



FACILITY COMPLIANCE INSPECTION REPORT
Division of Waste Management
Solid Waste Section

UNIT TYPE:										
Lined MSWLF		LCID	X	YW		Transfer		Compost	SLAS	COUNTY: Currituck PERMIT NO.: N0321 FILE TYPE: COMPLIANCE
Closed MSWLF		HHW		White goods		Incineration		T&P	FIRM	
CDLF		Tire T&P / Collection		Tire Monofill		Industrial Landfill		DEMO	SDTF	

Date of Site Inspection: April 23, 2012

Date of Last Inspection: February 22, 2012

FACILITY NAME AND ADDRESS:

Jeffrey A. Newbern
 The end of Westside Rd.
 Harbinger, North Carolina 27941

GPS COORDINATES: N: 36.11597 E: 75.83897

FACILITY CONTACT NAME AND PHONE NUMBER:

Name: Jeffrey A. Newbern
 Telephone: office 252 491 2121 X3 cell 252 202 1028
 Email address: galdinc@embarqmail.com
 Fax: 252 491 2120

FACILITY CONTACT ADDRESS:

Green Acres Land Development & Ready Mix Concrete
 c/o Jeff Newbern
 P.O. Box 67
 Harbinger, North Carolina 27941

PARTICIPANTS:

Ben Barnes NCDENR, Solid Waste
 Jeff Newbern, Green Acres Land Development

STATUS OF PERMIT:

Notified Site, permit not required

PURPOSE OF SITE VISIT:

Partial audit to determine compliance with an NOV issued on November 3, 2010

STATUS OF PAST NOTED VIOLATIONS:

.0563 APPLICABILITY REQ. FOR LAND CLEARING/INERT DEBRIS (LCID) LANDFILLS

(1)(b) UNRESOLVED *Some of the LCID on the site has been pushed into windrow, but none appears to have been covered.*

(4) UNRESOLVED *There appears to have been no effort to cover the existing LCID waste.*

15A NCAC 13B .0566 OPERATIONAL REQ. FOR LAND CLEARING/INERT DEBRIS (LCID)

(11) UNRESOLVED *Solid waste is still in water, not as much as noted in previous audits.*

OBSERVED VIOLATIONS:

15A NCAC 13B.0563 APPLICABILITY REQ. FOR LAND CLEARING/INERT DEBRIS (LCID) LANDFILLS

(2)(c) When the land on which the Land Clearing and Inert Debris Landfill is sold conveyed or transferred in any manner, the deed or other instrument of transfer shall contain in the 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 Land Clearing and Inert Debris Landfill and a reference by book and page to the recordation of the notification. (See item #1 in Comments)

FACILITY COMPLIANCE INSPECTION REPORT
Division of Waste Management
Solid Waste Section

Page 2 of 4

The item(s) listed above were observed by Section staff and require action on behalf of the facility in order to come into or maintain compliance with the Statutes, Rules, and/or other regulatory requirements applicable to this facility. Be advised that pursuant to N.C.G.S. 130A-22, an administrative penalty of up to \$15,000 per day may be assessed for each violation of the Solid Waste Laws, Regulations, Conditions of a Permit, or Order under Article 9 of Chapter 130A of the N.C. General Statutes. Further, the facility and/or all responsible parties may be subject to enforcement actions including penalties, injunction from operation of a solid waste management facility or a solid waste collection service and any such further relief as may be necessary to achieve compliance with the North Carolina Solid Waste Management Act and Rules.

ADDITIONAL COMMENTS

1. The previous property owner was Randolph S. Brent III his ownership being recorded in Book 124 Page 62C in the Currituck Co. Register of Deeds. The LCID is recorded in Book 414 Page 236 in the Currituck Co. Register of Deeds. The property was transferred to Green Acres Land Development by General Warranty Deed on June 30, 2000 and recorded in Book 504 Page 187 of the Currituck County Register of Deeds. **The Deed to Green Acres Land Development needs to be corrected in whatever manner necessary order to conform with the requirement listed in 15A NCAC 13B .0563(2)(c) above.**
2. Make sure access to the landfill is controlled.
3. A Notice Of Deficiency is being issued with this audit.
4. A site visit was conducted on August 16, 2011 improvement was noted but not sufficient to satisfy the conditions of the November 4, 2010 NOV.
5. **The disposal area exceeds 2 acres in size. The Disposal area must be consolidated and maintained in an area that is less than 2 acres. If the existing waste on the site cannot be consolidated into an area measuring 2 acres, then the excess waste must be processed in a manner approved by the Division of Waste Management or removed to a facility approved by the Division.**
6. **When the waste has been covered, the slopes of the landfill should be kept to 4:1 and no greater than 3:1 to prevent erosion.**
7. **The 2 acre boundary of the LCID Notification area needs to be marked with permanent stakes.**
8. **If the 2 acre size limitation has been reached, the landfill must be closed and covered.**
9. **Any areas that receive final cover must be seeded and stabilized with grass.**
10. **The amount of C&D observed on the landfill was small, receipts from the approved facility should be mailed to Ben Barnes, Solid Waste Section, P.O. Box 8998, Rocky Mount, North Carolina 27804.**

Please contact me if you have any questions or concerns regarding this inspection report.

Phone: 252 459 4502 email: ben.barnes@ncdenr.gov

Ben Barnes
 Environmental Senior Specialist
Regional Representative

Sent on: May 23, 2012 by		Email		Hand delivery		US Mail	X	Certified No. 7010 1060 0001 5994 8371
--------------------------	--	-------	--	---------------	--	---------	---	---

Copies: Mark Poindexter, Field Operations Branch Head
 Dennis Shackelford, Eastern District Supervisor
 Jessica Montie, Compliance Officer

FACILITY COMPLIANCE INSPECTION REPORT
Division of Waste Management
Solid Waste Section

Page 3 of 4



Waste in Water



Waste in Water