



Scanned By	Date	DOC ID	Permit
Backus	09/07/2010	11532	41-12

North Carolina Department of Environment and Natural Resources
Division of Waste Management

Beverly Eaves Perdue
Governor

Dexter R. Matthews
Director

Dee Freeman
Secretary

September 7, 2010

Ms. Jeryl W. Covington, P.E., Director
Environmental Services Department
P.O. Box 3136
Greensboro, NC 27402-3136

Re: White Street Landfill Phase III Permit Action
City of Greensboro Landfill
Guilford County, Permit No. 41-12, Document ID No. 11532

Dear Ms. Covington:

The Division of Waste Management, Solid Waste Section (Section) received a request for a permit modification for the City of Greensboro Landfill, Permit No. 41-12. It was submitted on your behalf by HDR Engineering, Inc. of the Carolinas and received by the Section on March 25, 2008.

In your request, it is stated that the changes would result in an increase of 1,024,000 cubic yards of disposal capacity or an 18.1% increase in volume. Per North Carolina General Statutes (NCGS) §130A-294 (b1) (1) (2), an increase in the quantity of solid waste to be disposed that is ten percent or more is defined as a substantial amendment. The application did not address the requirements for a substantial amendment or contain the appropriate permitting fee.

Requirements for a substantial amendment include the following:

1. An owner or operator proposing to make a substantial change to the waste stream defined in the effective permit, must submit a Site Study and subsequently, an application for a permit to construct as set forth in Paragraph (a) of Rule .1617. [15A NCAC 13B .1603 (a)(1) and (a)(1)(E)] Rule .1617 further states that a new facility must meet the requirements of Rule .1618 prior to submitting an application. Rule .1618 contains the requirements for the site study which includes local government approval. Please note this facility is not exempt from local government approval under Rule. 1618 (d). An existing facility is one that was permitted by the Division prior to October 9, 1993. [15A NCAC 13B .1602(12)] A Site Study has not been presented to the Section, nor documentation of the appropriate local government approval.
2. The application fee for a substantial amendment to a solid waste permit, as defined in NCGS §130A-294 is the same as the application fee for a new permit [NCGS§130A-

295.8(b)(1)(d)] . As stated above, the request falls under the definition of a substantial amendment. The new permit application fee for municipal solid waste landfill permitted to accept less than 100,000 tons/year is \$25,000 and for a MSW permitted to accept more than 100,000 tons/year is \$50,000. Also as stated in NCGS §130A-295.8(c), this should be paid upon submission of the application. The appropriate fee was not presented.

3. An application must contain a statement defining the purpose of the submittal signed and dated by the applicant. [15A NCAC 13B .1603] The applicant in this case is the City of Greensboro; therefore, it must be signed by someone that is authorized to sign by the City of Greensboro.

Based on these deficiencies, we are returning your application. If you wish to proceed with this substantial amendment, please prepare and submit a site study prepared in accordance with Rule .1618 prior to resubmitting the application. The Division must review the site study and issue a site suitability determination prior to consideration of the application.

If you any questions, please contact me at pat.backus@ncdenr.gov or (919) 508-8520.

Sincerely,



Patricia Backus, P.E.
Environmental Engineer
Solid Waste Section

Enclosure

cc: Michael D. Plummer, P.E., HDR Engineering, Inc. of the Carolinas
Ed Mussler, P.E., DWM
Jason Watkins, DWM
Hugh Jernigan, DWM