



FACILITY COMPLIANCE INSPECTION REPORT
Division of Waste Management
Solid Waste Section

UNIT TYPE:

Lined MSWLF		LCID	X	YW		Transfer		Compost		SLAS		COUNTY: CALDWELL PERMIT NO.: N0452 FILE TYPE: COMPLIANCE
Closed MSWLF		HHW		White goods		Incineration		T&P		FIRM		
CDLF		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO		SDTF		

Date of Site Inspection: 7/3/2012

Date of Last Inspection: 2/7/2012

FACILITY NAME AND ADDRESS:

Myers Place
 Myers Road
 Granite Falls, NC 28630

GPS COORDINATES: N: 35.793836 E: -81.406878

FACILITY CONTACT NAMES AND PHONE NUMBER:

Jeff Myers
 Weyburn Myers – Property Owner
 Telephone: (828) 396-1234

FACILITY CONTACT ADDRESS:

Jeff Myers
 305 Falls Ave.
 Granite Falls, NC 28630

PARTICIPANTS:

Deb Aja, NCDENR Solid Waste Section

STATUS OF PERMIT:

Active

PURPOSE OF SITE VISIT:

Partial Inspection

STATUS OF PAST NOTED VIOLATIONS:

1. 15A NCAC 13B .0566(4): RESOLVED.

OBSERVED VIOLATIONS

No new violations observed.

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.

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Figure 1: N0452 Facility Location

ADDITIONAL COMMENTS

1. An inspection was conducted to determine the compliance status of the Notice of Deficiency issued on February 21, 2012 and to determine if the Land Clearing and Inert Debris [LCID] landfill facility was in with the N.C. Solid Waste Management Rules.
2. The facility is no longer accepting wastes. On June 26, 2012 Mr. Jeff Myers stated that the facility was closed and that final cover was placed over the entire landfill. The property is currently being used as a horse pasture.
3. On July 3, 2012, random test borings were dug by Deb Aja at upper and mid-slope locations. The borings confirmed that the cover was at least 1 foot thick as required for closure on these slopes. It appeared that the entire landfill had been covered with soil cover. There was no uncovered waste visible and therefore the violation of 15A NCAC 13B .0566(4) is resolved.
4. The mid-slope and the top of the landfill was vegetated with grasses and actively grazed. The lower slope was covered with tall mixed herbaceous vegetation. Compliance with final cover requirements for the lower portion of the landfill will be made in a follow up inspection will be made in winter months when the entire slope can be viewed.
5. The facility was provided notice that the setback of waste boundary to property lines must be maintained in the inspection report issued on February 21, 2012:

“The facility must maintain the following setbacks pursuant to 15A NCAC 13B .0564(9): (a) 50 feet from the waste boundary to all surface waters of the state as defined in G.S. 143-212, and, (b) 100 feet from the disposal area to property lines, residential dwellings, commercial or public buildings, and wells. **It appears that the edge of waste may be closer than 100 feet to the property line on the east side of the landfill after a review of aerial photographs and Caldwell County GIS records (see Figure 2).** Field measurements could not be obtained as the waste disposal area was very steep and property lines were not marked. Property lines should be marked and so that the distance between the edge of waste and the property line can be measured to ensure compliance with the required setbacks. **A follow up inspection will be conducted to determine if the facility is in compliance with the setbacks. Any waste within the 100’ setback must be removed or property**

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lines adjusted to achieve compliance with 15A NCAC 13B.”

On July 3, 2012, there were no property line markers visible and compliance could not be determined. **Please provide documentation to Deb Aja within 30 days of receipt of this inspection report that waste is located no closer than 100 feet of property lines of the parcel that contains the Land Clearing and Inert Debris landfill.** It appears that Mr. Jeff Myers owns the adjacent parcel that is closest to the edge-of-waste (approximately 50 feet). Property lines may be adjusted to achieve compliance with the 100 foot setback.

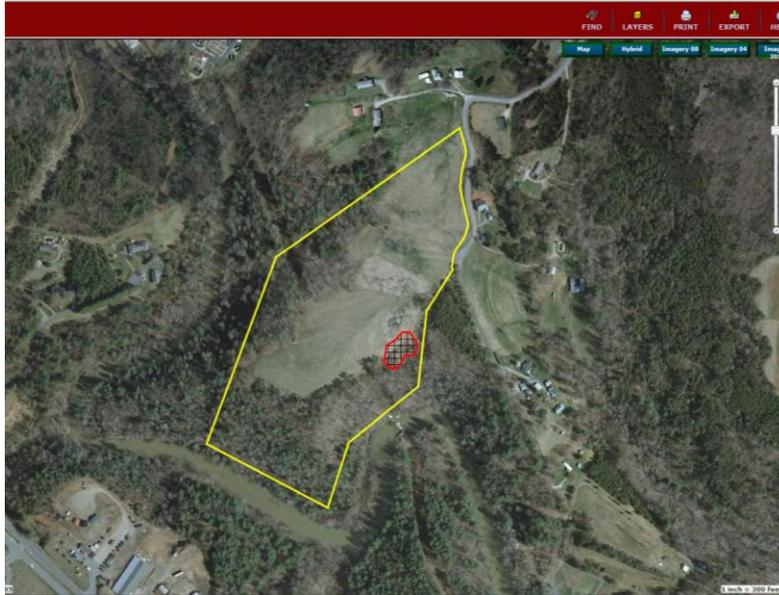


Figure 2: Approximate landfill location (red outline) and Property Line location (yellow outline, Caldwell County GIS).

6. The facility must be in compliance with all requirements of 15A NCAC 13B to properly close. Once it can be documented that the facility compliance with the required 100 foot setback, and that the entire landfill is covered with at least one foot of soil cover, a closure package with instructions for recordation of the closed landfill will be provided.
7. There was a gate and lock at the entrance of the access road to prevent unauthorized entry to the site.

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

Deborah Aja
 Environmental Senior Specialist
Regional Representative
deborah.aja@ncdenr.gov

Phone: 828-296-4702
 Asheville Regional Office
 2090 US Hwy 70
 Swannanoa, NC 28778

Sent on July 10, 2012, to Weyburn Meyers and Jeff Meyers: by;		Email		Hand delivery	X	US Mail	X	Certified No. 7006 2150 0005 2458 9594
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EC: Mark Poindexter, Field Operations Branch Head
 Jason Watkins, Western District Supervisor
 Jessica Montie, Compliance Officer - Solid Waste Section