



FACILITY COMPLIANCE INSPECTION REPORT
Division of Waste Management
Solid Waste Section

UNIT TYPE:

Lined MSWLF		LCID	X	YW		Transfer		Compost		SLAS		COUNTY: Currituck PERMIT NO.: N0321 FILE TYPE: COMPLIANCE
Closed MSWLF		HHW		White goods		Incineration		T&P		FIRM		
CDFL		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF		

Date of Site Inspection: February 22, 2012

Date of Last Inspection: November 4, 2010

FACILITY NAME AND ADDRESS:

Jeffrey A. Newbern
 The end of Westside Rd.
 Harbinger, North Carolina 27941

GPS COORDINATES: N: 36.11597 E: 75.83897

FACILITY CONTACT NAME AND PHONE NUMBER:

Name: Jeffrey A. Newbern
 Telephone: office 252 491 2121 cell 252 202 1028
 Email address:
 Fax: 252 491 2120

FACILITY CONTACT ADDRESS:

Green Acres Land Development & Ready Mix Concrete
 c/o Jeff Newbern
 P.O. Box 67
 Harbinger, North Carolina 27941

PARTICIPANTS:

Ben Barnes NCDENR, Solid Waste
 Jeff Newbern, Green Acres Land Development

STATUS OF PERMIT:

Notified Site, permit not required

PURPOSE OF SITE VISIT:

Partial audit to determine compliance with an NOV issued on November 3, 2010

STATUS OF PAST NOTED VIOLATIONS:

.0563 APPLICABILITY REQ. FOR LAND CLEARING/INERT DEBRIS (LCID) LANDFILLS

(1)(b) UNRESOLVED *Some of the LCID on the site has been pushed into windrow, but none appears to have been covered.*

15 A NCAC 13B .0566 OPERATIONAL REQUIREMENTS FOR LCID LANDFILL (2)

RESOLVED *The C&D waste observed near the pond has been removed. There is some incidental C&D on the pond fill and LCID area. This needs to be removed.*

(4) UNRESOLVED. *There appears to have been no effort to cover the waste existing LCID waste. Adequate soil cover shall be applied monthly, or when the active area*

OBSERVED VIOLATIONS

15A NCAC 13B .0566 OPERATIONAL REQ. FOR LAND CLEARING/INERT DEBRIS (LCID)

(11) Solid waste shall not be disposed of in water.

FACILITY COMPLIANCE INSPECTION REPORT

Division of Waste Management
Solid Waste Section

The item(s) listed above were observed by Section staff and require action on behalf of the facility in order to come into or maintain compliance with the Statutes, Rules, and/or other regulatory requirements applicable to this facility. Be advised that pursuant to N.C.G.S. 130A-22, an administrative penalty of up to \$15,000 per day may be assessed for each violation of the Solid Waste Laws, Regulations, Conditions of a Permit, or Order under Article 9 of Chapter 130A of the N.C. General Statutes. Further, the facility and/or all responsible parties may be subject to enforcement actions including penalties, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules.

ADDITIONAL COMMENTS

1. The property owner is Randolph S. Brent, P.O. Box 221 Harbinger, North Carolina 27941. The property is recorded in Book 124 Page 62C in the Currituck Co. Register of Deeds. The LCID is recorded in Book 414 Page 236 in the Currituck Co. Register of Deeds.
2. The access road is of all weather construction.
3. The waste appears to not have been covered for quite a while if ever.
4. Make sure access to the landfill is controlled.
5. A Notice Of Violation is being issued with this audit.
6. A site visit was conducted on December 29, 2011 Mr. Newbern indicated that he had a permit to burn the waste material the permit was found subsequently.
7. A site visit was conducted on August 16, 2011 improvement was noted but not sufficient to satisfy the conditions of the November 4, 2010 NOV.
8. **The disposal area exceeds 2 acres in size. The Disposal area must be consolidated and maintained in an area that is less than 2 acres. If the existing waste on the site cannot be consolidated into an area measuring 2 acres, then the excess waste must be processed in a manner approved by the Division of Waste Management or removed to a facility approved by the Division.**
9. **When the waste has been covered, the slopes of the landfill should be kept to 4:1 and no greater than 3:1 to prevent erosion.**
10. **The 2 acre boundary of the LCID Notification area needs to be marked with permanent stakes.**
11. **If the 2 acre size limitation has been reached, the landfill must be closed and covered.**
12. **Any areas that receive final cover must be seeded and stabilized with grass.**
13. **The amount of C&D observed on the landfill was small, receipts from the approved facility should be mailed to Ben Barnes, Solid Waste Section, P.O. Box 8998, Rocky Mount, North Carolina 27804.**

Please contact me if you have any questions or concerns regarding this inspection report.



Phone: 252 459 4502 email: ben.barnes@ncdenr.gov

Ben Barnes
Environmental Senior Specialist
Regional Representative

Sent on: March 15, 2012 by		Email		Hand delivery		US Mail	X	Certified No. 7010 1060 0001 5994 8319
----------------------------	--	-------	--	---------------	--	---------	---	---

Copies: Mark Poindexter, Field Operations Branch Head
Dennis Shackelford, Eastern District Supervisor
Shawn Mckee, Compliance Officer
Randolph Brent, Property owner

FACILITY COMPLIANCE INSPECTION REPORT
Division of Waste Management
Solid Waste Section

Page 3 of 4



Waste in water



Waste in water

FACILITY COMPLIANCE INSPECTION REPORT
Division of Waste Management
Solid Waste Section

Page 4 of 4



LCID disposal area



LCID disposal area



Storm debris on property