



July 10, 2008

Mr. Allen Gaither
Environmental Engineer II
NC DENR - Solid Waste Section
2090 U.S. Highway 70
Swannanoa, North Carolina 28778

RECEIVED

JUL 14 2008

**SOLID WASTE SECTION
ASHEVILLE REGIONAL OFFICE**

**RE: Local Government Approvals
Avery County C & D Landfill Expansion
NC Solid Waste Permit No. 06-03**

Dear Mr. Gaither:

On behalf of Avery County, Richardson Smith Gardner & Associates (RSG) is hereby submitting additional information supporting the application¹ to expand their existing construction and demolition debris (C&D) landfill disposal area at the existing Avery County Landfill facility in Ingalls, North Carolina.

Local Government Approval

The Avery County Board of Commissioners held a public hearing and voted on a resolution to approve the landfill expansion on June 16, 2008 in regular meeting. In accordance with 15A NCAC 13B .0536 (c) (11) the following information is provided to support the approved resolution:

- Attachment A: Resolution to Approve the Landfill Expansion
- Attachment B: Preliminary Public Hearing Meeting Minutes on June 16, 2008. *Please note that these minutes have yet to be approved by the Board, scheduled for the next regular meeting. A copy of the approved minutes will be forwarded to the Division.*
- Attachment C: Preliminary Facility Plan Summary, Letters to all Adjoining Property Owners, Summary List of all Adjoining Property Owners, Certified Mail Receipts for all Letter Correspondence
- Attachment D: Affidavit of Publication and Public Notice Information

This information should be included in the original application under Appendix G and should complete all requirements for the revised site application.

¹ Revised Site Study Application Avery County Landfill NC Solid Waste Permit No. 06-03 prepared by Richardson Smith Gardner & Associates, Inc. dated April 2008.

Mr. Allen Gaither
July 10, 2008
Page 2 of 2

We appreciate your attention and we are prepared to respond immediately to any questions or concerns regarding this application. Please feel free to contact me by phone at (919) 828-0577 ext. 127 or by email at stacey@rsgengineers.com.

Sincerely,

Richardson Smith Gardner & Associates, Inc.

A handwritten signature in black ink, appearing to read 'Stacey A. Smith', with a small 'a' written below the first 'a' in 'Smith'.

Stacey A. Smith, P.E.
Project Manager

Att.

Cc: Mr. Henry "Buddy" Norris, Avery County Solid Waste Department
Mr. Ed Mussler III, P.E., NCDENR
Mr. Bill Wagner, NCDENR
File

Attachment A

AVERY COUNTY

AVERY COUNTY C&D LANDFILL
RESOLUTION TO APPROVE THE LANDFILL EXPANSION

BE IT RESOLVED that the Avery County Board of Commissioners hereby grants approval for the issuance of a landfill permit by the Division of Waste Management for the lateral and vertical expansion of the C&D landfill at the County's facility on Brushy Creek Road in compliance with North Carolina Solid Waste Management Rules T15A NCAC 13B.0536(c)(11)(A). The proposed landfill expansion consists of up to approximately 29.1 acres of waste footprint in two distinct areas on the site located within the County as shown on Figure 1 of the Site Suitability Drawings dated March 2008 (see attached). The Board of Commissioners hereby approves the following items related to the landfill expansion:

- Service Area:
The landfill facility serves the Counties of Avery, Caldwell, Burke, Watauga, Mitchell, and McDowell in the State of North Carolina (approximate population of 234,000 based on Census 2000 data) and the Counties of Unicoi, Johnson, and Carter in the State of Tennessee (approximately population of 92,000 based on Census 2000 data).
- Waste Types and Disposal Rates:
The landfill facility expansion will accept construction and demolition debris (C&D) waste at a maximum rate of 10,400 tons/year (40 tons/day based on 260 operating days per year). The facility also accepts municipal solid waste (MSW) through its transfer station and white goods.
- Landfill Volumes:
The landfill facility will provide the following gross volumes (volume of waste plus periodic and final cover soil) consistent with the contours shown on the Drawing S3 of the Proposed Facility Plan Drawings dated March 2008 (see attached):

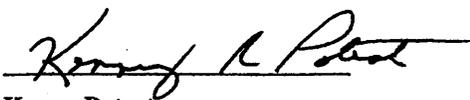
Landfill Unit	Total Waste Footprint	Gross Volume
East Area Expansion	13.8 AC	500,000 CY
West Area Expansion	14.2 AC	730,000 CY

- Landfill Service Life:
Depending upon the actual disposal rates, the landfill expansion is projected to have an approximate service life of 50 years once the existing the landfill units are full (based on an average disposal rate of 10,400 tons/year).

By approving this resolution, certification is hereby made that the requirements above have been met as evidenced by the documentation contained in the Proposed Facility Plan for the proposed construction and demolition debris solid waste facility.

Adopted, this 16 day of June, 2008.

AVERY COUNTY BOARD OF COMMISSIONERS



Kenny Poteat
Chairman



Attest: Robert Wiseman
County Manager



Attachment B

**STATE OF NORTH CAROLINA
COUNTY OF AVERY**

The Avery County Board of Commissioners met in Regular Session on Monday, June 16, 2008 at 3:30 p.m. in the Commissioners Board Room, Avery County Administrative Complex, Newland, N.C.

Members Present: Kenny Poteat, Chairman; Phyllis Forbes; Scott Heath

Members Absent: Susan Pittman; Dan South

Call To Order

Chairman Poteat called the meeting to order at 3:51 p.m.
Chairman Poteat offered prayer.

Public Hearing – C&D Landfill Expansion

Motion by Phyllis Forbes and second by Scott Heath to go out of Regular Session and enter into a time of Public Hearing on the C&D Landfill Expansion at 3:52 p.m. Motion unanimous by those in attendance (3-0).

Chairman Poteat introduced Buddy Norris, Avery County Solid Waste Director. Mr. Norris stated that the Public Hearing for the C&D Landfill Expansion was held to allow for public comment. Mr. Norris introduced Stacey Smith from Richardson, Smith, and Gardner Associates who is the engineer firm that will be doing the expansion project. Mr. Smith stated that according to landfill regulations in North Carolina, public hearings are held for public comments and concerns. Mr. Smith advised the resolution had some specific items that needed to be addressed in the public hearing which were service area; waste types and disposal rates; landfill volumes; and landfill service life. Mr. Smith stated that the landowners adjacent to the landfill site had been notified by means of registered mail and that the public hearing notice had been advertised for 30 days. Mr. Smith advised that this site had been a landfill for a number of years and originally permitted in 1996 and there has only been expansion into just a few areas. Mr. Smith stated that all of the landfill is heavily monitored by the County and the state of North Carolina. Chairman Poteat questioned if this expansion would be within the confines of what the County has owned for several years. Mr. Norris stated there was a total of 80 acres and that there was a 200 foot buffer setback off of the property line that ensures that the County does not encroach on any landowner. Phyllis Forbes questioned if the County will be doing a portion now and a portion in the future. Mr. Smith stated that the service life of the landfill would be approximately 50 years at 10,400 tons per year and currently the County does 3,000 tons per year.

Sheila Wise, Avery County resident and landowner, stated that she was upset about being in the middle of the landfill. Ms. Wise stated that she received a letter stating that the landfill would be expanded with the expansion of the landfill being in above her property.

Roger Wise, Avery County resident and landowner, stated that he had dug a well on the other side of his property as far away from the landfill as possible. Mr. Wise advised that he had a spring and was afraid that the spring had been contaminated so he had a well dug and that he was afraid with the expansion of this landfill above his property that his well could also become contaminated. Mr. Norris stated that the County could sample the water to ensure that the water is not contaminated. An aerial map of the total acres of the landfill was used to demonstrate where Mr. Wise's property was located and where the expansion would be located. Mr. Smith stated that the dominant ground water flow was along a stream and that there were monitoring wells and there had been a study about the way the ground water flows and there will be monitoring wells that will set within the buffer area that is tested twice a year. Mr. Smith advised that the site has not had any problems in the past, however, if anything happened there would be a sample of the wells and then there would be proper action taken to resolve the problem. Chairman Poteat questioned if the Wise's well were to become contaminated what would be the responsibility of the County in this issue or what help could be given to the Wise's. Mr. Smith stated that the drinking water wells can be monitored. Chairman Poteat advised Mr. Norris that the Wise's well be checked for contaminants periodically at no cost to Mr. and Mrs. Wise. Chairman Poteat further stated that if the Wise's well could become contaminated that action will be taken by the Board. Mr. Wise said that he had already drilled a well because he was afraid of contamination of his spring. The County Manager stated that Mr. Wise had this new well drilled because of the anxiety about the existing water supply but although it was not established that the water was contaminated that he acted in what he believed was the best interest of his family and that perhaps the County should bear some responsibility and that Mr.

