

Permit #
08-03



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

FACILITY PERMIT NO: 08-03

Part 1-Permit to Construct

Date of Original Issue: August 6, 1993

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Date of New Facility Permit: June 17, 2006

(New facility property, capacity and rate)

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STATE OF NORTH CAROLINA

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

DIVISION OF WASTE MANAGEMENT

1646 MAIL SERVICE CENTER, RALEIGH NC 27699

MUNICIPAL SOLID WASTE LANDFILL FACILITY PERMIT

REPUBLIC SERVICES OF NORTH CAROLINA, LLC., a wholly owned subsidiary

of REPUBLIC SERVICES, INC. of Ft. Lauderdale, Fl., d.b.a.

EAST CAROLINA ENVIRONMENTAL

is hereby issued a permit to construct a Municipal Solid Waste Landfill Facility,

PHASE THREEE,

Accessed via NCSR 1225 (Republican Road), north of Windsor, Bertie 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 facility is located and described by the legal description of the site contained within the approved application and on page 2 of this permit.

Donald J. Barber, Head
Permitting Branch
Solid Waste Section

1646 Mail Service Center, Raleigh, North Carolina 27699-1646
Phone 919-508-8400 \ FAX 919-733-4810 \ Internet <http://wastenotnc.org>

ORIGINAL

RECORD OF POOR QUALITY DUE TO
CONDITION OF ORIGINAL DOCUMENT.

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LEGAL DESCRIPTION OF REAL PROPERTY

The permitted municipal solid waste landfill is located and described by the legal description of the site or the property map contained within the approved application and includes the following properties recorded in the Bertie County Register of Deeds Office.

Grantor	Grantee	Book/Page	Plat Cabinet/Slide	Acres
Addington Environmental, Inc	East Carolina Environmental, Inc (ECE)	704/315	A pages 1094 and 1095	491.27
Powell Cherry	ECE	704/49		
Weyerhauser Co	ECE	716/677	B/36	100.43
Smallwood	ECE	725/655	B/81	81
Cherry	RSNCLLC	706/898		41.78
		791/763	B/379	43.737
Articles of Merger of ECE into RSNCLC	RSNCLLC	840/853		Articles of corporate merger

Pursuant to N.C. General Statutes 130A-301, whenever the municipal solid waste facility or any portion of the land within this permit is sold, leased, conveyed or transferred, 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 sanitary landfill and a reference by book and page to the recordation of the permit.

ECE East Carolina Environmental, Inc.

RSNCLLC Republic Services of North Carolina, LLC.

NOTE: Acres rounded to nearest hundreth

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ATTACHMENT 1

Approved Documents

- PART I: GENERAL FACILITY CONDITIONS**
1. *The Bertie County Solid Waste Disposal Franchise Ordinance, February 20, 1996, amended October 17, 2000.*
 2. *Correspondence, David A. Reed of Williams Mullen to William Hodges of Hodges Harbin, Newberry & Tribble, RE: Republic Services of North Carolina, LLC. June 10, 2005.*
 3. *Articles of Merger of East Carolina Environmental, Inc. and Upper Piedmont Environmental, Inc. into Republic Services of North Carolina, LLC. Filed April 24, 2001, recorded in the Bertie County Register of Deeds Book 840, Page 853, 7 pages, June 2, 2005.*
 4. *Title Insurance issued by Chicago Title Insurance Company of Richmond, Va. Issued to Republic Services of North Carolina, LLC, a North Carolina Limited Liability Company. Effective date May 12, 2005*
- PART II: MUNICIPAL SOLID WASTE LANDFILL CONDITIONS**
1. *Permit Renewal Application, Phase 2, East Carolina Regional Landfill, Bertie County, North Carolina, for East Carolina Environmental, Inc. Prepared by: Hodges, Harbin, Newberry & Tribble, Inc. Macon, Ga. May 14, 1996, as amended through August 20, 1996. 2 Volumes.*
 2. *Design Hydrogeological Report, Phase II (Cells 8 and 9), East Carolina Regional Landfill, Bertie County, North Carolina. Prepared for: Hodges, Harbin, Newberry & Tribble, Inc. Macon, Ga. Prepared by: Law Engineering and Environmental Services, Inc. Greenville, SC. March 12, 1996 as revised through September 10, 1996.*
 3. *Drawings entitled East Carolina Regional Landfill-Phase 2, Construction Plans, East Carolina Environmental, Inc., Windsor, North Carolina. Prepared by: Hodges, Harbin, Newberry & Tribble, Inc. Macon, Ga. May 14, 1996, as amended through August 20, 1996. 20 Sheets.*
 4. *Drawings Entitled Construction of Cell No. 9. East Carolina Regional MSW Landfill, East Carolina Environmental, Inc. Bertie County, North Carolina. January 2000. Prepared by: Hodges, Harbin, Newberry and Tribble, Inc. Macon, GA. January 2000. Revised through March 21, 2000. 7 sheets.*
 5. *Design Hydrogeologic Report. Phase 3 (Cells 9-10). East Carolina Regional Landfill. Bertie County, North Carolina. Prepared for: HHN&T, Macon, Ga. Prepared by: Bunnell-Lammons Engineering, Inc. Greenville, SC. January 25, 2000. February 27, 2000 Addendum incorporated. As Revised March 22, 2000. BLE Project Number J98-1001-18.*

