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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

February 17, 2005

Mr. Tim Grant
Camp Dresser & McKee
5400 Glenwood Avenue
Suite 300
Raleigh, NC 27612

RE: Black Bear LLC Site Application and Facility Plan Review, Technical Review, Camden County, NC.

Dear Mr. Grant,

The Division of Waste Management, Solid Waste Section, has received your site application and facility plan update for the Black Bear LLC Municipal Solid Waste (MSW) Landfill proposed for Camden County, North Carolina. The hydrogeologic portion of the application has been reviewed by the section hydrogeologist under separate cover. This letter is a technical review of the engineering related portions of the Site Study. Please address the following:

1. In accordance with NCGS 130A-294(b1)(4) the applicant must request the unit of local government with jurisdiction of the facility to issue a determination as to whether the local government has in effect a franchise, zoning, subdivision or land-use planning ordinance applicable to the sanitary landfill. Provide the appropriate determination from Camden County. In addition, Rule 15A NCAC 13B .1618 (c)(5)(B) requires a letter from the unit of local government having zoning jurisdiction over the property as to whether the facility meets the zoning requirements or the property is not zoned.
2. In accordance with Rule .1618 (c)(5)(C), provide an updated letter from the unit of local government responsible for the implementation of a comprehensive solid waste management plan setting forth a determination that the operation of the proposed municipal solid waste landfill is consistent with the approved solid waste management plan.
3. In accordance with Rule .1618(c)(5)(A)(i)-(iv), please provide the items required by the rules, including but not limited to, a copy of the resolution or motion approved by the Camden County Board of Commissioners, documentation of public notice of the public meeting, transcripts and other material submitted or used at the meetings.
4. With respect to the location descriptions, are new 100-year flood maps available? If so please provide an update to the 1970's maps referenced (.1622(2)).

1646 Mail Service Center, Raleigh, North Carolina 27699-1646
Phone 919-733-4996 \ FAX 919-733-4810 \ Internet <http://wastenotnc.org>

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5. Provide documentation from the appropriate North Carolina State Agencies that the landfill, as proposed, will not have an adverse impact on any lands in the State Nature and Historic Preserve in accordance with Rule .1622(8).
6. Provide revised engineering drawings for the conceptual facility plan as discussed in meetings with section staff.
7. Provide the update to the Facility Plan, Section 7, that was prepared for the public meeting, and amended in response to previous Section comments provided to CDM verbally and in a meeting with Mr. Yanoschak.
8. Provide page 5.2. CDM previously submitted additional information on airports and the second page of the revised text is needed.

These comments are intended to expedite the review of the referenced application, and in no way do they restrict the Section's right to request additional information during the technical review process. If you have any additional questions or need help, please feel free to call me at (919) 733-4996 Ext. 343. My email address is: Ed.Mussler@ncmail.net

Sincerely,



Edward F. Mussler III, PE
Environmental Engineer
Solid Waste Section

cc: Jerry Johnson, Waste Industries
Jim Barber, DWM
John Crowder, DWM
Chuck Boyette, DWM