Norris and Mr. Wise should come up with something equitable to assist the Wise's expenses incurred from the drilling of the well. Chairman Poteat stated that the County would help monetarily not with all of the cost but would certainly help. Phyllis Forbes asked Mr. Norris to monitor the Wise's well on a regular basis. Mr. Wise also stated that the landfill had devalued his property. Chairman Poteat stated that the Tax Assessor would be made aware of this.

Ms. Wise stated that she had wanted to leave her children the land but that her children did not want to live below a landfill. Ms. Wise said that she didn't feel it was right to go out and work and pay for something to pass on down to her children and now she would not be able to do that.

Chairman Poteat asked the County Manager to keep in contact with the Wise family concerning the well situation and how the County can help the Wise family monetarily.

Mr. Jack Forbes, property owner adjoining the Avery County landfill, asked the Board if the County was planning on buying any more property above him. The County Manager stated that there was no intention at the present to buy any more property at the landfill.

The County Manager stated that effective July 1, 2008 the State will mandate a \$2.00 tipping fee per ton to all landfills in North Carolina. This fee will be passed on to the commercial customers, said the County Manager.

Scott Heath advised that possibly the County could stay away from the left corner of the property that is right above the Wise's property and use that portion as a buffer zone.

Martha Hicks questioned how steep the slope was on the property for expansion. Stacy Smith stated that there was a 3 to 1 slope which is comparable to what the sides of the road slopes are on the highways in the County.

Motion by Scott Heath and second by Phyllis Forbes to close the Public Hearing for the C&D Landfill Expansion and resume Regular Session at 4:25 p.m. Motion unanimous with those in attendance (3-0)

Motion by Phyllis Forbes and second by Scott Heath to approve the landfill expansion contingent on taking out of draft form and allow the Chairman to sign. Unanimous with those in attendance (3-0).

Proclamation for YMCA Day in Avery County

Chairman Poteat stated that the YMCA had requested that Saturday, June 21, 2008 be designated as "YMCA Day" in Avery County. The YMCA will be having their grand opening on Saturday, June 21, 2008.

Motion by Phyllis Forbes and second by Scott Heath to approve the Proclamation for Saturday, June 21, 2008 as "YMCA Day" in Avery County. Motion unanimous with those in attendance (3-0)

Public Comments

There were no public comments.

Approval of Minutes

Motion by Scott Heath and second by Phyllis Forbes to approve the May 8, 2008 Budget Workshop; May 15, 2008 Budget Workshop; May 19, 2008 Regular Meeting; and May 27, 2008 Budget Workshop. Motion unanimous with those in attendance (3-0).

Public Hearing 2008-2009 Budget

Motion by Phyllis Forbes and second by Scott Heath to go out of Regular Session and go into a time of Public Hearing concerning the 2008-2009 Budget at 4:30 p.m. Motion unanimous with those in attendance (3-0).

The County Manager stated that the Finance Officer, Tim Greene, and the County Manager have prepared the budget message for the Fiscal Year 2008-2009 Budget. The County Manager presented the budget message along with a power point presentation. The County Manager stated that North Carolina General State 159-11 stipulates that a public hearing be held in order to inform the public and allow any interested citizens the opportunity to express their opinions on the budget after the budget message is presented. The budget message represents an explanation of the budgetary decisions derived as a result of in depth dialogue between the County Manager, Finance Officer and each Department Head. The cumulative total of necessary operational and capital expenses considered in light of revenues generated by the departments, combined with State and Federal funding, determines the amount of funding which will be necessary from the citizens of Avery County. When the 2008/2009 requests were totaled and compared with projected revenues the deficit was in excess of \$2.5 million dollars. In order to balance the budget, the County made many difficult cuts and was unable to fund any new programs. In addition, all special allocations to non-profit organizations were held to 3% increases.

The 2008/2009 budget is balanced based on a total appraised value of \$4.10 billion. This represents an increase of \$124 million or 3.1% over last years' valuation of \$3.98 billion. The general tax rate is established at 35.2 cents per \$100 valuation. This reflects no change in the general tax rate from the previous year. The county wide fire tax rate of 3.8 cents remains the same as the previous years' fire tax rate. This rate of 3.8 cents is estimated to produce an additional \$45 thousand dollars for a total of \$1.52 million. The combination of these two rates results in an overall tax rate of 39 cents for the fiscal year 2008/2009. This rate reflects no tax increase and currently there are only 8 counties in North Carolina with a tax rate lower than Avery County.

The County Manager stated that there were several note-worthy additions in the upcoming 2008/2009 budgets which include operation of the EMS substation in Green Valley, addition of a part-time EDC assistant, construction of the new Banner Elk School, expansion and renovation of the existing Avery County Jail, partnering with the Town of Newland for construction of a water tank, expansion of the C&D Landfill, and purchase of 3.78 acres for recreational purposes.

The County Manager advised that over the last several years Avery County has developed and adhered to a strict financial plan designed to promote a "pay-as-you-go" capital philosophy and as a result of this policy the County has been able to fund numerous projects and will be able to fund future projects without incurring noticeable long term debt. The County Manager stated that it was the recommendation of the Manager's office that the 2008/2009 FY Budget Ordinance be adopted as presented.

Phillip Shomaker, Avery County Board of Education Board Member, spoke to the Board about the shortfall of approximately ½ million dollars in the Avery County School Budget. The Federal government and State government have reduced the funds from the Federal and State level to the Special Education Program. The reduction in funds from the Federal and State level coupled with the increase in fuel costs and heating costs adds up to approximately ½ million dollar shortfall, said Mr. Shomaker. Mr. Shomaker advised that this will reduce the time spent with students specifically the special needs students and causes a loss of 19 positions. Mr. Shomaker stated the Board of Education cannot levy taxes and there is no time at this point to get a grant to fund these positions. Mr. Shomaker said that the jail is being budgeted as much as the Board of Education. Many of the counties in North Carolina have given funds to be able to help fund teaching positions, said Mr. Shomaker. Mr. Shomaker stated that this is the Board's opportunity to step up and help the students in Avery County. Chairman Poteat stated that as a matter of record that this particular Board of Commissioners has been friends of education.

Grace Calhoun, Superintendent of Avery County Schools, thanked the Board for the generosity that the Board has bestowed on Avery County Schools for the past 9 ½ years that Ms. Calhoun has been Superintendent. Ms. Calhoun stated that this was one of the most critical years that Avery County Schools have faced because of the rising fuel and heating costs. Ms. Calhoun advised that if there was not an increase in the school's budget that the new superintendent, Mr. Keith Eades and the Finance Officer would be back this winter asking for money for heating fuel. Ms. Calhoun reported that the State provides 75% of fuel for transportation and not any funds for heating fuel for the buildings and the schools must pick up 25% of the fuel costs for transportation. Ms. Calhoun stated that the Board of Education is here to implore the Board to take a look at the additional increase in costs of fuel, supplies, textbooks, etc. and give the Board of Education an increase to help balance their budget. Ms. Calhoun thanked the Board again for going above and beyond the call of duty to provide the physical facilities for the students in Avery County.

Jeff Jaynes, Finance Officer for Avery County Schools, stated that a 3% cost of living increase would take care of salaries and benefits but the schools are required to pay at the State level even though there are some salaries that are not funded by the State but funded locally. Mr. Jaynes advised that the fuel costs are the major concern in the budget for 2008/2009. Mr. Jaynes stated that the schools will need 160,000 gallons of fuel for heating which would equate to approximately ½ million dollars. Mr. Jaynes advised if the schools did not get some additional funding beyond the 3% increase that would necessitate cuts in the schools budget. Mr. Jaynes reported that there had been a reduction in 27 positions due to the funding. Mr. Jaynes stated that last year at this time the tanks were full but this year the tanks are empty

and all the money budgeted for the fuel was spent. Mr. Jaynes stated that the schools consume oil during the summer because of the hot water boilers. Mr. Jaynes advised that every penny increase in the fuel is equivalent to \$12,000 for the schools.

