

N0643

LCIDN 25 M.C. Tripp

Carmen Johnson



11/3/12 ~~12/10/04~~
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North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor

William G. Ross Jr., Secretary

December 10, 2004

Mr. M.C. Tripp, Landowner
1100 Clarks Road
New Bern, North Carolina 28562

Ref: M.C. Tripp LCID Landfill Notification located in New Bern, Craven County as described by the deed recorded in BOOK: 763 PAGE: 126
FACILITY I.D. #: N0643

Dear Mr. Tripp;

The Solid Waste Section(SWS) has received the Land Clearing and Inert Debris landfill notification signed by you on 2 December 2004, recorded on 2 December 2004 and received by the SWS on 10 December 2004. Disposal activities must remain under 2 acres, to operate under the provisions of this notification. An individual permit from the Section is not required for these disposal activities, and the following applies:

- (A). The owner of the land where the landfill is located must notify the Division on a prescribed form, duly signed, notarized, and recorded as per Sub-item (2)(b) of this Rule. The operator of the landfill, if different from the land owner, shall also sign the notification form.
- (B). The owner must file the prescribed notification form for recordation in the Register of Deeds' Office. The Register of Deeds shall index the notification in the grantor index under the name of the owner of the land in the county or counties in which the land is located. A copy of the recorded notification, affixed with the Register's seal and the date, book and page number of recording shall be sent to the Division of Waste Management.
- (C). If this site is a existing permitted mine, the following items should be addressed:

1646 Mail Service Center, Raleigh, North Carolina 27699-1646
Phone 919-733-0692 \ FAX 919-733-4810 \ Internet <http://wastenotnc.org>

1. Contact Land Quality at 910-395-3900 for amendments to the reclamation plan as addressed in the mining permit or submit a erosion and sedimentation control plan for land disturbances that will be greater than one acre;
2. Identify the site property lines with flagging, stakes or paint indicating lines on trees that represent the property boundary for visual verification;
3. Place stakes or posts at the 100 foot buffer line for the limits of LCID waste disposal from property lines, buildings and wells(on or off-site). Offset stakes or posts can be used outside the limits of the mine, so sighting from one marker to another can be done to insure that the 100 foot buffer to the property lines, buildings and wells, is not encroached upon;
4. The void area between the 100 foot buffer and the limits of the mining excavation may be filled with inert materials consisting of soil(NOT INCLUDING ROOT MAT), rock, clean(non-painted) concrete/brick/block;
5. LCID MATERIAL SHALL BE PLACED ABOVE THE SEASONAL HIGH GROUNDWATER TABLE. IT IS RECOMMENDED THAT AT LEAST ONE FOOT BE ADDED TO THE SEASONAL HIGH GROUNDWATER TABLE TO TAKE INTO ACCOUNT FUTURE SEASONAL FLUCTUATIONS; IF FUTURE EXPANSION OF THIS DISPOSAL SITE IS TO OCCUR(GREATER THAN 2 ACRES), THEN A FOUR FOOT SEPARATION TO THE SEASONAL HIGH WATER TABLE IS REQUIRED;
6. WASTE SHALL NOT BE DISPOSED OF IN WATER OR ALLOW WATER TO IMPOUND IN OR AROUND LCID WASTE. An outlet to the mine may be needed to allow storm water to leave the mined area, contact Land Quality if this is contrary to your approved mining permit;
7. IT IS THE RESPONSIBILITY OF THE OWNER/OPERATOR TO VERIFY AND HAVE DOCUMENTATION THAT THE SITE MEETS ALL APPLICABLE ZONING REGULATIONS.

Ms. Tripp
Page 3
December 10, 2004

8. LCID LANDFILLS CAN NOT RECEIVED WOOD ASH FOR DISPOSAL.

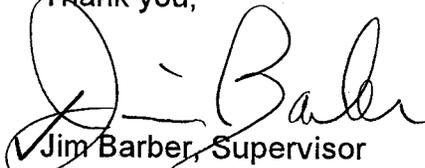
Even if the this site is not a existing permitted mine, items 2 thru 8 should be followed to help the operator maintain the facility in compliance with the siting and operating rules(i.e. .0564 and .0566) of the SOLID WASTE MANAGEMENT RULES.

If this property is sold, leased, conveyed or transferred, the deed or other instrument of transfer shall contain in the description section, in no smaller type than 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.

Amendments or revisions to the Solid Waste Management Rules or violation of groundwater standards may necessitate modification of the construction and operation of this facility or closure of this facility. If information in the notification is found to be inaccurate or false, then compliance action by the Solid Waste Section and/or the local government with jurisdiction may result in closure of this facility.

If you have any questions or if we can provide any other assistance, please do not hesitate to contact the Environmental Technician, Mr. Ray Williams at (252) 948-3915 or Jim Barber in Raleigh at (919) 733-0692 ext: 255.

Thank you,


Jim Barber, Supervisor
Permitting Branch
Solid Waste Section

cc: Mark Poindexter
John Crowder
Ray Williams
RCO Central File: Craven County Notification file

North Carolina
Department of Environment and Natural Resources

Craven NC - Document State
Becky Thompson, Register of Deeds
Date 12/02/2004 Time 12:56:56 1 of 2 Pgs
No. 2004-00115502

N0643



Division of Waste Management

Book 2253 Page 957

Michael F. Easley, Governor
William G. Ross Jr., Secretary
Dexter R. Matthews, Director

Fee Amt : 17.00
Excise Tax: .00

LAND CLEARING AND INERT DEBRIS LANDFILL NOTIFICATION

Pursuant to 15A NCAC 13B .0563(2)(a), the land owner(s) and operator(s) of any Land Clearing and Inert Debris Landfill under two (2) acres in size shall submit this notification form to the Division prior to constructing or operating the landfill. This form must be filed for recordation in the Register of Deeds' Office. The Register of Deeds shall index the notification under the name of the owner(s) of the land in the county or counties in which the land is located. The Register's seal and the date, book, and page number of recording must be included on this form when submitted to the Division. This notification is not valid to authorize operation of a landfill unless complete, accurate, recorded, and submitted to the Division as required by 15A NCAC 13B .0563(2)(b).

