



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

Beverly Eaves Perdue  
Governor

Dexter R. Matthews  
Director

Dee Freeman  
Secretary

October 5, 2012

Mr. Jay Fogleman  
Fogleman & Fogleman Soils, Inc.  
4005 Intermere Road  
Durham, NC 27704

Re: Acknowledgment Letter  
Fogleman and Fogleman Landfill and Recycling Center  
Durham County, Permit No. 32F, DIN 17349

Dear Mr. Fogleman:

The Division of Waste Management, Solid Waste Section, recently received a letter addressing concerns and questions raised in recent visits to your facility by John Patrone and Pat Backus, P.E. of the section staff. The letter, dated September 5, 2012, was sent by Stacey Smith, P.E. of Smith + Gardner on your behalf.

The letter provided clarification of several issues including the restriction of the processing to the landfill footprint, the intent to "mine" soil and woody waste materials at or near the point of excavation, and the movement of processing equipment to various locations within the landfill footprint to facilitate the processing. It also stated that this flexibility is needed to allow you to address issues that could affect general safety at the facility.

This acknowledgement letter serves as an approval of the processing operation as clarified. Please place a copy of the September 5<sup>th</sup> letter and this approval in your operating record. If you have additional questions regarding this matter, contact Pat Backus at (919) 707-8257 or John Patrone at (336) 771-5095.

Sincerely,

Edward F. Mussler, III, P.E.  
Permitting Branch Supervisor  
Solid Waste Section

cc: Linda Fogleman, Fogleman & Fogleman Soils, Inc.  
Stacey Smith, P.E., Smith + Gardner  
Jason Watkins, Western District Supervisor  
Pat Backus, P.E., Permitting Engineer  
John Patrone, Environmental Senior Specialist