Daryl Smith, representative for Avery Little League, came before the Board requesting extra money for Avery Little League. Mr. Smith stated that Avery Little League had requested \$10,000 in the budget but was only allocated \$2,060.00. Mr. Smith advised that he and five other members had signed a note to put the lights on the fields for Little League of \$65,000. Mr. Smith stated that there was 300 children playing Little League and 175 playing soccer on these fields. Mr. Smith said that Avery Little League spent \$142,000 last year. Mr. Smith requested that the Board help with trying to get the allocation back up to \$10,000. Chairman Poteat stated that the decrease was due to a one year expenditure for lighting and before Avery Little League was receiving \$2,000 per year.

Chairman Poteat stated that education was the number one priority in Avery County. Mr. Poteat advised that as it is before the Board today that the Board has designated \$4,500,000 for current and capital. Mr. Poteat said that beyond that the County has a debt service for the Board of Education for the buildings of \$1,700,552 bringing a total that is coming out of the County coffers this year \$6,200,552 which equates to 25.66%. Chairman Poteat added that looking back at 2007/2008 budget the operational for the schools was \$3,707,000; this years operational is \$3,896,000 or a 5.1% increase over last years operational budget. Chairman Poteat stated that the Board of Education is budgeted for \$604,000 in capital but \$500,000 is useable with the other \$104,000 going for the Avery High School Track. Chairman Poteat advised that the last 5 years capital average for the Board of Education was \$420,700. Chairman Poteat stated that the Board has heard the needs of the Board of Education but in his personal opinion the Board has made improvements in the budget over previous years. Chairman Poteat advised that a couple of neighboring counties are freezing the funds at the same rate as last year. Chairman Poteat stated that it is not a bounty year for any counties.

Scott Heath stated that there has been a lot of talking about heating costs and fuel and the budget is the Board's best guess of how things will be but if fuel goes to possibly \$6.00 a gallon there is no way that the Board has budgeted for that. Mr. Heath said that in the event that happens then the Board would be looking at possibly Special Appropriations. Mr. Heath stated that usually his thoughts were with Special Appropriations that there would not be any but in the event of the Board of Education dealing with fuel costs that the Board would have to "cross that bridge" later. Phyllis Forbes said that she is an advocate for education and that the Board could not anticipate the increases and if there is a situation where emergency funds for the Board of Education were needed the Board of Education should come back before the Board of Commissioners to request these.

Chairman Poteat questioned if the Avery High Track were under \$104,000 could the Board forward the difference to the Board of Education. The Finance Officer stated that would be at the discretion of the Board.

Martha Hicks stated that there are a lot of things that are being told about the budget that is not being carried out and that it needed to be straightened out because that is what gets citizens upset. Ms. Hicks said that some people think the Board is going to give money for trips to Washington and for the Outer Banks. Ms. Hicks

stated that we needed to let the citizens of Avery County know that the Board is not funding things like this. Ms. Hicks advised that the citizens need to know to keep rumors down. Ms. Forbes stated that the Board does not know where the rumors come and sometimes does not even hear about certain things. Chairman Poteat advised that he has encouraged people to speak publicly and the Board does not tell the Board of Education how to spend the money that the County appropriates for the Board of Education. Grace Calhoun stated that the Board asked the Board of Education to put a separate line item in for the trips but this line item was not discussed at the budget workshop.

Motion by Scott Heath and second by Phyllis Forbes to close the Public Hearing for the 2008/2009 Budget and resume Regular Session at 5:26 p.m. Motion unanimous with those in attendance (3-0).

Chairman Poteat stated that the Board was in Regular session after a time of public hearing and thanked all the ones that spoke regarding the budget.

Chairman Poteat stated that if the budget was adopted it does not include any tax increase and would remain fire tax of 3.8 cents and the real property tax at 35.2 cents for a total combined rate of 39 cents. Chairman Poteat advised that he felt the Board should

Attachment C

NOTICE OF PUBLIC HEARING

**AVERY COUNTY BOARD OF COMMISSIONERS
MONDAY, JUNE 16, 2008 AT 3:50 P.M.
AVERY COUNTY ADMINISTRATIVE COMPLEX
COMMISSIONERS BOARD ROOM**

**AVERY COUNTY
AVERY COUNTY C&D LANDFILL EXPANSION
LOCAL GOVERNMENT APPROVAL**

Notice is hereby given that on Monday, June 16, 2008 at 3:50 p.m., a public hearing will be held before the Avery County Board of Commissioners related to the local government approval of the proposed expansion of the existing Avery County Construction and Demolition Debris (C&D) Landfill (NC Solid Waste Permit No. 06-03).

PROPOSED C&D LANDFILL EXPANSION

The Avery County Board of Commissioners will hear a request for expansion of the existing C&D landfill. The proposed expansion will remain within the existing C&D landfill property boundary located at 2175 Brushy Creek Road in Ingalls and will add approximately 25 acres of landfill to the currently permitted C&D landfill area. The expansion will occur within two (2) landfill units referred to as the East Expansion Area and the West Expansion Area. All of the West Expansion area (~14.2 acres) is currently permitted to receive Land Clearing and Inert Debris (LCID) which, under this application, is proposed to be re-permitted for C&D waste. As proposed, the complete C&D landfill disposal area will occupy approximately 28 acres within the existing property with a final waste height elevation of 3,250 feet (mean sea level). This proposed landfill expansion will add approximately 1,200,000 cubic yards of waste disposal capacity (gross) to the existing C&D landfill. As proposed, the site entrance would remain in its current location.

Anyone interested in these matters is invited to attend the public hearing and present information to the Board of Commissioners.

Additional information concerning this request is available at the Avery County Manager's Office and the Avery County Solid Waste Department, 175 Linville Street, Newland, North Carolina 28657 or by telephone at (828) 737-5420 (Solid Waste). This printed material will be provided in an alternative format upon request.

**Henry C. Norris, Jr.
Solid Waste Manager
Avery County Solid Waste Department**

**AVERY COUNTY
C&D LANDFILL FACILITY EXPANSION**

PRELIMINARY FACILITY PLAN SUMMARY

1.0 OVERVIEW

This section presents a plan for the expansion of the Avery County construction and demolition (C&D) debris landfill (Solid Waste Permit No. 06-03) located at 2175 Brushy Creek Road in Ingalls and as presented in the Facility Plan Drawing provided with this report.

2.0 FACILITY SERVICES AND WASTE STREAM

2.1 Facility Services

Currently, the following activities or services are provided at the Avery County C&D Landfill facility:

- Scales and scale house facilities
- Construction and Demolition Debris (C&D) Landfill (Permit No. 06-03)
- Land Clearing and Inert Debris (LCID) Landfill (Permit No. 06-03)
- White Goods Management Area
- Municipal Solid Waste (MSW) Transfer Station (Permit No. 06-02T)

2.2 Types of Waste

The Avery County Landfill and Transfer facility accepts MSW, C&D, LCID waste, inert debris, asphalt, and white goods. The MSW wastes are routed to the on-site Transfer Station for disposal at the Bristol, Virginia Integrated Waste Management Facility. C&D and LCID are routed to the on-site landfill and White Goods are managed on a designated concrete lined management area adjacent to the Transfer Station.

2.3 Disposal Rate

The Avery County Landfill facility currently receives about about 3,000 tons per year of C&D waste, which is currently disposed of within the existing Phase 1 disposal area. However, the landfill expansion anticipates a maximum disposal rate of 10,000 tons per year. This amounts to an average of about 40 tons per day based upon 260 days of operation per year. Actual daily amounts of C&D are expected to vary considerably.

2.4 Service Area

The landfill serves Avery County and its surrounding counties in NC and TN as shown in **Figure 1**.