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6. Drawings Entitled *Phase 3 Engineering Plans. East Carolina Regional MSW Landfill. East Carolina Environmental, Republic Services of North Carolina, LLC. Bertie County, North Carolina, June 2001.* Prepared by: Hodges, Harbin, Newberry and Tribble, Inc. Macon, GA. June 2001. 18 sheets.
7. *Site Hydrogeologic Report. Expanded East Carolina Regional MSW Landfill. Bertie County, North Carolina.* Prepared for: HHN&T, Macon, Ga. Prepared by: Bunnell-Lammons Engineering, Inc. Greenville, SC. July 16, 1998. Revised April 11, 2003. BLE Project Number J96-1001-03.
8. *Site Application and Facility Plan. Expanded East Carolina Regional MSW Landfill. Bertie County, North Carolina. For Republic Services of North Carolina, LLC. June 2003.* As amended October 2003. Prepared by: Hodges, Harbin, Newberry and Tribble, Inc. Macon, GA.
9. *Permit to Construct. Expanded East Carolina Regional MSW Landfill. Bertie County, North Carolina. For Republic Services of North Carolina, LLC. April 2004.* Prepared by: Hodges, Harbin, Newberry and Tribble, Inc. Macon, GA

PART III: CONSTRUCTION AND DEMOLITION LANDFILL CONDITIONS
(NOT APPLICABLE)

PART IV: LAND CLEARING AND INERT DEBRIS LANDFILL CONDITIONS
(NOT APPLICABLE)

PART V: YARD WASTE CONDITIONS
(NOT APPLICABLE)

PART VI: MISCELLANEOUS TREATMENT AND PROCESSING FACILITIES CONDITIONS
(NOT APPLICABLE)

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ATTACHMENT 2

PART I:

GENERAL FACILITY CONDITIONS

1. This permit shall be effective upon compliance with 15A NCAC 13B .0204 and when the certified copy with the page, book number, date of recordation, and Register's seal is returned to the Solid Waste Section (Section).

This permit approves the Facility Plan which, in accordance with 15 NCAC 13B .1619, defines the comprehensive development of the facility including the total municipal solid waste landfill capacity, the municipal solid waste stream, all onsite solid waste management facilities and related facility infrastructure.

The approved plans are described in Attachment 1, "Approved Documents", Part II, Document 1, 4, 8 and 9. Where discrepancies may exist, the most recent approved submittal and Conditions of Permit shall govern.

2. The facility has a total gross design capacity of approximately 24,200,000 cubic yards. Gross capacity is the volume calculated from the top of protective cover through the top of the final cover, consistent with the approved contours. Approximately 8,267,000 cubic yards has been constructed and permitted for phases 1, 2 and 3. The remaining gross volume of the facility is approximately 15,933,000 cubic yards (Phases IV-VII).

The landfill will be constructed in five additional phases, Phases IV-VII. Construction of cells within each phase shall be in accordance with the Division approved plans.

This permit to construct does not approve construction of phases or cells outside of Phase III Permit to Construct issued January 28, 2002.

3. The landfill is permitted to receive solid waste generated by and in the counties of North Carolina, consistent with local government waste management plan(s), with local government approval and contract and the franchise agreement, and as defined in 15A NCAC 13B .0101(36), except where prohibited by North Carolina General Statutes Article 9 of Chapter 130A, and rules adopted by the Commission for Health Services.

