmental Senior Specialist Phone: 910.796.7342.

Regional Representative

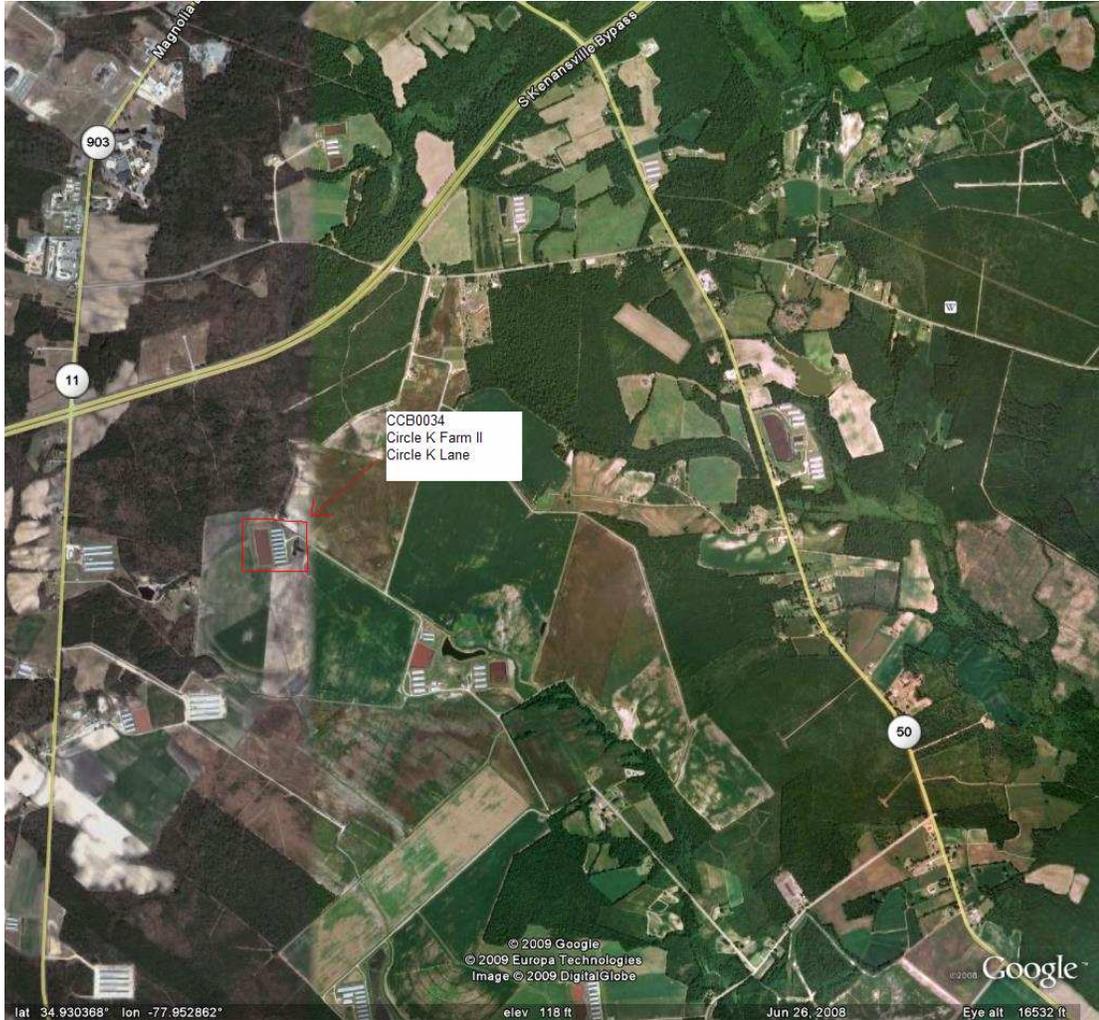
Delivered on : <u>7 January 2010</u> by		Hand delivery	X	US Mail		Certified No. []
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cc: Mark Poindexter; Field Operations Branch Head/SWS: mark.poindexter@ncdenr.gov
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Area map of Circle K Farm II in Duplin County



Circle K Farm II Coal Combustion By-Products Structural Fill Site in Duplin County