3.0 LANDFILL CAPACITY

3.1 Total Operating Capacity and Life Expectancy

Drawing S3 (Final Grading Plan), identifies the final configuration for the facility expansion of the C&D landfill. The top elevation of the final grades is at approximately 3170 feet on the eastern expansion and approximately 3250 feet on the western expansion. The exterior side slopes will be at a maximum of 3:H to 1:V slope.

The estimated total gross operating capacity, net capacity (accounts for periodic and final cover), disposal area, and life expectancy for the facility expansion is shown in **Table 1**.

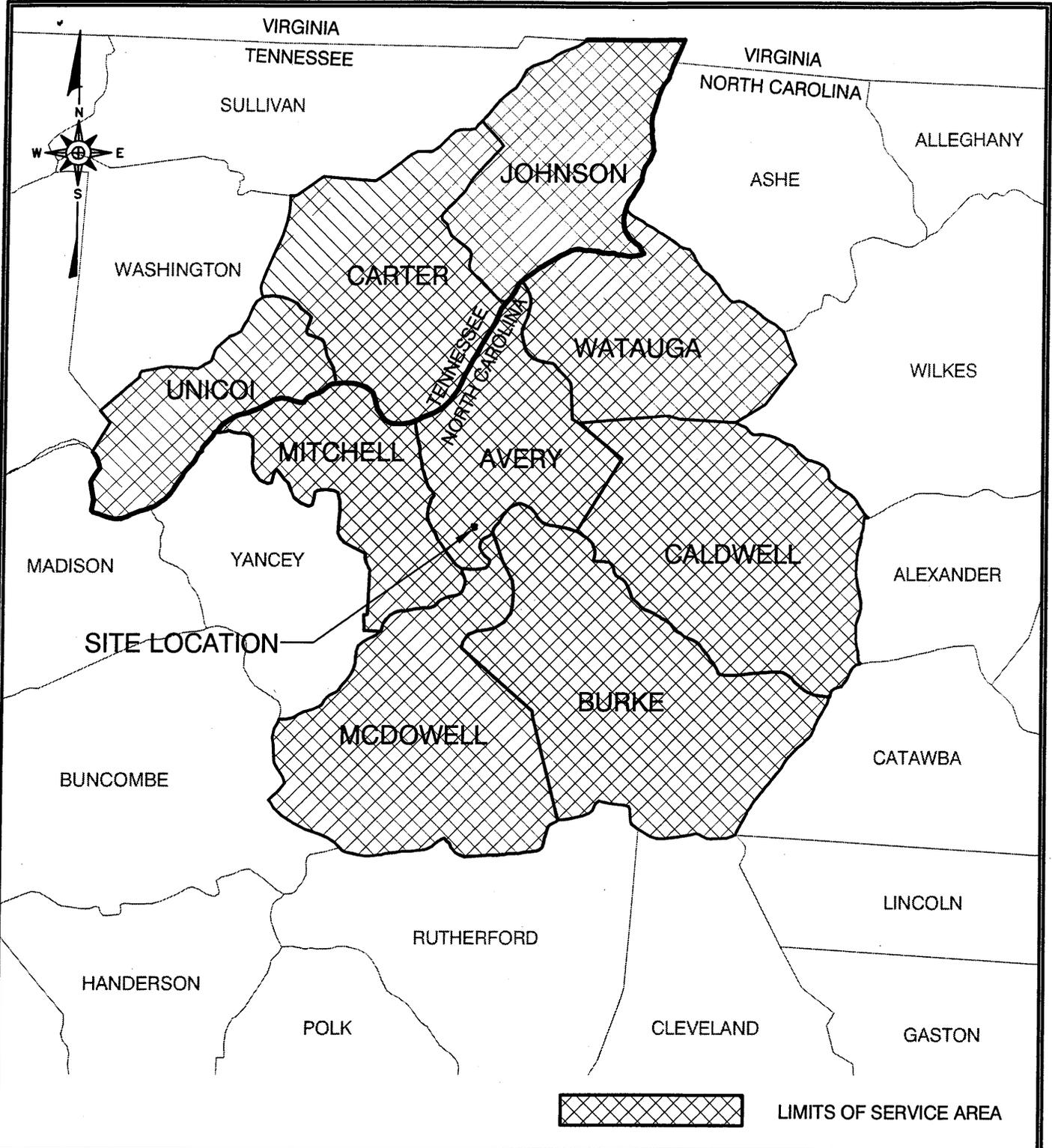
**TABLE 1
SUMMARY OF LANDFILL CAPACITY AND LIFE EXPECTANCY**

Phase	Area (Ac.)	Operating Capacity (CY)		Life Expectancy
		Gross	Net	
East	13.8	493,669	392,322	18.9 Years
West	14.2	729,970	633,384	30.5 Years
Total:	29.1	1,223,639	1,025,706	49.4 Years

3.2 In-Place Ratio of Waste to Soil and Compaction Factor

The capacities obtained above were based on a 10 percent periodic cover ratio and a compaction factor of 1,000 pounds per cubic yard (0.50 tons/cy). The assumed periodic cover ratio and compaction factor is typical for similar C&D landfills.

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**AVERY COUNTY LANDFILL
FACILITY SERVICE AREA**

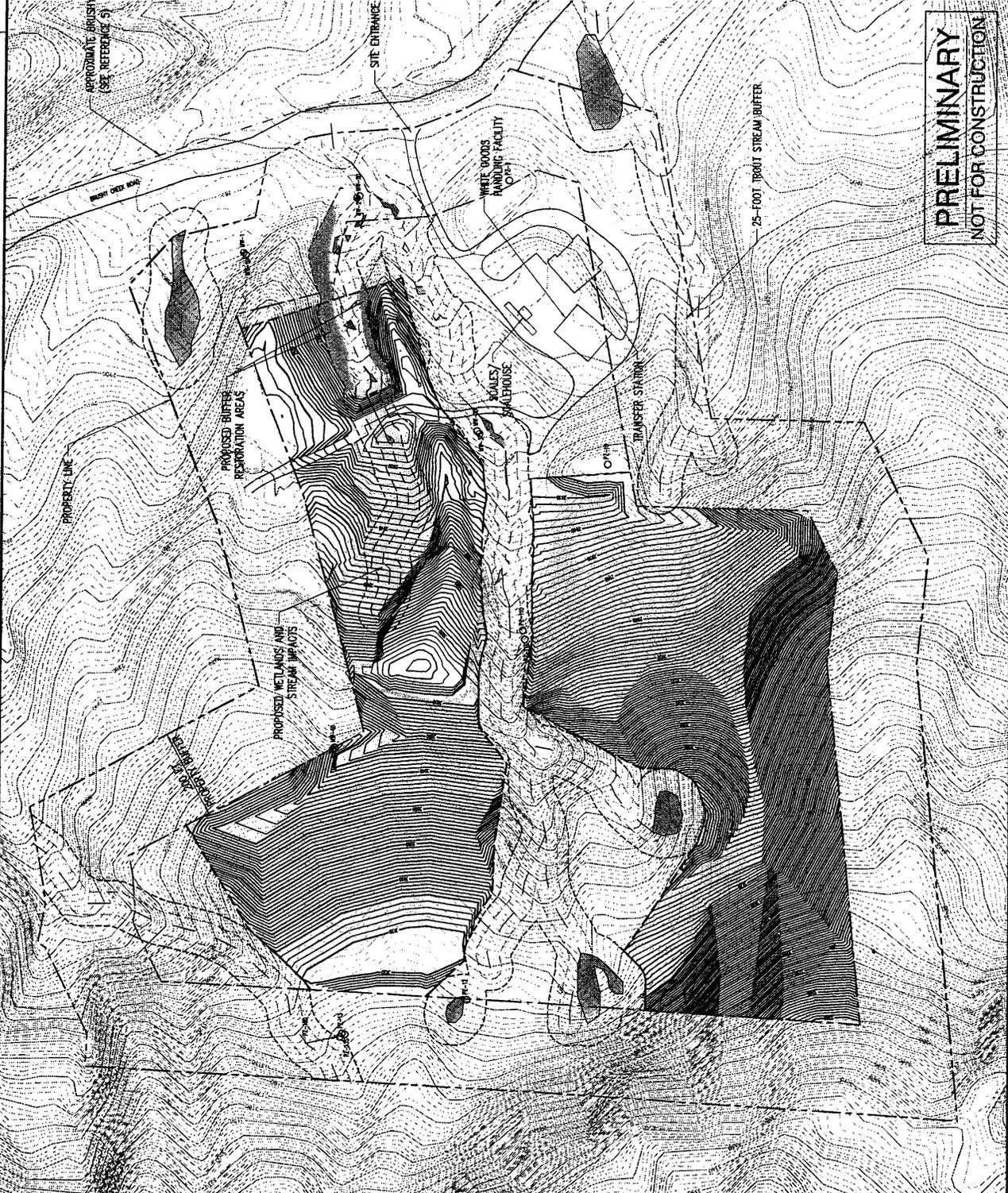


**RICHARDSON SMITH GARDNER
& ASSOCIATES**
14 N. Boylan Ave.
Raleigh, N.C. 27603
www.rsgengineers.com
ph: 919-828-0577
fax: 919-828-3889

