



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

July 22, 2008

Mr. Billy Thompson
Louisiana-Pacific Corporation
PO Box 98
Roaring River, NC 28669

Subject: Landfill Expansion/Permit Modification Review Letter
Louisiana-Pacific Wood Products Industrial Landfill
Wilkes County, Permit #97-03, Document ID No. 5280

Mr. Thompson:

I am writing in response to your February 12, 2008 submission titled *Landfill Expansion/Permit Modification, Louisiana-Pacific Corporation, Roaring River, North Carolina, Permit No. 97-03*. The submission is currently being reviewed by the Solid Waste Section for completeness relative to the application requirements outlined in 15A NCAC 13B, Rule .0504. In addition, the submission is being reviewed for compliance with requirements of Article 9 of the NCGS. This review has revealed items that require further clarification or additional information:

- 1) NCGS 130A-294(b2) (1) requires an applicant for a permit or a permit holder to satisfy the Department that the applicant or permit holder is financially qualified to carry out the activity for which the permit is required. An applicant for a permit and permit holders for solid waste management facilities that are not hazardous waste facilities shall establish financial responsibility as required by NCGS 130A-295.2. This financial responsibility mechanism must be submitted prior to the issuance of a permit.
- 2) The previous permit, amendment date November 4, 2002, required the certified copy of the permit be recorded in the Grantors Index of the property deed. In addition, the certified copy of the permit, affixed with the Register's seal, date, book and page numbers of recording should have been returned to the Division. I can find no documentation demonstrating this permit condition was ever met. Please provide a recorded copy of the certified permit as required by the current permit condition.

The technical review and compliance history review will continue as we await submission of the required documents. If you should have any questions regarding this matter please contact me at (828) 296-4703.

Sincerely,

Allen Gaither
Environmental Engineer

Cc: Kent Nilsson – RMT, Inc.
John Patrone – SWS/WSRO
Jason Watkins – SWS/WSRO