



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

Beverly Eaves Perdue  
Governor

Dexter R. Matthews  
Director

Dee Freeman  
Secretary

December 19, 2012

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

Re: Container to Collect Metal Materials  
Fogleman & Fogleman Landfill and Recycling Facility  
Permit 32F, Durham County, DIN 17939

Dear Mr. and Ms. Fogleman:

Smith Gardner, Inc. has submitted a request to allow your facility to place a 40-cy roll-off at your site to collect metal that is sometimes found in loads of land clearing and inert debris. It was stated that the facility would contract with a permitted metals when the container fills up. This is a splendid idea to compliment your efforts to recycle more materials. However, I would like you to clarify a couple of points.

1. Where will you locate the 40-cy roll-off?
2. Please describe in more detail the removal of the full container and replacement with an empty one. A full container should be promptly removed and replaced with an empty one. There should not be multiple containers on site or piles of metals on the ground waiting for an empty container.

Please contact me if you have any questions at (919) 707-8257 or by email at [pat.backus@ncdenr.gov](mailto:pat.backus@ncdenr.gov).

Sincerely,

Patricia M. Backus, P.E.  
Environmental Engineer  
Solid Waste Section

cc: Madeline German, P.G., Smith Gardner, Inc.      Stacey A. Smith, P.E., Smith Gardner, Inc.  
Ed Mussler, P.E., Permitting Branch Supervisor  
Jason Watkins, Western Branch Supervisor      John Patrone, Senior Environmental Specialist