SCALE:	DRAWN BY:	CHECKED BY:	DATE:	PROJECT NO.	FIGURE NO.	FILE NAME
NOT TO SCALE	C.T.J.	S.A.S.	Apr. 2008	AVERY 07-1	1	AVERY-A0035

PROJECT NO.	2	SHEET NO.	1
DATE	10/1/00	SCALE	AS SHOWN
DESIGNED BY	AVG/ML	CHECKED BY	AVG/ML
DRAWN BY	AVG/ML	DATE	10/1/00

DATE	NO.	REVISION

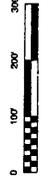


- LEGEND**
- EXISTING 2' CENTER (SEE REFERENCE 1)
 - EXISTING 1' CENTER
 - PROPOSED 2' CENTER
 - PROPOSED 1' CENTER (SEE REFERENCE 2)
 - PROPERTY LINE
 - PROPOSED SHORING LIMITS (SEE REFERENCE 3, 4)
 - IMPROVED STREAM CHANNEL (SEE REFERENCE 3, 4)
 - 25-FOOT TROUT STREAM AND RETAIN BUFFER
 - EXISTING WELL
 - PROPOSED WELL
 - PROPOSED WATER RETENTION BASIN
 - PROPOSED RETAINERS AND STREAM IMPACTS

REFERENCE

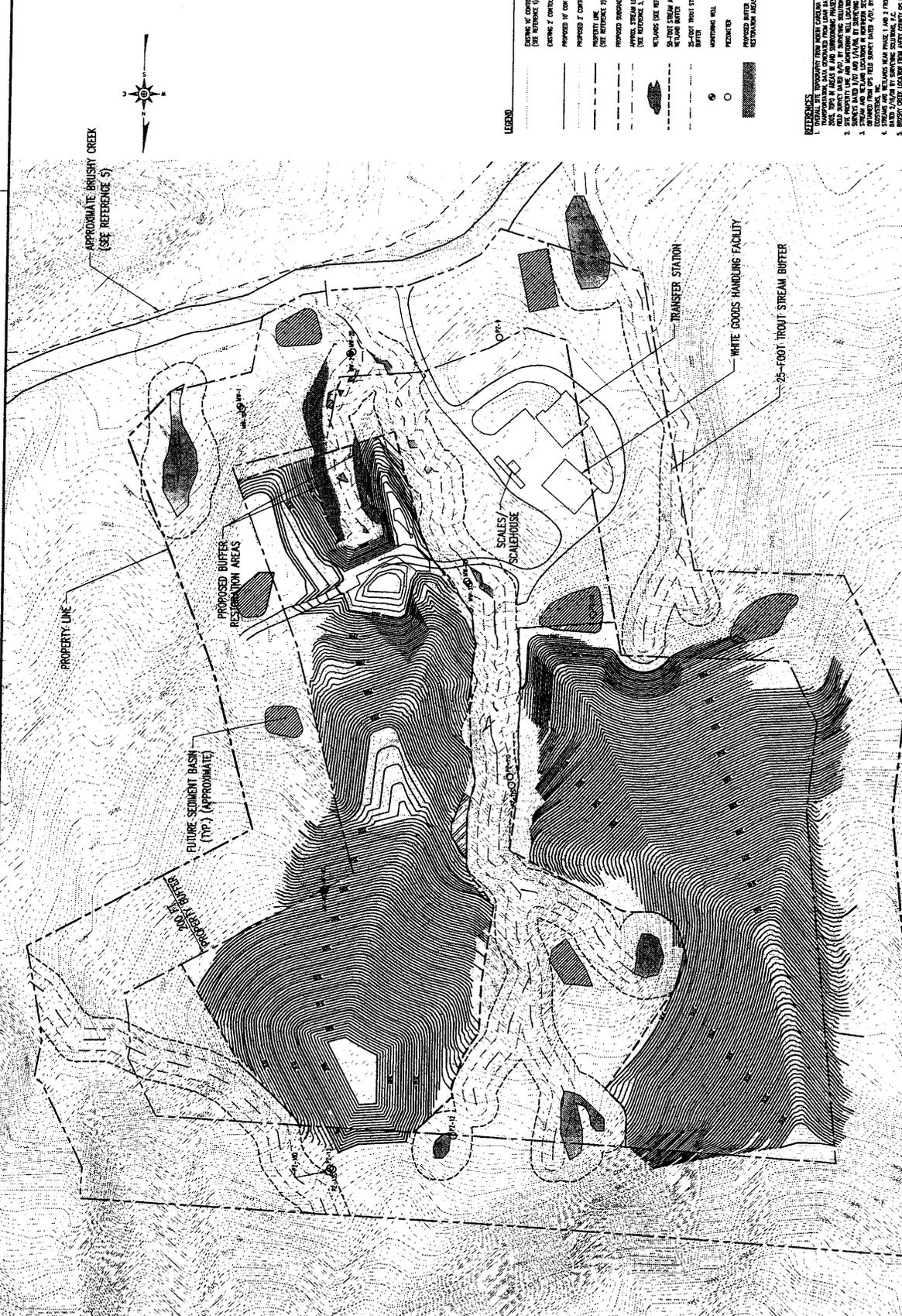
1. USGS 7.5' QUADRANT MAP WITH CORRECTION, TERRAIN OF WASHINGTON, D.C. DISTRICT OF COLUMBIA, 1984.
2. FIELD SURVEY DATED 10/1/00 BY SHAWNEE SURVEYING, P.C.
3. FIELD SURVEY DATED 10/1/00 BY SHAWNEE SURVEYING, P.C.
4. FIELD SURVEY DATED 10/1/00 BY SHAWNEE SURVEYING, P.C.
5. FIELD SURVEY DATED 10/1/00 BY SHAWNEE SURVEYING, P.C.

PRELIMINARY
 NOT FOR CONSTRUCTION



DATE:	NOV 14 2011
SCALE:	AS SHOWN
PROJECT NO.:	AVERY-0000
SHEET NO.:	3
TOTAL SHEETS:	53

DATE	NO.	REVISION



- LEGEND**
- EXISTING 1/2 CONTOUR (SEE REFERENCE 1)
 - EXISTING 1 CONTOUR
 - PROPOSED 1/2 CONTOUR
 - PROPOSED 1 CONTOUR
 - PROPOSED 2 CONTOUR (SEE REFERENCE 2)
 - PROPOSED 3 CONTOUR (SEE REFERENCE 3)
 - PROPOSED 4 CONTOUR (SEE REFERENCE 4)
 - PROPOSED 5 CONTOUR (SEE REFERENCE 5)
 - PROPOSED 6 CONTOUR (SEE REFERENCE 6)
 - PROPOSED 7 CONTOUR (SEE REFERENCE 7)
 - PROPOSED 8 CONTOUR (SEE REFERENCE 8)
 - PROPOSED 9 CONTOUR (SEE REFERENCE 9)
 - PROPOSED 10 CONTOUR (SEE REFERENCE 10)
 - PROPOSED 11 CONTOUR (SEE REFERENCE 11)
 - PROPOSED 12 CONTOUR (SEE REFERENCE 12)
 - PROPOSED 13 CONTOUR (SEE REFERENCE 13)
 - PROPOSED 14 CONTOUR (SEE REFERENCE 14)
 - PROPOSED 15 CONTOUR (SEE REFERENCE 15)
 - PROPOSED 16 CONTOUR (SEE REFERENCE 16)
 - PROPOSED 17 CONTOUR (SEE REFERENCE 17)
 - PROPOSED 18 CONTOUR (SEE REFERENCE 18)
 - PROPOSED 19 CONTOUR (SEE REFERENCE 19)
 - PROPOSED 20 CONTOUR (SEE REFERENCE 20)
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 - PROPOSED 98 CONTOUR (SEE REFERENCE 98)
 - PROPOSED 99 CONTOUR (SEE REFERENCE 99)
 - PROPOSED 100 CONTOUR (SEE REFERENCE 100)

