



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

July 1, 2004

Mr. Robert Jones, President
RJ Bushhogging, Inc.
175 High School Road
Vanceboro, North Carolina 28586

Ref: Sanders Lane LCID Landfill Notification located in Vanceboro, Craven County as described by the deed recorded in BOOK: 2134 PAGE: 0080
FACILITY I.D. #: N0634

Dear Mr. Jones;

The Solid Waste Section(SWS) has received the Land Clearing and Inert Debris landfill notification signed by you on 13 February 2004, recorded on 23 March 2004 and received by the SWS on 30 April 2004. Disposal activities must remain under 2 acres, to operate under the provisions of this notification. An individual permit from the Section is not required for these disposal activities, and the following applies:

- (A). The owner of the land where the landfill is located must notify the Division on a prescribed form, duly signed, notarized, and recorded as per Sub-item (2)(b) of this Rule. The operator of the landfill , if different from the land owner, shall also sign the notification form.
- (B). The owner must file the prescribed notification form for recordation in the Register of Deeds' Office. The Register of Deeds shall index the notification in the grantor index under the name of the owner of the land in the county or counties in which the land is located. A copy of the recorded notification, affixed with the Register's seal and the date, book and page number of recording shall be sent to the Division of Waste Management.
- (C). If this site is a existing permitted mine, the following items should be addressed:

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1. Contact Land Quality at 252-946-6481 for amendments to the reclamation plan as addressed in the mining permit or submit a erosion and sedimentation control plan for land disturbances that will be greater than one acre;
2. Identify the site property lines with flagging, stakes or paint indicating lines on trees that represent the property boundary for visual verification;
3. Place stakes or posts at the 100 foot buffer line for the limits of LCID waste disposal from property lines, buildings and wells(on or off-site). Offset stakes or posts can be used outside the limits of the mine, so sighting from one marker to another can be done to insure that the 100 foot buffer to the property lines, buildings and wells, is not encroached upon;
4. The void area between the 100 foot buffer and the limits of the mining excavation may be filled with inert materials consisting of soil(NOT INCLUDING ROOT MAT), rock, clean(non-painted) concrete/brick/block;
5. LCID MATERIAL SHALL BE PLACED ABOVE THE SEASONAL HIGH GROUNDWATER TABLE. IT IS RECOMMENDED THAT AT LEAST ONE FOOT BE ADDED TO THE SEASONAL HIGH GROUNDWATER TABLE TO TAKE INTO ACCOUNT FUTURE SEASONAL FLUCTUATIONS; IF FUTURE EXPANSION OF THIS DISPOSAL SITE IS TO OCCUR(GREATER THAN 2 ACRES), THEN A FOUR FOOT SEPARATION TO THE SEASONAL HIGH WATER TABLE IS REQUIRED;
6. WASTE SHALL NOT BE DISPOSED OF IN WATER OR ALLOW WATER TO IMPOUND IN OR AROUND LCID WASTE. An outlet to the mine may be needed to allow storm water to leave the mined area, contact Land Quality if this is contrary to your approved mining permit;
7. IT IS THE RESPONSIBILITY OF THE OWNER/OPERATOR TO VERIFY AND HAVE DOCUMENTATION THAT THE SITE MEETS ALL APPLICABLE ZONING REGULATIONS.

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8. LCID LANDFILLS CAN NOT RECEIVED WOOD ASH FOR DISPOSAL.

Even if the this site is not a existing permitted mine, items 2 thru 8 should be followed to help the operator maintain the facility in compliance with the siting and operating rules(i.e. .0564 and .0566) of the SOLID WASTE MANAGEMENT RULES.

If this property is sold, leased, conveyed or transferred, the deed or other instrument of transfer shall contain in the description section, in no smaller type than used in the body of the deed or instrument, a statement that the property has been used as a Land Clearing and Inert Debris landfill.

Amendments or revisions to the Solid Waste Management Rules or violation of groundwater standards may necessitate modification of the construction and operation of this facility or closure of this facility. If information in the notification is found to be inaccurate or false, then compliance action by the Solid Waste Section and/or the local government with jurisdiction may result in closure of this facility.

If you have any questions or if we can provide any other assistance, please do not hesitate to contact the Regional Environmental Technician, Mr. Ray Williams at (252) 946-6481 or Jim Barber in Raleigh at (919) 733-0692 ext: 255.

Thank you,



Jim Barber, Supervisor
Permitting Branch
Solid Waste Section

cc: Mark Fry
Ray Williams
John Crowder
RCO Central File: Craven County Notification file

No 634

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LAND CLEARING AND INERT DEBRIS LANDFILL NOTIFICATION

Pursuant to 15A NCAC 13B .0563(2)(a), the land owner(s) and operator(s) of any Land Clearing and Inert Debris Landfill under two (2) acres in size shall submit this notification form to the Division prior to constructing or operating the landfill. This form must be filed for recordation in the Register of Deeds' Office. The Register of Deeds shall index the notification under the name of the owner(s) of the land in the county or counties in which the land is located. The Register's seal and the date, book, and page number of recording must be included on this form when submitted to the Division. **This notification is not valid to authorize operation of a landfill unless complete, accurate, recorded, and submitted to the Division as required by 15A NCAC 13B .0563(2)(b).**

