Scanned By	Date	DOC ID	Permit
Backus	09/18/2012	17254	4122-TRANSFER-2012

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September 18, 2012
SOLID WASTE SECTION

2012055148
GUILFORD CO, NC FEE $26.00
PRESENTED & RECORDED:
09-13-2012 09:57:34 AM
JEFF L. THIGPEN
REGISTER OF DEEDS
BY: TERESA STEELMAN
DEPUTY-GB

BK: R 7391
PG: 106-116

Return to: Waste Industries LLC
Attn: John Pfleger
3301 Benson Dr Suite 601
Raleigh NC 27609

11 pg.

Solid Waste Transfer Facility Permit
4122T-TRANSFER-2012

NOTE: THE SPACE ABOVE IS FOR THE REGISTER OF DEEDS USE

THIS PAGE IS PROVIDED FOR RECORDATION PURPOSES. THE ENTIRE DOCUMENT, INCLUDING THIS PAGE, SHOULD BE RECORDED IN THE GRANTOR INDEX UNDER THE NAME OF THE LANDOWNER FOR THE PARCEL OF PROPERTY LOCATED IN **GUILFORD** COUNTY AND SAID PROPERTY BEING OWNED BY **WI BURNT POPLAR TRANSFER, LLC** AND FURTHER IDENTIFIED BY THE DEED RECORDED IN BOOK 7335, PAGES 340 THROUGH 343.

THE PURPOSE OF THIS RECORDATION IS TO NOTIFY FUTURE BUYERS OF SAID PROPERTY THAT A SOLID WASTE MANAGEMENT FACILTY HAS OPERATED ON THE PROPERTY.

NCDENR

North Carolina Department of Environment and Natural Resources

Division of Waste Management

Beverly Eaves Perdue
Governor

Dexter R. Matthews
Director

Dee Freeman
Secretary

STATE OF NORTH CAROLINA
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
DIVISION OF WASTE MANAGEMENT
SOLID WASTE SECTION

SOLID WASTE TRANSFER FACILITY
Permit 4122T-TRANSFER-2012

WI BURNT POPLAR TRANSFER, LLC
(a wholly owned subsidiary of Waste Industries USA, Inc.)
(LANDOWNER AND OPERATOR)

is hereby issued a

PERMIT TO OPERATE

BURNT POPLAR C&D TRANSFER STATION
(A SOLID WASTE TRANSFER FACILITY)

Located at 6313 Burnt Poplar Road, in Greensboro, Guilford County, North Carolina, in accordance with Article 9, Chapter 130A, of the General Statutes of North Carolina and all rules promulgated thereunder and subject to the conditions set forth in this permit. The legal description of the site is identified on the deed recorded for this property listed in Attachment 1, Part III of this permit.

cn=Edward F. Mussler III, P. E., o=Solid Waste Section, ou=NC DWM, email=ed.mussler@ncdenr.gov, c=US
2012.08.23 09:23:09 -04'00'

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

ATTACHMENT 1

PART I: Permitting History

Permit Type	Date Issued	Document ID
Permit to Construct and Operate	February 20, 2009	6854
Permit to Operate – Amendment	August 23, 2012	16728

1. The original permit to construct and operate was issued to Burnt Poplar Transfer, LLC and WCA Waste Systems, Inc., both wholly-owned subsidiaries of WCA Waste Corporation on February 20, 2009, as Permit 4122T-Transfer-2009.

2. The original permit to construct and operate was recorded on March 3, 2009. Guilford County, NC. Deed Book R 6983, page 2154-2164.

3. The facility was purchased by WI Burnt Poplar Transfer, LLC, a wholly-owned subsidiary of Waste Industries USA, Inc. WI Burnt Poplar Transfer, LLC agreed to operate the facility in accordance with the existing permit and to be liable for improper operations and proper closure of the solid waste management facility. An amendment to the Permit to Operate, transferred the permit to WI Burnt Poplar, LLC was issued August 23, 2012, as Permit 4122T-TRANSFER-2012.

PART II: List of Documents for the Approved Plan

1. *C&D Transfer Station Permit Application for Burnt Poplar Transfer, LLC.* Prepared by David Garrett, P.G., P.E.; Raleigh, NC. December 14, 2007. Revised September 2, 2008 and February 10, 2009. DIN 5709.

2. Notification of change in ownership and request to transfer permit. Submitted by Grady L. Shields, Wyrick Robbins Yates & Ponton LLP, Raleigh, NC, representing Waste Industries USA, Inc. February 28, 2012. DIN 16620.

