



North Carolina Department of Environment and Natural Resources

Dexter Matthews, Director

Division of Waste Management

Beverly Eaves Perdue, Governor  
Dee Freeman, Secretary

November 30, 2012

Sent Via Email – achambers@republicservices.com

Ms. Amber Chambers  
Surety Analyst  
Republic Services, Inc.  
18500 North Allied Way  
Phoenix, AZ 85054

Re: *JPMorgan Standby Trust# 304818070 (Schedule A and B)*  
Financial Assurance Mechanism  
Uwharrie Environmental, Permit 62-04  
Foothills Regional MSW Landfill, Permit 14-03  
Upper Piedmont Regional Landfill, Permit 73-04  
East Carolina Regional Landfill, Permit 08-03  
Lake Norma Landfill, Permit 55-04  
Charlotte Motor Speedway V Landfill, Permit 13-04

Dear Ms. Chambers:

The Solid Waste Section has reviewed the *JPMorgan Standby Trust# 304818070* dated September 14, 2012 and received October 1, 2012. Based upon a review of this document, additional information is required.

In accordance with NCGS 130A 295.2 (h), the owner or operator of a sanitary landfill shall establish financial assurance sufficient to cover costs for potential assessment and corrective action at the landfill. This statute became effective on August 1, 2007, and required that each landfill establish financial assurance to cover potential assessment and corrective action when the permit is next subject to renewal after August 1, 2009.

As of June 23, 2011, the language of the statute has been amended such that the minimum amount is now \$2,000,000 ([http://www.ncleg.net/EnactedLegislation/Statutes/HTML/ByArticle/Chapter\\_130A/Article\\_9.html](http://www.ncleg.net/EnactedLegislation/Statutes/HTML/ByArticle/Chapter_130A/Article_9.html)). However, the owner or operator of a sanitary landfill should submit a detailed cost estimate breakdown to the Solid Waste Section using information in this statute and relevant rules related to financial assurance, post closure, and corrective action for the specific type of sanitary landfill.

As a result, please submit a potential assessment and corrective action detailed cost estimate breakdown for each sanitary landfill to ensure that the amount of \$2,000,000 is sufficient, and then the Solid Waste Section can complete the review process. The attached summary tables provide a

list of rule based items that should be included within each potential assessment and corrective action detailed cost estimate.

If you have any questions or concerns regarding this letter, please contact Jaclynne Drummond at 919-707-8294 or by email at [jaclynne.drummond@ncdenr.gov](mailto:jaclynne.drummond@ncdenr.gov) or Ervin Lane at 919-707-8288 or by email at [ervin.lane@ncdenr.gov](mailto:ervin.lane@ncdenr.gov). Thank you for your anticipated cooperation with this matter.

Sincerely,



Jaclynne Drummond  
Compliance Hydrogeologist  
Solid Waste Section



Ervin Lane  
Compliance Hydrogeologist  
Solid Waste Section

cc sent via email:      Mark Poindexter, Field Operations Supervisor  
                                 Dennis Shackelford, Eastern District Supervisor  
                                 Jason Watkins, Western District Supervisor  
                                 Ed Mussler, Permitting Supervisor  
                                 Sara Rice, Environmental Senior Specialist