



North Carolina Department of Environment and Natural Resources  
Division of Waste Management

Pat McCrory  
Governor

Dexter R. Matthews  
Director

John E. Skvarla, III  
Secretary

July 18, 2013

CERTIFIED MAIL Certification number 7010 1060 0001 5994 8364

RETURN RECEIPT REQUESTED

Martin County C&DLF  
1445 Landfill Rd.  
Williamston, North Carolina 27892

SUBJECT: **Notice of Violation**  
Compliance Inspection Report  
Martin County C&DLF  
59-01  
Martin

Dear Robinson:

On July 16, 2013, Ben Barnes, representing the State of North Carolina, Division of Waste Management Solid Waste Section, inspected the above referenced facility for compliance with North Carolina solid waste statues and rules. Maurice Robinson was present and represented the Martin County C&D Landfill during this inspection. The following violations were noted:

**A. 15A NCAC 13B . 0542 OPERATION PLAN AND REQUIREMENTS FOR C&DLF FACILITIES:**

(f) Cover material requirements. (1) Except as provided in Subparagraph (3) of this Paragraph, the owners and operators of all C&DLF units must cover the solid waste with six inches of earthen material when the waste disposal area exceeds one-half acre and at least once weekly. Cover must be placed at more frequent intervals if necessary to control disease vectors, fires, odors, blowing litter, and scavenging. A notation of the date and time of the cover placement must be recorded in the operating record as specified in Paragraph (n) of this Rule.

**B. 15A NCAC 13B .0542 OPERATION PLAN AND REQUIREMENTS FOR C&DLF FACILITIES: (g)**

Spreading and compacting requirements. (1) C&DLF units must restrict solid waste into the smallest area feasible.

**C. 15A NCAC 13B .0542 OPERATION PLAN AND REQUIREMENTS FOR C&DLF FACILITIES: (l)**

Drainage control and water protection requirements. (4) Leachate must be contained on-site or treated prior to discharge. An NPDES permit may be required prior to the discharge of leachate to surface waters.

**D. 15A NCAC 13B .0544 MONITORING PLANS AND REQUIREMENTS FOR C&DLF FACILITIES: (d)**

Gas control plan. (B) concentration of methane gas or other explosive gases does not exceed the lower explosive limit for methane or other explosive gases at the facility property boundary

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## COMPLIANCE SCHEDULE

Based upon the foregoing, the Martin County C&D Landfill shall come into compliance by **30 days from the receipt of this NOV** with all requirements of the application regulations in 15A NCAC 13B by completing the following: Cover the exposed waste on the C&D landfill leaving a small area as the working face, immediately take whatever actions are necessary to repair and plug the leachate breakouts and perform the required testing listed the inspection form, and immediately initiate a program of quarterly methane monitoring.

The Martin County C&D Landfill shall provide a written certification with supporting documentation on company letterhead confirming the noted compliance schedule has been completed. Include in this certification any actions taken to prevent these deficiencies from occurring in the future. Mail this certification to Ben Barnes P.O. Box 1568, Elm City, North Carolina 27822 by the noted compliance date.

Failure to comply with this schedule may subject the facility and/or all responsible parties 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. 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.

If you have any questions please contact me at Ben Barnes or e-mail [ben.barnes@ncdenr.gov](mailto:ben.barnes@ncdenr.gov) .

Sincerely,



Ben Barnes  
Environmental Senior Specialist  
Solid Waste Section

copies: Dennis Shackelford, Eastern District Supervisor  
Jessica Montie, Compliance Officer  
David Bone, Martin County Manager, P.O. Box 668, Williamston, NC 27892