3. North Carolina Special Warranty Deed from Burnt Poplar Transfer, LLC, a Delaware limited liability company to WI Burnt Poplar Transfer LLC, a North Carolina limited liability company. March 23, 2012. Filed March 28, 2012. Guilford County, NC. Deed Book R 7335, page 340-343. Retrieved May 2, 2012, from http://rdlxweb.co.guilford.nc.us/guilfordNameSearch.php . DIN 16726

4. Letter from John M. Gardner, PE. Included the Engineer's Certification of Completeness, drawings addressing as-built conditions, and a copy of the City of Greensboro approved Erosion and Sediment Control plan. August 20, 2012. DIN 16727.

PART III: Properties Approved for the Solid Waste Facility

Guilford County, NC Register of Deeds				
Book	Page	Grantor	Grantee	Acres
R 7335	340	Burnt Poplar Transfer, LLC	WI Burnt Poplar Transfer, LLC	6.8

The property is identified as Lot 2 on Plat Book 168, page 33.

PART IV: General Permit Conditions

1. In accordance with North Carolina Solid Waste Management Rule 15A NCAC 13B .0201(d), a solid waste management facility permit shall have two parts: a Permit to Construct and a Permit to Operate. The Permit to Construct expired August 20, 2010. The Permit to Operate shall expire on August 20, 2015. Pursuant to 15A NCAC 13B .0201(g), not later than October 20, 2014, the owner or operator must submit a request to the Section for permit review and must update pertinent facility plans including, but not limited to, the facility operation and waste screening plans.

2. The persons to whom this permit is issued ("permittee") are the owners and operators of the solid waste management facility.

3. This permit shall not be effective until the certified copy of this permit which references legal descriptions for all land within the solid waste management facility boundary is recorded in the Register of Deeds office and indexed in the grantor index under the name of the owner of the land in the county or counties in which the land is located. The certified copy of the permit affixed with the Register's seal and the date, book, and page number of recording must be returned to the Section within 30 calendar days of issuance of this permit. If the Section does not receive the certified copy of the recorded permit within 30 calendar days of issuance of the permit, then and in that event, the permit is suspended and of no effect until the date the Section received the certified copy of the recorded permit.

4. When this property is sold, leased, conveyed, or transferred in any manner, the deed or other instrument of transfer must contain in the deed description section, in no smaller type than that used in the body of the deed or instrument, a statement that the property has been used as a solid waste transfer station and a reference by book and page to the recordation of the permit.

5. By receiving waste at this facility the permittee shall be considered to have accepted the terms and conditions of this permit.

6. Operation of this solid waste management facility shall be in accordance with the North Carolina Solid Waste Management Rules, 15A NCAC 13B; Article 9 of the Chapter 130A of the North Carolina General Statutes (NCGS 130A-290, et seq.); the conditions contained in this permit; and the approved plan. Should the approved plan and the rules conflict, the Solid Waste Management Rules shall take precedence unless specifically addressed by permit condition. Failure to comply may result in compliance action or permit revocation.

7. This permit is issued based on the documents submitted in support of the application for permitting the facility including those identified in Attachment 1, Part II, "List of Documents for Approved Plan," and which constitute the approved plan for the facility. Where discrepancies exist, the most recent submittals and the Conditions of Permit shall govern.

8. This permit may be transferred only with the approval of the Section, through the issuance of a new or substantially amended permit in accordance with applicable statutes and rules. In accordance with NCGS 130A-295.2(g) the permittee shall notify the Section thirty (30) days prior to any significant change in the identity or business structure of either the owner or the operator, including but not limited to a proposed transfer of ownership of the facility or a change in the parent company of the owner or operator of the facility.

9. The permittee is responsible for obtaining all permits and approvals necessary for the development of this project including approval from appropriate agencies for a General or Individual National Pollutant Discharge Elimination System Stormwater Discharge Permit. Issuance of this permit does not remove the permittee's responsibilities for compliance with any other local, state or federal rule, regulation, or statute.

- End of Section -

ATTACHMENT 2

Conditions of Permit to Construct

(Intentionally blank)

-End of Section-

ATTACHMENT 3

Conditions of Permit to Operate

PART I: Operation Conditions

1. The Permit to Operate shall expire February 20, 2015. Pursuant to 15A NCAC 13B .0201(g), not later than October 20, 2014, the owner or operator must submit a request to the Section for permit review and must update pertinent facility plans including, but not limited to, the facility operation and waste screening plans.

