



FACILITY COMPLIANCE AUDIT REPORT
Division of Waste Management
Solid Waste Section

UNIT TYPE:											
Lined MSWLF		LCID	X	YW		Transfer		Compost		SLAS	COUNTY: Currituck PERMIT NO.: N0321 FILE TYPE: COMPLIANCE
Closed MSWLF		HHW		White goods		Incin		T&P		FIRM	
CDFL		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF	

Date of Audit: November 3, 2010

Date of Last Audit: Initial audit

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
FACILITY NAME AND ADDRESS:

Jeffry A. Newbern
 The end of Westside Rd.
 Harbinger, North Carolina 27941

GPS COORDINATES: N: 36.11597 E: 75.83897

FACILITY CONTACT NAME AND PHONE NUMBER:
 Jeff Newbern Sr. office 252 491 2121 cell 252 202 1028 Fax 252 491 2120

FACILITY CONTACT ADDRESS:
 Jeff Newbern
 Green Acres Land Development
 P.O. Box 332
 Powells Point, North Carolina 27941

AUDIT PARTICIPANTS:
 Ben Barnes NCDENR Solid Waste Section
 Jeff Newbern, Owner Greene Acres

STATUS OF PERMIT:
 Notified Site Permit not required

PURPOSE OF AUDIT:
 Comprehensive Audit of Notified LCID landfill

NOTICE OF VIOLATION(S):
.0563 APPLICABILITY REQ. FOR LAND CLEARING/INERT DEBRIS (LCID) LANDFILLS
 (1)(b) 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: The total disposal area is under two acres in size. *The Jeffry A. Newbern LCID landfill is in violation of this rule in that waste has been dumped in an area exceeding two acres in size. In order to bring the Jeffry A. Newbern LCID Landfill into compliance with this rule by December 13, 2010 the waste must be consolidated into an area of two acres or less.*

15 A NCAC 13B .0566 **OPERATIONAL REQUIREMENTS FOR LCID LANDFILL (2)** The facility shall only accept those solid wastes which it is permitted to receive. *The Jeffry A. Newbern LCID landfill is in*

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violation of this rule in that construction and demolition waste material including siding and engineered wood were observed mixed with the LCID. In order to bring the Jeffry A. Newbern LCID Landfill into compliance with this rule, by December 13, 2010 remove the nonconforming waste material, transport to a facility approved to receive this type of waste and provide receipts to Ben Barnes.

(4) Adequate soil cover shall be applied monthly, or when the active area reaches one acre in size, whichever occurs first. *The Jeffry A. Newbern LCID landfill is in violation of this rule in that no cover was observed on the landfill. In order to bring the Jeffry A. Newbern LCID Landfill into compliance with this rule, by December 13, 2010 cover the reconfigured waste pile with one foot of soil cover and maintain as required.*

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.

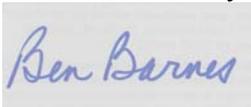
STATUS OF PAST NOTED VIOLATIONS:

NONE

AREAS OF CONCERN AND COMMENTS:

- 1) The property owner is Randolph S. Brent, P.O. Box 221 Harbinger, North Carolina 27941. The property is recorded in Book 124 Page 62C in the Currituck Co. Register of Deeds.
- 2) The LCID is recorded in Book 414 Page 236 in the Currituck Co. Register of Deeds.
- 3) The waste appears to not have been covered for quite a while if ever.
- 4) The disposal area exceeds 2 acres in size. The Disposal area must be consolidated and maintained in an area that is less than 2 acres.
- 5) The 2 acre boundary of the facility needs to be marked with permanent stakes.
- 6) When the waste has been covered, the slopes of the landfill should be kept to 3:1 and no greater than 4:1 to prevent erosion.
- 7) Make sure access to the landfill is kept under control.
- 8) The access road is of all weather construction.
- 9) Any areas that receive final cover must be seeded and stabilized with grass.
- 10) The amount of C&D observed on the landfill was not large, receipts from the approved facility should be mailed to Ben Barnes, Solid Waste Section, P.O. Box 8998, Rocky Mount, North Carolina 27804.

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



Phone: 252 459 4502

Ben Barnes
 Environmental Senior Specialist
Regional Representative

Delivered on : December 17, 2010 by		Hand delivery		US Mail	X	Certified No. 7010 1060 0001 5994 8272
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cc: Mark Poindexter, Field Operations Branch Supervisor
 Dennis Shackelford Eastern District Supervisor
 Donald Herndon, Compliance Officer
 Wendy McNeil, Solid Waste Section Secretary

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View of uncovered waste facing west



View of uncovered waste facing south



View of uncovered waste facing southwest

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View of uncovered waste facing west



View of waste facing southwest



View of the

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