1. Facility Name: Sanders Lane Landfill
2. Facility location (street address): 370 Sanders Lane New Bern, NC 28560
City: New Bern County: Craven Zip: 28562
3. Directions to Site: off old Hwy 55, leaving New Bern, NC - turn right onto Sanders Lane, 1 mile down on your left
4. The land on which this landfill is located is described in the deed recorded in:
deed book: 2134 page: 80 county: Craven
5. Name of land owner: R S Bushhogging Inc
6. Mailing address of land owner: 175 High School Rd
City: Warehoro State: NC Zip: 28586
7. Telephone number of land owner: (252) 244-2805
If the land is owned by more than one person, attach additional sheets with the name, address, and phone number of all additional land owners.
8. Name of operator: Robert Jones
9. Trade or business name of operator: R S Bushhogging Inc
10. Mailing address of operator: 175 High School Rd
City: Warehoro State: NC Zip: 28586
11. Telephone number of operator: (252) 244-2805
If the landfill is operated by more than one person, attach additional sheets with the name, address, and phone number of all additional operators.
12. Projected use of land after completion of landfill operations: Let Nature take over.

1646 Mail Service Center, Raleigh, North Carolina 27699-1646
Phone: 919-733-0692 \ FAX: 919-733-4810 \ Internet: www.enr.state.nc.us

Certification by Corporate Land Owner:

I certify that the information provided by me in this notification is true, accurate, and complete to the best of my knowledge. The facility siting and disposal operations of this Land Clearing & Inert Debris landfill will comply with the requirements of Sections .0563, .0564 and .0566 of 15A NCAC 13B, North Carolina Solid Waste Management Rules. The facility and operations of this landfill will also comply with all applicable Federal, State, and Local laws, rules, regulations, and ordinances. Where the operator is different from the corporate land owner, the corporate land owner, has knowledge of the operator's plans to dispose of solid waste on the land and is specifically granted permission for the operation of the landfill. It is understood that both the corporate land owner and operator are jointly and severally liable for improper operations and proper closure of the landfill as provided for by North Carolina General Statute 130A-309.27. It is further understood that North Carolina General Statute 130A-22 provides for administrative penalties of up to five thousand dollars (\$5,000.00) per day per each violation of the Solid Waste Management Rules. It is further understood that the Solid Waste Management Rules may be revised or amended in the future and that the facility siting and operations of this landfill will be required to comply with all such revisions or amendments.

RJ Bushhogging, Inc
Corporation Name (Print)

2-13-04
Date

(Corporate Seal)

Attest:

Robert Jones
President or Vice-President Name (Print)

Mary Jones
Corporate Secretary Name (Print)

Robert Jones
President or Vice-President Signature

Mary Jones
Corporate Secretary Signature

North Carolina

Craven County

I, Melinda Bryson, a Notary Public for said County and State, do hereby certify that Mary Jones (name of secretary) personally appeared before me this day and acknowledged that he (or she) is secretary of RJ Bushhogging Inc (name of corporation), a corporation, and that by authority duly given and as the act of the corporation, the forgoing instrument was signed in its name by its Robert Jones (president or vice-president), sealed with its corporate seal, and attested by himself (or herself) as its secretary.

Witness my hand and official seal, this the 13 day of Feb, 2004.

(Official Seal)

Melinda Bryson
Notary Public

My commission expires 6-20, 2005.



H. Deed Book

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No: 2004-00094344

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All of that tract or parcel of land lying and being in Craven County, North Carolina, in Number Eight Township, and more particularly described as follows:

Beginning at a point in the western right of way line of NCSR 1243 at its intersection with the Fred Ricks northern line, and running thence North 57 degrees 05 minutes West 1338.98 feet to set iron pipe, thence North 58 degrees 01 minute West 751.39 feet to an oak stump, thence continuing North 58 degrees 01 minute West 135.61 feet to the Bachelor Creek low ground, thence North 3 degrees 35 minutes East 587.79 feet to the center of Dogwood Branch, thence South 52 degrees 37 minutes East 286.02 feet, thence North 38 degrees 15 minutes East 170.0 feet, thence South 51 degrees 42 minutes East 357.23 feet, thence South 31 degrees 28 minutes West 270.16 feet; thence South 13 degrees 00 minutes East 161.44 feet, thence South 57 degrees 33 minutes East 599.70 feet, thence North 30 degrees 05 minutes East 415.0 feet, thence South 56 degrees 05 minutes East 345.45 feet, thence South 34 degrees 35 minutes East 607.0 feet, thence South 66 degrees 58 minutes East 175.0 feet to the western right of way line of NCSR 1243, thence with the western right of way line of NCSR 1243 South 23 degrees 02 minutes West 446.80 feet to the Fred Ricks line, the place of beginning. Being Lot 2, containing 24.75 acres according to a plat entitled "Survey for David M. & Alice H. Koonce and Mitchell & Lillie H. Koonce", prepared by Lonnie Nelms, Jr., R.L.S. L-1529, on January 31, 1987, reference to which is hereby made.