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4. This facility is subject to the requirements of all applicable sections of the most recent version of the North Carolina Solid Waste Management Rules, 15A NCAC 13B and the specific conditions contained herein.
5. This facility shall conform to the specific conditions set forth in this permit and the provisions of 15A NCAC 13B .1604(b)(2).
6. This facility permit is issued under the criteria set forth in 15A NCAC 13B.1603(a)(1)(E). Any facility changes that effect the criteria established in 15A NCAC 13B.1603(a)(1) may require a new permit.
7. The East Carolina Environmental shall submit an amendment to this permit pursuant to 15A NCAC 13B.1603(a)(2) for any subsequent phase of development.

FACILITY CONSTRUCTION CONDITIONS

8. East Carolina Environmental shall conduct a preconstruction meeting, on site, prior to initiating construction of any unit/cell at the site and shall notify the Solid Waste Section 10 days prior to said meeting.
9. Construction of all solid waste management units within this facility shall be in accordance with the pertinent approved plans and only for those phases of development approved for construction as described in Attachment 1, Part II, Documents 1 and 6, "Approved Documents".
10. Additional conditions and revisions of the approved documents or changes during construction of any landfill unit/cell require approval by the North Carolina Solid Waste Section.
11. Any modifications in sedimentation and erosion control activities require approval by the Land Quality Section. The Section shall be notified of any sedimentation and erosion control modifications.

FACILITY PRE-OPERATIVE CONDITIONS

12. Prior to receiving waste at any new cell or subcell of this facility, a Permit to Operate, must be obtained from the Solid Waste Section in accordance with 15A NCAC 13B .0201(b).

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13. The following requirements shall be met prior to waste disposal for any new cell or subcell of this facility:
- a. Site preparation shall be in accordance with the approved plans, and the conditions specified herein.
 - b. Site inspection shall be made by a representative of the Solid Waste Section.
 - c. Prior to waste disposal for any cell, a pre-operative meeting shall be held on-site with key landfill personnel and representatives of the Solid Waste Section, at the option of the Section.

**PART II:
MUNICIPAL LANDFILL UNIT SPECIFIC CONDITIONS**

PRE-OPERATIONAL CONDITIONS

1. Ground water monitoring wells and surface water sampling locations shall be sampled for the Appendix I constituent list prior to issuing the Permit to Operate.

CONSTRUCTION CONDITIONS

2. The owner's geologist shall be in the field to supervise all well installations. Any modifications to the approved water quality monitoring plan require approval by the Section Hydrogeologist. Documentation of all changes to the approved plan shall be submitted with the well construction records.
3. For each monitoring well constructed, a well construction record, well schematic, boring log and a description of well development activities shall be submitted to the Section within 30 days upon well completion.

**PART III:
CONSTRUCTION AND DEMOLITION DEBRIS UNIT SPECIFIC CONDITIONS
(NOT APPLICABLE)**

**PART IV:
LAND CLEARING AND INERT DEBRIS UNIT SPECIFIC CONDITIONS
(NOT APPLICABLE)**

**PART V:
YARD WASTE UNIT SPECIFIC CONDITIONS
(NOT APPLICABLE)**

**PART VI:
MISCELLANEOUS TREATMENT AND PROCESSING UNIT SPECIFIC CONDITIONS (Specify
Unit Type) (NOT APPLICABLE)**

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CERTIFIED COPY OF SOLID WASTE PERMIT

I do hereby certify that the attached PERMIT is an exact and true copy of Permit Number 08-03.



Donald J. Barber, Supervisor
Permitting Branch
Solid Waste Section
Division of Waste Management

North Carolina

Wake County

I, Betty Jo Stanfield, Notary Public for Wake County, North Carolina, do hereby certify that Donald J. Barber, of the Solid Waste Section, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal,

this the 21 day of June, 2005

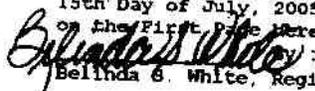


NOTARY PUBLIC

My commission expires December 29, 2009

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

State of North Carolina, Bertie County
The Foregoing Certificate(s) of
BETTY JO. STANFIELD /NP
is (are) Certified to be Correct.
This Instrument was filed for Registration on this
15th Day of July, 2005 in the Book and Page shown
on the First Page Hereof.


Belinda S. White, Register of Deeds