



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

**SOLID WASTE SECTION**

December 8, 2008

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

Subject: Request for Interim Use of Posi-shell  
Buncombe Solid Waste Management Facility  
Buncombe County, Permit No. 11-07, Document ID No. 6365

Mr. Mears:

The Division of Waste Management, Solid Waste Section (Section) has received the letter requesting the interim use of Posi-shell as a daily cover. The letter is dated November 20, 2008 and was submitted on your behalf by Camp Dresser and McKee.

After reviewing the request, the Section must decline the use of Posi-shell as an alternative cover material prior to issuance of a revised Permit to Operate. There is no Statutory, Regulatory or Policy allowance for the use of an alternative cover material except during a demonstration period or after the issuance of a Permit to Operate. Additionally, the Demonstration Report for the Posi-shell/Tarp ACM was submitted to the Section in June of 2008. However, Buncombe County elected to postpone the processing of the Report until the Demonstration Report for the soil/mulch ACM was also submitted. The Demonstration Reports are currently being reviewed for completeness and compliance. The Permit to Operate will be issued once the Demonstration Reports are proven to satisfy all statutory and regulatory requirements and the required permit fee has been submitted. A permit fee invoice for Buncombe County was requested on November 22, 2008.

If you should have any questions regarding this matter please contact me at (828) 296-4703, or by email at [allen.gaither@ncmail.net](mailto:allen.gaither@ncmail.net).

Sincerely,

Allen Gaither  
Environmental Engineer

Cc: Michael Brinchek – Camp Dresser & McKee  
Kristy Smith – Buncombe County  
Andrea Keller – SWS/ARO