REFERENCES

1. AVERY COUNTY LANDFILL EXPANSION FACILITY, PRELIMINARY FACILITY PLAN, PREPARED BY RICHARDSON SMITH GARDNER & ASSOCIATES, 10000 15th Street, Suite 100, Denver, CO 80202, 2011.
2. AVERY COUNTY LANDFILL EXPANSION FACILITY, PRELIMINARY FACILITY PLAN, PREPARED BY RICHARDSON SMITH GARDNER & ASSOCIATES, 10000 15th Street, Suite 100, Denver, CO 80202, 2011.
3. AVERY COUNTY LANDFILL EXPANSION FACILITY, PRELIMINARY FACILITY PLAN, PREPARED BY RICHARDSON SMITH GARDNER & ASSOCIATES, 10000 15th Street, Suite 100, Denver, CO 80202, 2011.
4. AVERY COUNTY LANDFILL EXPANSION FACILITY, PRELIMINARY FACILITY PLAN, PREPARED BY RICHARDSON SMITH GARDNER & ASSOCIATES, 10000 15th Street, Suite 100, Denver, CO 80202, 2011.
5. AVERY COUNTY LANDFILL EXPANSION FACILITY, PRELIMINARY FACILITY PLAN, PREPARED BY RICHARDSON SMITH GARDNER & ASSOCIATES, 10000 15th Street, Suite 100, Denver, CO 80202, 2011.

**PRELIMINARY
 NOT FOR CONSTRUCTION**



Avery County Landfill Neighbor Information

Name	Address	Pin Number	Acreage
✓ Darwin R. Tansey	779 Opossum Ln Jacksonville, FL 32259	182100188825	4.13
✓ Mark S. Lechler	278 Pinewood Cir Naples, FL 34105	182100185065	10.67
Mark S. Lechler	278 Pinewood Cir Naples, FL 34105	182100177337	4.92
✓ James C. Frye	3222 Land Harbor Newland, NC 28657	182100178054	3.68
✓ Harry Grindstaff	123 Flack Rd Forest City, NC 28043	182100150863	58.88
Roger & Shelia Wise	158 Hazel Ln Spruce Pine, NC 28777	181100979433	4.20
Jack & Hazel Forbes	65 Hazel Ln Spruce Pine, NC 28777	181100964753	58.00
Unimin Corp	Attn: D Zove 258 Elm St New Canaan, CT 68400	181100567006	3093.24
Vivien Clark Phillips	7797 S US Hwy 19E Newland, NC 28657	182100370014	82.16

May 13, 2008

Vivien Clark Phillips
7797 S US HWY 19E
Newland, NC. 28657
PIN # 182100370014

Dear: Ms. Phillips

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

The Avery County Board of Commissioners plans to approve a request for continued operations of the existing construction and demolition debris (C&D) landfill unit (East and West Areas), which is an expansion of the existing C&D landfill units (Phase 1 & 2). State Rule 15A NCAC 13B.0547 requires that a permit application be submitted by July 1, 2008 for continued operation of these units.

FUTURE EXPANSION OF C&D LANDFILL

The Avery County Board of Commissioners plans to approve a request to approve the issuance of a permit by the North Carolina Division of Waste Management for the East and West Area Expansions of the C&D landfill unit.

Additional information concerning these requests is attached for your review. Further information is also available for review at the Avery County Manager's Office, 175 Linville Street, Newland, NC. Contact Mr. Buddy Norris for an appointment at (828) 737-5420.

Anyone interested in these matters is invited to attend the public meeting and present information to the Board of Commissioners.

Sincerely,



Henry C. Norris Jr
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

May 13, 2008

Mr. Darwin R. Tansey
779 Opossum Ln
Jacksonville, FL. 32259
PIN # 182100188825

Dear: Mr. Tansey

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

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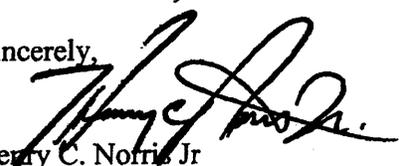
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Sincerely,


Henry C. Norris Jr
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

May 13, 2008

Unimin Corp
Attn: D Zove
New Canaan, CT. 68400
PIN # 181100567006

Dear: Mr. Zove

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

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Sincerely,



Henry C. Norris Jr
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

May 13, 2008

Mr. Jack & Hazel Forbes
65 Hazel Ln
Spruce Pine, NC. 28777
PIN # 181100964753

Dear: Mr. & Ms. Forbes

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

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Sincerely,


Henry C. Norris Jr.
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

May 13, 2008

Mr. Roger & Shelia Wise
158 Hazel Ln
Spruce Pine, NC. 28777
PIN # 181100979433

Dear: Mr. & Ms. Wise

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

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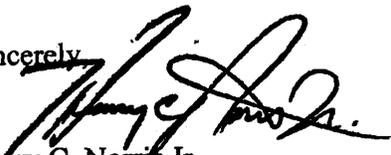
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Sincerely,



Henry C. Norris Jr
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

May 13, 2008

Mr. Harry Grindstaff
123 Flack Rd.
Forest City, NC. 28043
PIN # 182100150863

Dear: Mr. Grindstaff

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

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Anyone interested in these matters is invited to attend the public meeting and present information to the Board of Commissioners.

Sincerely,



Henry C. Norris Jr
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

May 13, 2008

Mr. James C. Frye
3222 Land Harbor
Newland, NC. 28657
PIN # 182100178054

Dear: Mr. Frye

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

The Avery County Board of Commissioners plans to approve a request for continued operations of the existing construction and demolition debris (C&D) landfill unit (East and West Areas), which is an expansion of the existing C&D landfill units (Phase 1 & 2). State Rule 15A NCAC 13B.0547 requires that a permit application be submitted by July 1, 2008 for continued operation of these units.

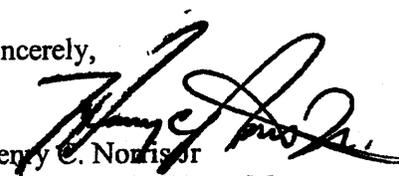
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Anyone interested in these matters is invited to attend the public meeting and present information to the Board of Commissioners.

Sincerely,


Henry C. Norris Jr.
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

May 13, 2008

Mr. Mark S. Lechler
278 Pinwood Cir.
Naples, FL. 34105
PIN # 182100185065

Dear: Mr. Lechler

This letter is sent to notify you that a public hearing will be held before the Avery County Board of Commissioners on June 16th, 2008 at 3:50 pm, related to the local government approval of the future expansion of the existing C&D landfill.

CONTINUED OPERATIONS OF C&D LANDFILL UNIT

The Avery County Board of Commissioners plans to approve a request for continued operations of the existing construction and demolition debris (C&D) landfill unit (East and West Areas), which is an expansion of the existing C&D landfill units (Phase 1 & 2). State Rule 15A NCAC 13B.0547 requires that a permit application be submitted by July 1, 2008 for continued operation of these units.

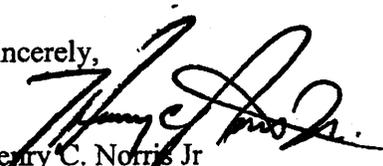
FUTURE EXPANSION OF C&D LANDFILL

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Anyone interested in these matters is invited to attend the public meeting and present information to the Board of Commissioners.

Sincerely,


Henry C. Norris Jr
Director, Solid Waste Management
Avery County, NC.