2. The facility is permitted to receive the following waste types:

   a. "Construction or demolition debris" as defined in NCGS 130A-290 (a)(4) means solid waste resulting solely from construction, remodeling, repair or demolition operations on pavement, buildings, or other structures, but does not include inert debris, land-clearing debris or yard debris.

   b. "Inert debris" as defined in NCGS 130A-290 (a)(14) means solid waste that consists solely of material such as concrete, brick, concrete block, uncontaminated soil, rock, and gravel.

   c. "Land-clearing debris" as defined in NCGS 130A-290 (a)(15) means solid waste that is generated solely from land-clearing activities, such as stumps and tree trunks.

   d. "Asphalt" in accordance with NCGS 130A-294 (m),

   e. Source-separated cardboard, clean wood debris (including pallets), and metals from non-construction or demolition debris sources may be accepted for recycling in accordance with condition 12 of Attachment 13, Part I.

3. Those wastes listed in 15A NCAC 13B .0542(e), must not be accepted at the facility including, but not limited to, municipal solid waste (MSW), liquid waste, commercial and industrial waste, and yard trash. Regulated asbestos containing material as defined in 40 CFR 61 must not be accepted at the transfer facility. Barrels and drums shall not be accepted unless they are empty and perforated sufficiently to ensure that no liquid or hazardous waste is contained therein.

4. This facility is permitted to receive construction and demolition debris waste generated within Guilford, Forsyth, Randolph, and Davidson counties. Waste must be transported for disposal to the High Point C&D Debris Landfill and C&D Waste Reclamation Pad, Permit Number 41-16, or to the Cobles C&D Landfill at 5833 Foster's Store Road in Liberty, Permit Number 01-05. Waste must only be transported to facilities whose service area includes the generation source. Proposed changes to the service area and/or disposal facilities must be approved by the Section and are modification to the permit and may be subject to a permitting fee.

5. The permittee must not knowingly dispose of, or accept for transfer for subsequent disposal, C& D solid waste that is generated within the boundaries of a unit of local government that by ordinance:

   a. Prohibits generators or collectors of C&D solid waste from disposing of that type or form of C&D waste.

   b. Requires generators or collectors of C&D solid waste to recycle that type or form of C&D waste.

6. A responsible individual trained and certified n facility operations must be on-site during all times during operating hours of the facility, in accordance with NCGS 130A-309.25. An attendant must be present to oversee the loading and unloading of waste.

7. The permittee must develop, and use, a training and screening program at the facility for detecting and preventing unauthorized wastes from being accepted at the facility. At a minimum, the program must include:

   a. Random inspections of incoming loads or other comparable procedures.

   b. Records of all inspections.

   c. Training of personnel to recognize hazardous, liquid, and other excluded waste types.

   d. Development of a contingency plan to properly manage any identified hazardous, liquid, MSW, or other excluded or unauthorized wastes. The plan must address the identification, removal, storage, and final disposition of these wastes.

8. The facility must be adequately secured by means of gates, chains, berms, fences, or other security measures approved by the Section to prevent unauthorized entry.

9. Interior roadways must be of all-weather construction and maintained in good condition.

10. Signs must be posted at the entrance to the facility that state that no MSW, hazardous waste or liquid waste can be received at the facility; and provide information on dumping procedures, the hours of operation, the permit number, and other pertinent information. Traffic signs or markers must be provided as necessary to promote an orderly traffic pattern to and from the discharge area and to maintain efficient operating conditions.

11. Only cardboard, clean wood debris (including pallets), and metals are approved for recycling. Engineered or glued wood (such as particle board) and painted debris are not approved for recycling.

12. Source separated recyclables from non-C&D waste sources, consisting of only cardboard, clean wood debris (including pallets), and metals, may be accepted at the facility. These recyclables must be unloaded directly into storage containers, and not placed on the tipping floor.

13. Demolition debris waste must not be sorted for recycling, unless an asbestos screening plan has been submitted to the Division of Epidemiology of the Department of Health and Human Services for approval and the approved plan forwarded to the Section for inclusion in the operation plan for the facility.

14. Except for inert debris, all recyclables must be sorted and stored in containers by the end of each operating day. Containers must be covered at the end of each operating day, and during precipitation events. All non-recyclables in the sorting area must be placed in transfer trailers for disposal by the end of each operating day.

