



North Carolina Department of Environment and Natural Resources

Dexter Matthews, Director
Michael Scott, Section Chief

Division of Waste Management
Solid Waste Section

Pat McCrory, Governor
John Skvarla, Secretary

September 30, 2013

NOTICE OF CONTINUING VIOLATION

CERTIFIED MAIL
RETURN RECEIPT REQUESTED
7010 1870 0003 4774 8614

Eastern Composting LLC
8487 Battleboro-Leggett Rd
Battleboro, North Carolina 27809

RE: Eastern Composting LLC
33-03
Edgecombe

Dear Mr. Smith:

On June 19, 2013, you received a Notice of Violation indicating that you and your firm were in violation of 15A North Carolina Administrative Code 13B .1406 (4) *Any person who maintains or operates a solid waste compost facility shall maintain and operate the site to conform with the following practices: (4) Leachate shall be contained on site treated to meet the standards of the off-site disposal method.*

Follow-up inspections of the Eastern Composting on July 25, 2013, August 25, 2013, August 6, 2013, August 20, 2013, indicated that the violation outlined in the Notice have still not been corrected.

Because the violations were not corrected on or before the deadline for compliance, which was July 15, 2013, this matter is being referred to the Section Chief of the Division of Waste Management's Solid Waste Section, for enforcement. I urge you to correct these violations immediately. Pursuant to N.C.G.S. 130A-22(a) and 15A NCAC 13B .0701-.0707, an administrative penalty of up to \$15,000.00 per day may be assessed for each violation of the Solid Waste Laws, Regulations, Conditions of a Permit, or an Order issued under Article 9 of Chapter 130A of the N.C. General Statutes. It should be noted that each day of noncompliance constitutes a separate violation. A penalty may be assessed from the date of the violation until the date the violation is corrected. Please be advised that if compliance is not immediately undertaken, other appropriate action may be requested.

Notice of Continuing Violation
Jason Smith
September 30, 2013
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Please do not hesitate to contact me regarding any questions you might have about this matter.

Sincerely,



Environmental Senior Specialist

Enclosure: Notice of Violation

cc: Michael Scott, Section Chief
Tony Gallagher, Composting and Land Applications Branch Head
Dennis Shackelford, Eastern District Supervisor
Jessica Montie, Compliance Officer