Attachments: 1) Preliminary Facility Plan & Drawings

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OFFICIAL USE

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	6.07

Postmark
Here

Sent To: Mark S. Keckler
Street, Apt. No. or PO Box No.: 267 Pinewood Circle
City, State, ZIP+4: Naples, FL 34105
PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Mark S. Keckler
267 Pinewood Circle
Naples, FL 34105

COMPLETE THIS SECTION ON DELIVERY

- A. Signature [Signature] Agent
- B. Received by (Printed Name) [Signature] Addressee
- C. Date of Delivery 5/20/08
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No
2478 Pinewood CR
NAPLES, FL 34105

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number 7005 0390 0002 2755 5899

(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

PSN 7530-02-000-9000

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Unimin Corp.
Attn: D Zone
258 Elm St.
New Canaan, CT 06840

COMPLETE THIS SECTION ON DELIVERY

- A. Signature [Signature] Agent
- B. Received by (Printed Name) [Signature] Addressee
- C. Date of Delivery
- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes

2. Article Number 7005 0390 0002 2757 4883

(Transfer from service label)

PS Form 3811, February 2004

Domestic Return Receipt

102509-02-000-9000

**U.S. Postal Service™
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OFFICIAL USE

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
Total Postage & Fees	\$	6.07

Postmark
Here

Sent To: Unimin Corp Attn: D Zone
Street, Apt. No. or PO Box No.: 258 Elm St.
City, State, ZIP+4: New Canaan, CT 06840

7005 0390 0002 2757 4883

**U.S. Postal Service™
CERTIFIED MAIL™ RECEIPT**
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.07

Postmark Here

Sent To: Loger + Shelia Wise
 Street, Apt. No. or PO Box No. 158 Hazel Lane
 City, State, ZIP+4 Spruce Pine, NC 28777
 PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

*Loger + Shelia Wise
158 Hazel Lane
Spruce Pine, NC 28777*

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
Robert Wise Addresssee
 B. Received by (Printed Name) Agent
Robert Wise Addresssee
 C. Date of Delivery *5-19-08*
 D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

2. Article Number (Transfer from service label) 7005 0390 0002 2755 5875

PS Form 3811 February 2004

Domestic Return Receipt

102595-02-M-1

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

*Jack + Hazel Forbes
65 Hazel Lane
Spruce Pine, NC 28777*

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
Susan Thomas Addresssee
 B. Received by (Printed Name) Agent
Susan Thomas Addresssee
 C. Date of Delivery *5-19-08*
 D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee)

Yes

**U.S. Postal Service™
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OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.07

Postmark Here

Sent To: Jack + Hazel Forbes
 Street, Apt. No. or PO Box No. 65 Hazel Lane
 City, State, ZIP+4 Spruce Pine, NC 28777

2. Article Number (Transfer from service label) 7005 0390 0002 2755 5882

Domestic Return Receipt

102595-02-M-1

7005 0390 0002 2755 5882

PS Form 3811 February 2004

102595-02-M-1

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For delivery information visit our website at www.usps.com

OFFICIAL USE

7005 0390 0002 2757 4876

1. Article Addressed to:

Postage \$ 6.07

Certified Fee _____

Return Receipt Fee (Endorsement Required) _____

Restricted Delivery Fee (Endorsement Required) _____

Total Postage & Fees \$ 6.07

Sent To: Vivien Clark Phillips
 Street, Apt. No. or PO Box No. 7797 S. US Hwy 19E
 City, State, ZIP+4[®] Moreland, NC 28657

PS Form 3800, June 2002 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Vivien Clark Phillips
 7797 S. US Hwy 19E
 Moreland, NC 28657

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Vivien Clark Phillips Agent

B. Received by (Printed Name) Vivien Phillips Addressee

C. Date of Delivery 5/19/08

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

3. Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes No

2. Article Number (Transfer from service label) 7005 0390 0002 2757 4876

PS Form 3811, February 2004 Domestic Return Receipt

PSN 02586-02-M-15

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:
 Harry Grindstaff
 123 Fleet Rd.
 Forest City, NC 28043

2. Article Number (Transfer from service label) 7005 0390 0002 2755 5844

Domestic Return Receipt

PS Form 3811, February 2004

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Evelyn Grindstaff Agent

B. Received by (Printed Name) Evelyn Grindstaff Addressee

C. Date of Delivery 5-20-08

D. Is delivery address different from item 1? Yes No

If YES, enter delivery address below:

3. Service Type

Certified Mail Express Mail

Registered Return Receipt for Merchandise

Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes No

U.S. Postal ServiceTM
CERTIFIED MAILTM RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com

OFFICIAL USE

Postage \$ 6.07

Certified Fee _____

Return Receipt Fee (Endorsement Required) _____

Restricted Delivery Fee (Endorsement Required) _____

Total Postage & Fees \$ 6.07

Postmark Here

Sent To: Harry Grindstaff
 Street, Apt. No. or PO Box No. 123 Fleet Rd.
 City, State, ZIP+4[®] Forest City, NC 28043

7005 0390 0002 2755 5844

PSN 02586-02-M-15

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Darwin E. Tansley
779 Opposum Lane
Jacksonville, FL
32259

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent Address
- B. Received by (Printed Name) Date of Delivery
Darwin Tansley
- D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes No

2. Article Number (Transfer from service label) 7005 0390 0002 2755 5851

PS Form 3811, February 2004

Domestic Return Receipt

102505-02-M-1540

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.07

Postmark Here

Sent To Darwin E. Tansley
779 Opposum Lane
Jacksonville, FL 32259

U.S. Postal Service™ CERTIFIED MAIL™ RECEIPT
(Domestic Mail Only: No Insurance Coverage Provided)

For delivery information visit our website at www.usps.com.

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	\$ 6.07

Postmark Here

Sent To James C. Frye
3222 Land Harbor
Newland, NC 28659

PS Form 3800, June 2002

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

James C. Frye
3222 Land Harbor
Newland, NC 28659

COMPLETE THIS SECTION ON DELIVERY

- A. Signature Agent Address
- B. Received by (Printed Name) Date of Delivery
JCF/08
- D. Is delivery address different from item 1? Yes No
If YES, enter delivery address below:



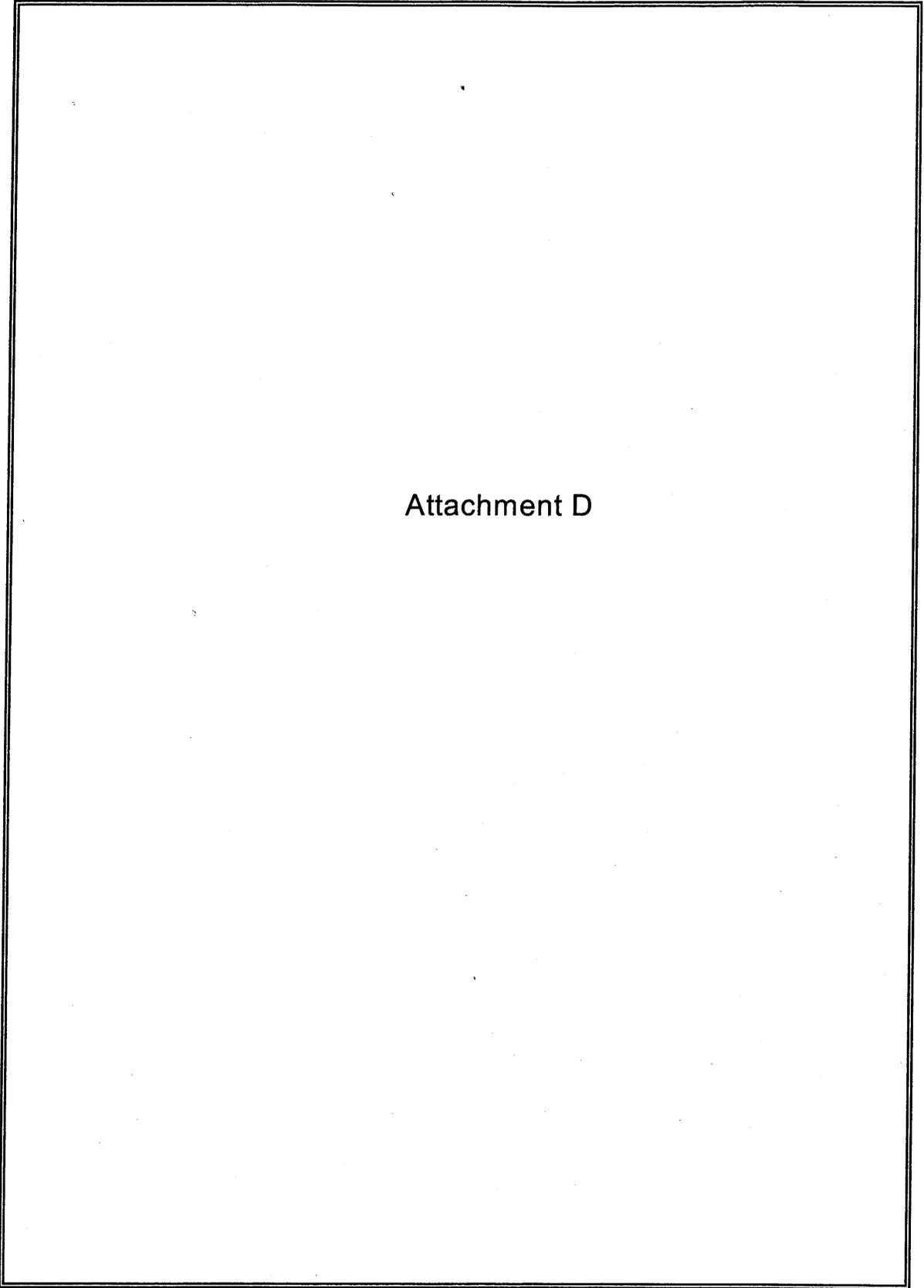
3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.
4. Restricted Delivery? (Extra Fee) Yes No

