



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
Document ID No. RCO4426

SOLID WASTE SECTION

April 30, 2008

Mr. Jerry Mears
Buncombe County – Solid Waste Manager
85 Panther Branch Road
Alexander, North Carolina 28701

Subject: Proposed C&D Phase Addition
Buncombe County Solid Waste Management Facility
Permit No. 11-07
Buncombe County

Dear Mr. Mears:

This letter is intended to summarize the permitting requirements pertaining to the addition of a new Construction and Demolition (C&D) Debris Landfill phase at the existing Municipal Solid Waste (MSW) Landfill Facility. The addition of a new C&D phase at the existing MSW facility is a permit amendment and requires the submission of the appropriate permit fee. This addition may be considered a substantial amendment and, therefore, would be required to follow the Public Information procedures outlined in North Carolina Administrative Code (NCAC) Title 15A Subchapter 13B.0533(c). A determination of the project being a substantial amendment will be made after receipt of the complete permit application. It may also be necessary for additional hydrogeologic studies to be performed prior to the issuance of a permit.

In general, an application that satisfies the requirements of NCAC Title 15A Subchapter 13B Rules .0531 through .0547 should be submitted to the Division by July 1, 2008 for review. Additional information, if needed, will be requested within 90 days of receipt of the complete application. Contrary to the regulatory requirements, I would ask that you submit two hard copies of the application in three-ring binders along one electronic copy of the application on compact disc to me in the Asheville Regional Office. In addition, I would ask that all communication with the Solid Waste Permitting Branch be directed through me. I feel that restricting the flow of communication to fewer conduits will help reduce confusion and speed response.

Some discussion has taken place regarding the submission of an updated plan for the entire MSW facility. This suggestion was made in an effort to save time and money on future additions at the facility. I understand the C&D addition is budgeted and the funds aren't available for this type of comprehensive facility plan. That being the case, you only want to pursue the addition of the C&D phase within the MSW facility at this time. This is acceptable from a regulatory standpoint.

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I would also like to take this time to mention regulatory requirements that could affect compliance of your existing C&D unit. NCAC 15A Subchapter 13B.0547 requires the owner of an existing C&D unit receiving waste prior to January 1, 2007 to close or submit an application document according to the criteria and scheduling requirements set forth in this rule. Since your existing C&D unit was receiving waste prior to the listed date you must submit documentation by July 1, 2008 to the Division in order to meet the requirements of this rule.

I hope this letter clears up some issues and provides some direction as we move forward with the C&D addition. Should you have any questions regarding this matter please contact me at (828) 296-4703.

Sincerely,

A handwritten signature in black ink, appearing to read 'A. Gaither', with a long horizontal stroke extending to the right.

Allen Gaither
Environmental Engineer

Cc: Mr. Kenton Yang, P.E. Camp, Dresser & McKee 5400 Glenwood Avenue, Suite 300 Raleigh, North Carolina 27612
Kristy Smith, Buncombe County Solid Waste, 81 Panther Branch, Alexander, NC 28701
Brain Wootton – SWS/RRO
Deb Aja – SWS/ARO
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