



**FACILITY COMPLIANCE INSPECTION REPORT**  
**Division of Waste Management**  
**Solid Waste Section**

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

**Date of Site Inspection:** December 12, 2013

**Date of Last Inspection:** September 19, 2013

**FACILITY NAME AND ADDRESS:**

Jeffrey A. Newbern, owner  
 Green Acres Land Development and Ready Mix  
 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: [galanddev@embarqmail.com](mailto:galanddev@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  
 Ken Elliott, Elliott Consulting email: [ken@kenobx.com](mailto:ken@kenobx.com)

**STATUS OF PERMIT:**

Notified Land Clearing and Inert Debris Landfill no permit required.

**PURPOSE OF SITE VISIT:**

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

**STATUS OF PAST NOTED VIOLATIONS:**

NONE

**OBSERVED VIOLATIONS:**

NONE

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.

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1. This tract of land includes a Yard Waste Notification and a Notified Land Clearing and Inert Debris Landfill. The areas for each of the operations are identified in the map located at the end of this inspection report.
2. 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 Notification 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. A new LCID Notification was recorded in the name of Green Acres Land Development in Book 1253 Page 245-247 of the Currituck Co. Register of Deeds.
3. **There is a windrow of uncovered trunks limbs stumps and branches approximately 800 feet long on the southwestern side of the area designated for an LCID landfill. Only waste material that is going to be consolidated and covered can be stored in the LCID area. Waste that is to be burned must be placed and stored in the area designated as the YW Facility. New waste material was observed loosely piles and scattered in the LCID notified area without any particular management. New material transported to the LCID facility must be consolidate with the existing pile to facilitate cover. 15A NCAC 13B .0566 (7) states "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".**
4. **The concrete in the old mine must be dealt with according to Division Requirements.**
5. **Demolition waste has been dumped on the site in two areas. This site is not permitted to accept construction and demolition waste. This demolition waste must be removed and transported to a facility permitted to accept this type of waste.**
6. **A NOV was issued to this facility on March 15, 2012 and after seven follow up inspections found to be in compliance on September 19, 2013. During this inspection several new deficiencies were observed and the site appears to be reverting back to its former condition re some management practices. A timetable must be provided to the Division by January 16th, 2014 that is acceptable to complete the following actions:**
  - ✓ **Consolidate all of the uncovered LCID waste in the notified area and cover as required.**
  - ✓ **Removed the nonconforming waste material and transport to a facility permitted to receive this type of waste.**
  - ✓ **Manage the concrete in the old mine area per Division guidelines.**

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



Phone: 252 236 4453 email: [ben.barnes@ncdenr.gov](mailto:ben.barnes@ncdenr.gov)

Ben Barnes  
Environmental Senior Specialist  
**Regional Representative**

Sent on: by January 13, 2014	X	Email		Hand delivery		US Mail		Certified No.
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- Copies:
- Dennis Shackelford, Eastern District Supervisor
  - Jessica Montie, Compliance Officer
  - Ken Elliott, Elliott Consulting
  - Pat McCain, Land Quality Section
  - Amy Adams, Division of Water Quality
  - Brenda McQueen, Currituck County Public Director

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The concrete in the old mine area had not been covered as was listed in a previous inspection.



Another view of uncovered concrete in the old mine.



Vegetative debris dumped in the designated LCID area, this material must be consolidated and covered monthly as required in 15A NCAC 13B .0566

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Another view of unconsolidated vegetative debris inside the designated LCID area



More unconsolidated waste in the LCID area



C&D dumped in the back of the property, this material must be removed and transported to a facility permitted to receive this type of waste.

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More demolition debris dumped in the LCID designated area



The curtain burner is not operational at the time of this inspection.

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Designated area for LCID and YW area