1. Facility Name: M. C. TRIPP
2. Facility location (street address): 1100 CLARKS ROAD
City: NEW BERN, N.C. County: Craven Zip: 28562
3. Directions to Site: APPROX 4 MI. FROM NEW BERN, N.C. CITY LIMITS ON U.S. HWY 70 WEST, TURN LEFT ON SR 1225 (CLARKS ROAD) GO 1.1 MI. TO SITE ON RIGHT, 0.45 MI. ± NORTHWEST OF SR 1225.
4. The land on which this landfill is located is described in the deed recorded in:
deed book: 763 page: 126 county: Craven
5. Name of land owner: MAJOR C. TRIPP & WIFE SARAH S. TRIPP
6. Mailing address of land owner: 1100 CLARKS ROAD
City: NEW BERN State: N. C. Zip: 28562
7. Telephone number of land owner: (252) 633-2642
If the land is owned by more than one person, attach additional sheets with the name, address, and phone number of all additional land owners. N/A
8. Name of operator: MAJOR C. TRIPP
9. Trade or business name of operator: RETIRED FARMER
10. Mailing address of operator: 1100 CLARKS ROAD
City: NEW BERN State: N. C. Zip: 28562
11. Telephone number of operator: (252) 633-2642
If the landfill is operated by more than one person, attach additional sheets with the name, address, and phone number of all additional operators. N/A
12. Projected use of land after completion of landfill operations: LET DEBRIS DECAY AND ALLOW LAND TO RETURN TO FOREST.

Received
DEC 20 2004
Waste Management

X

- (5) 120 calendar days after completion of any phase of disposal operations, or upon revocation of a permit, the disposal area shall be covered with a minimum of one foot of suitable soil cover sloped to allow surface water runoff in a controlled manner. The Division may require further action in order to correct any condition which is or may become injurious to the public health, or a nuisance to the community.
- (6) Adequate erosion control measures, structures, or devices shall be utilized to prevent silt from leaving the site and to prevent excessive on site erosion.
- (7) Provisions for a ground cover sufficient to restrain erosion must be accomplished within 30 working days or 120 calendar days upon completion of any phase of landfill development.
- (8) The facility shall be adequately secured by means of gates, chains, berms, fences, etc. to prevent unauthorized access except when an operator is on duty. An attendant shall be on duty at all times while the landfill is open for public use to assure compliance with operational requirements and to prevent acceptance of unauthorized wastes.
- (9) Access roads shall be of all-weather construction and properly maintained.
- (10) Surface water shall be diverted from the working face and shall not be impounded over waste.
- (11) Solid waste shall not be disposed of in water.
- (12) Open burning of solid waste is prohibited.
- (13) The concentration of explosive gases generated by the facility shall not exceed:
 - (a) Twenty-five percent of the lower explosive limit for the gases in facility structures.
 - (b) The lower explosive limit for the gases at the property boundary.
- (14) Leachate shall be properly managed on site through the use of current best management practices.
- (15) Should the Division deem it necessary, ground water or surface water monitoring, or both, may be required as provided for under Rules .0601 and .0602 of this Subchapter.
- (16) A sign shall be posted at the facility entrance showing the contact name and number in case of an emergency and the permit number. The permit number requirement is not applicable for facilities not requiring an individual permit.

Certification by Land Owner:

I certify that the information provided by me in this notification is true, accurate, and complete to the best of my knowledge. The facility siting and disposal operations of this Land Clearing & Inert Debris landfill will comply with the requirements of Sections .0563, .0564 and .0566 of 15A NCAC 13B, North Carolina Solid Waste Management Rules. The facility and operations of this landfill will also comply with all applicable Federal, State, and Local laws, rules, regulations, and ordinances. Where the operator is different from the land owner, I, the land owner, have knowledge of the operator's plans to dispose of solid waste on the land and I specifically grant permission for the operation of the landfill. I understand that both the land owner and operator are jointly and severally liable for improper operations and proper closure of the landfill as provided for by North Carolina General Statute 130A-309.27. I further understand that North Carolina General Statute 130A-22 provides for administrative penalties of up to five thousand dollars (\$5,000.00) per day per each violation of the Solid Waste Management Rules. I further understand that the Solid Waste Management Rules may be revised or amended in the future and that the facility siting and operations of this landfill will be required to comply with all such revisions or amendments.

MAJOR C. TRIPP
Print Name (Owner)

Major C. Tripp
Signature (Owner)

12.2.04
Date

North Carolina

Sarah S. Tripp

Craven County

I, Debbie Taylor, a Notary Public for said County and State, do hereby certify that Major C. Tripp personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this the 2 day of December, 20 04.



Debbie Taylor
Notary Public

State of North Carolina, Craven County
20 04 The foregoing certificate(s) of

Debbie Taylor
is (are) certified to be correct. This instrument was presented for registration this day and hour and duly recorded in the office of the Register of Deeds of Craven County, NC in Book 2253 Page 957.
This 2 day of Dec A.D., 20 04 at 12:56 o'clock P.
Robert Thomason - Michelle
Register of Deeds Asst./Deputy Register of Deeds

X