2. Article Number (Transfer from service label) 7005 0390 0002 2755 5851

PS Form 3811, February 2004

Domestic Return Receipt

102505-02-M-1540



Attachment D

AFFIDAVIT OF PUBLICATION

NORTH CAROLINA-AVERY COUNTY

Before the undersigned, a Notary Public of said County and State, duly commissioned, qualified and authorized by the law to administer oaths, personally appeared:

Lisa Bare

Who being first duly sworn, deposes and says: that he (she) is

REPRESENTATIVE

of a newspaper known as THE AVERY JOURNAL, published, issued and entered as second class mail in Town of Newland, in said County and State; that he (she) is authorized to make this affidavit and sworn statement; that the notice of other legal advertisement, a true copy of which is attached hereto, was published in THE AVERY JOURNAL the following dates :

PUBLIC HEARING -LAND FILL

- 05/15/2008
- 05/22/2008
- 05/29/2008
- 06/05/2008

and that the said newspaper in which such notice, paper, document or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and was a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 5th day of June, 2008

Lisa Bare

Sworn to and subscribed before me, this 5th day of June, 2008

Carol H Isaacs

Notary Public

My Commission Expires: Dec. 21, 2009

A cct. Name:
 A VERY COUNTY FINANCE
 A cct. # 112004
 COST OF PUBLICATION
 Total \$171.00

NOTICE OF PUBLIC HEARING

EVERY COUNTY BOARD
 OF COMMISSIONERS
 MONDAY, JUNE 16, 2008
 AT 3:50 P.M.
 AVERY COUNTY
 ADMINISTRATIVE COMPLEX
 COMMISSIONERS BOARD
 ROOM

AVERY COUNTY
 AVERY COUNTY C&D
 LANDFILL EXPANSION
 LOCAL GOVERNMENT
 APPROVAL

It is hereby given that on Mon-
 June 16, 2008 at 3:50 p.m., a
 lic hearing will be held before
 Avery County Board of Com-
 missioners related to the local gov-
 ernment approval of the proposed
 rnsion of the existing Avery
 rty Construction and Demol-
 Debris (C&D) Landfill (NC Solid
 e Permit No. 08-03).

PROPOSED C&D LANDFILL EXPANSION

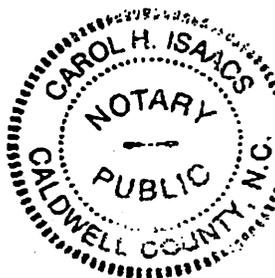
Avery County Board of Com-
 missioners will hear a request for
 rnsion of the existing C&D land-
 re proposed expansion will re-
 within the existing C&D landfill
 ty boundary located at 2175
 y Creek Road in Ingalls and
 id approximately 25 acres of
 to the currently permitted
 andfill area. The expansion

will occur within two (2) landfill units referred to as the East Expansion Area and the West Expansion Area. All of the West Expansion area (~14.2 acres) is currently permitted to receive Land Clearing and Inert Debris (LCID) which, under this application, is proposed to be re-permitted for C&D waste. As proposed, the complete C&D landfill disposal area will occupy approximately 28 acres within the existing property with a final waste height, elevation of 3,250 feet (mean sea level). This proposed landfill expansion will add approximately 1,200,000 cubic yards of waste disposal capacity (gross) to the existing C&D landfill. As proposed, the site entrance would remain in its current location.

Anyone interested in these matters is invited to attend the public hearing and present information to the Board of Commissioners.

Additional information concerning this request is available at the Avery County Manager's Office and the Avery County Solid Waste Department, 175 Linville Street, Newland, North Carolina 28657 or by telephone at (828) 737-5420 (Solid Waste). This printed material will be provided in an alternative format upon request.

Henry C. Norris, Jr.,
 Solid Waste Manager
 Avery County Solid Waste Depart-
 ment



posal area will occupy approximately 28 acres within the existing property with a final waste height elevation of 3,250 feet (mean sea level). This proposed landfill expansion will add approximately 1,200,000 cubic yards of waste disposal capacity (gross) to the existing C&D landfill. As proposed, the site entrance would remain in its current location.

Anyone interested in these matters is invited to attend the public hearing and present information to the Board of Commissioners.

Additional information concerning this request is available at the Avery County Manager's Office

**PROPOSED
C&D LANDFILL
EXPANSION**

The Avery County Board of Commissioners will hear a request for expansion of the existing C&D landfill. The proposed expansion will remain within the existing C&D landfill property boundary located at 2175 Brushy Creek Road in Ingalls and will add approximately 25 acres of landfill to the currently permitted C&D landfill area. The expansion will occur within two (2) landfill units referred to as the East Expansion Area and the West Expansion Area. All of the West Expansion area (~14.2 acres) is currently permitted to receive Land Clearing and Inert Debris (LCID) which, under this application, is proposed to be re-permitted for C&D waste. As proposed, the complete C&D landfill dis-

and the Avery County Solid Waste Department, 175 Linville Street, Newland, North Carolina 28657 or by telephone at (828) 737-5421. This printed notice shall be provided in an alternative format upon request.

NOTICE OF PUBLIC HEARING
AVERY COUNTY BOARD OF COMMISSIONERS
MONDAY, JUNE 16, 2008 AT 3:50 P.M.
AVERY COUNTY ADMINISTRATIVE COMPLEX COMMISSIONERS BOARD ROOM

Henry C. Norris, Jr.
Solid Waste Manager
Avery County Solid Waste Department (c-6-4)

**AVERY COUNTY
AVERY COUNTY
C&D LANDFILL
EXPANSION
LOCAL
GOVERNMENT
APPROVAL**

Notice is hereby given that on Monday, June 16, 2008 at 3:50 p.m., a public hearing will be held before the Avery County Board of Commissioners related to the local government approval of the proposed expansion of the existing Avery County Construction and Demolition Debris (C&D) Landfill (NC Solid Waste Permit No. 06-63).

Affadavit of Publication

North Carolina
Avery County

Bertie Burleson, being duly sworn, deposes and says that she is the Publisher of The Avery Post engaged in the publication of a newspaper known as The Avery Post, published, issued and entered as County and State; that she is authorized to make this affidavit and sworn statement; that this notice or other legal advertisement is a true copy of which is attached hereto; was published in The Avery Post Newspaper on the following dates: 5-14, 5-21, 5-28, and 6-4, 2008. And that the said newspaper in which such notice, paper, document of legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of the General Statutes of North Carolina, and was a qualified newspaper within the meaning of the General Statutes of North Carolina.

This 13th day of June, 2008

Bertie Burleson
Bertie Burleson, Publisher



Patsy Ann Grindstaff
Notary Public

PATSY ANN GRINDSTAFF

my Commission Expires: 2-13-2009

Date: June 13, 2008