15. Waste must be stored onsite, in leak-proof transfer trailers, with watertight covers, a maximum of 24 hours except that a minimal amount of waste may be stored for a maximum of 48 hours when the facility is closed during a weekend and a maximum of 72 hours when closed for a weekend holiday. Storage of the waste must not cause any nuisance, such as odor or attraction of vectors.

16. Recycled materials placed in containers must be removed for the site once the container is full. Recyclable material must not be stored onsite longer than one year. The approved maximum storage volume of recycled materials onsite at any time is approximately 300 cubic yards, or the volume of three (3) 45-foot trailer loads.

17. All water that comes in contact with solid waste, including vehicle wash-down water, is leachate and must be captured and properly treated before release to the environment.
    a. The leachate control system; such as floor drains, leachate collection devices, sanitary sewer connections and leachate storage tanks; must be operational during facility operations.
    b. The tipping floor must drain away from the building entrance and into the leachate collection system.

18. All sedimentation and erosion control activities must be conducted in accordance with the Sedimentation Control Act NCGS 113A-50, et seq., and rule promulgated under 15A NCAC 4.

19. Control measures must be utilized to minimize and eliminate visible dust emissions and blowing letter. Fugitive dust emissions are prohibited. Windblown materials must be

collected at the end of each operating day, and no windblown material may be allowed to leave the facility boundary.

20. Copies of this permit, the approved plans, and all records required to be maintained by the permittee must be maintained at the facility, unless otherwise approved by the Section, and made available to the Section upon request during normal business hours.

21. The permittee must maintain a record of the amount of solid waste received at the facility including daily records of waste received and origins of the loads. Scales must be used to weigh the amount of waste received. The permittee must maintain a record of the amounts of waste transported out of the facility for disposal, amounts of materials transported out of the facility for recovery and recycling, and amounts of waste or material with any other final disposition, to be compiled on a monthly basis. The daily records are to be summarized into a monthly report for use in the required annual reports. Documentation of end-users/processors/recyclers must be maintained for recycled and recovered materials.

22. On or before August 1 annually, the Permittee must submit an annual facility report to the Solid Waste Section, on forms prescribed by the Section.
    a. The reporting period shall be for the previous year beginning July 1 and ending June 30.
    b. The annual facility report must list the amount of waste received in tons and be compiled:
        i. On a monthly basis.
        ii. By county, city or transfer station of origin.
        iii. By specific waste type.
        iv. By receiving disposal facility.
        v. By diversion to alternative management facilities.
    c. The tons of C&D waste recycled, recovered, or diverted from disposal including a description of how and where the material was ultimately managed must be included in the report.
    d. The completed report must be forwarded to the Regional Environmental Specialist for the facility by the date due on the prescribed annual facility report form.
    e. A copy of the completed report must be forwarded to each county manager for each county from which waste was received at the facility. Documentation that a copy of the report has been forwarded to the county managers must be sent to the Regional Environmental Specialist by the date due on the prescribed annual facility report form.

23. Processing of materials, shredding, or grinding must not take place at the facility unless approval has been granted under the special use permit and a revised operations plan has been submitted to the Solid Waste Section.

24. Financial assurance as required by state rules and statutes must be established and be continuously maintained for the duration of the facility in accordance with the applicable rules and statutes.

- End of Permit Conditions -

I do hereby certify that the attached **PERMIT TO OPERATE** is an exact and true original of **PERMIT NUMBER 4122-TRANSFER-2012** for the **BURNT POPLAR C&D TRANSFER STATION.**.

Patricia M. Backus

Patricia M. Backus, P.E.
Environmental Engineer
Permitting Branch
Solid Waste Section
Division of Waste Management

STATE OF NORTH CAROLINA

COUNTY OF WAKE

I, ELIZABETH A. PATTERSON, a Notary Public for ~~said~~ JOHNSTON County and State, do hereby certify that PATRICIA M. BACKUS, P.E. personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal,
this the 27TH day of AUGUST, 2012.

ELIZABETH A. PATTERSON
Notary Public
Johnston County
My Commission Expires
01/26/2016
NORTH CAROLINA

Notary Public

My commission expires: JANUARY 26, 2016.

Note to Register of Deeds: This certified original permit shall be recorded by the Register of Deeds and indexed in the grantor index under the name of the land owner. The certified original affixed with the Register's seal and the date, book, and page number of recording shall be returned to the Permitting Branch Supervisor, Division of Waste Management, Solid Waste Section, 1646 Mail Service Center, Raleigh, NC 27699-1646.