

PERSON COUNTY BOARD OF COMMISSIONERS
MEMBERS PRESENT

November 27, 2007
OTHERS PRESENT

Johnny Myrl Lunsford, Chairman
Jimmy B. Clayton, Vice-Chairman
Kyle W. Puryear
Larry H. Bowes
Larry E. Yarborough, Jr.

Steve Carpenter, County Manager
Ronald Aycock, County Attorney
Faye T. Fuller, Clerk to the Board
Brenda Reaves, Deputy Clerk to the Board

The Board of Commissioners for the County of Person, North Carolina, met in recessed session on Tuesday, November 27, 2007 at 7:00 p.m. in the Auditorium of the Person County Office Building.

The purpose of the meeting was for a Public Hearing to consider a request from Republic Services of North Carolina, LLC for a Special Use Permit and Vested Rights Application Plan for Expansion of the Upper Piedmont Environmental Landfill. Also a request to Consider Alternative Sites and Socioeconomic Demographic Data for a Proposed Expansion of the Upper Piedmont Environmental Solid Waste Landfill.

Chairman Lunsford called the meeting to order. Commissioner Clayton led in prayer and Commissioner Bowes led in the Pledge of Allegiance.

County Attorney Aycock gave an opening statement and reviewed the Procedures.

Proponents:

Steven Weber (7:35) represents Republic Services of NC LLC – Mary Crosby, and Clair
–
3 reasons –

Drew Isenhour – President of North Carolina operations (7:43)
Benefits:

Commissioner Clayton (7:56) how long before need cell 11?
Isenhour – deferred to Hodges

John Runkle:attorney for PC PRIDE – 7:58
Tons per day
Isenhour –

Runkle: asked that Pur (8:01) recuse himself.
Asked that Chair recuse himself and not participate.

Weber: 8:04 no recusing required

Aycock: 8:04 – decision to recuse is with board members – not one opposed on them.

Runkle: 8:06

Weber: 8:07 statements were heresay

Aycock: 8:08

No board response.

Puryear: 8:09 = when did begin complaint log?

Isenhour – 4 years ago. Previous no complaints.

Bill Hodges, 8:10 – Hodges, Harbin, Newberry & Tribble – Macon, GA

Clayton: 8:26

Depth of monitoring wells

Hodges: each well on hydrogeo eval.

Clayton: any wells in bedrock or well water

Hodges: concern with upper aquafor

Yarborough: who tests water and where

Hodges: Gen. Lab. – in SC

Bowes: any leaks of the liner system?

Hodges: none that were detected-a leak is unacceptable

Clayton: using methane or not enough to use

Hodges: have some landfill gas- next year will be required to permit and withdraw methan gas – UP has intalled a partial system – gas will be collected and used- now there is not enough -

Yarborough (8:35:53) how much air space used?

Hodges: approximately ½ capacity which is permitted

No cells closed – cell4b –waste is being placed today

Closure will start in next few years.

Runkle: 8:37:38

Will you prepare application

Hodges: new statutes-there will be some changes

State process has a number of PH's

Runkle: don't know the tonnage

Hodges: 1700 tons over life of contract, BOC will enter into a resolutuiona nd franchise agreement – will state service area, capacity, phasing of site.

Runkle: # of trucks ?

of tons per truck?

Hodges: some are private citizens – front loader truck may have 8-10 tons, transfer 22 tons. Type of waste, data is available. Future waste depends on size of trucks.

Runkle: don't know how big landfill will be, trucks coming in. Who will have info>

Hodges: Mr. Davenport

Bob Mashburn: 8:43:21- Real Estate – Carteret County – evaluate to see if comply with zoning ord.

Familiarization phase & field study phase
Properties in neighborhood –
General area- rural – single family
Proposed expansion – will not injure value of properties

Clayton: property around landfill – bought by Republic?

Market value

Mashburn: yes – more than market value

Runkle:

Dave Parsych- Acoustic Engineer –8:52 -

Sound levels will be in harmony

John Davenport: 8:57:03 – Davenport Engineering – traffic engineering

Traffic study - no significant impact on area – addl 64 tractor/trailer - load 128 loads/day - will not affect health / safety - in harmony and conformity –

Clayton: 9:02 traffic time: tue-thur

Davenport – NCDOT standards look at tue-thur

Leigh Woodall – (9:03)why renegotiating contract is right decision for PC

Go forward

Runkle: 9:07 –financial investment with Rep

Woodall: no

Runkle: discussed with county off.

Woodall: yes

Runkle: extending contract connected with SUP?

Woodall – renegot is having a future for UP to be solidified.

Yarborough: statement re: Warren County?

Woodall: limitation on volume- if a landfill is operating at close to capacity

James E. Stovall: 9:10

Vital to economic development –

Supports positive vote

Runkle: 9:15 - talked to BOC, others?

Stovall: yes

Runkle: ec benefit –

9:17 concludes testimony from proponents.

Break until 9:30

John Runkle: 9:32:43

Ashley Thomas (9:33:43)

Marjorie Palmer (9:35:59)

Bill Barber (9:37:38) value of property around landfill –

Weber: 9:39 appraiser?

Barber: not appraiser, live near landfill – about 5 mi.

Becky Elliott: 9:39:40

Robbie Roberson ((9:42:20) – Global Safety – not in harmony –

Frances Blalock (9:44:43) speaking to health and safety

Weber: here for proponent test? Hear Hodges testify that issues have been resolved.

Runkle: do you have copies of reports? Yes

Flora Peed: 9:48:16 – endangerment of health, say no to SUP -

Runkle: put pictures, letters into record.

Kay Reynolds: 9:51:56

Petition 3100 signatures –

Billy Reynolds – 9:54:16 -

Bill Anderson 9:56:39 -

Marjorie Oakley – 9:59:46 –traffic, air pollution,

Betty Blalock 10:01:23 –

Clayton:What chemical?

Blalock – Thalium

Weber: understand that thalium did not exceed state levels? State never found

Blalock – confirmed this week

Weber: ground well 10:02- downgrade never dry

Blalock – they are downgrade

Weber: understand that republic did 3 (graves)

Blalock – 10:07

Runkle: address:

Blalock – know where springs were.

Yarborough: # of monitoring wells?

B: 3 of how many they have

Tammy O'Briant – 10:11:10 –

Yarborough: how much do you blame on smokestacks?

Runkle: how much can you leave ?

Patrick Riley 10:17:09 – dangerous chemicals

Sam Winstead: 10:18:26 –

Sen. Ellie Kinnaird: 10:21:22 –

Yarborough: concerned that if not control our landfill-state will come in

Kinnaird: state owns no landfills

Clayton: does Orange Co.

Puryear: vote for landfill

Kinnaird: voted for new legislation

Clayton: when will Or. Co. landfill close?

Kinn: soon, looking for alternative sites.

Rep. Wilkins: 10:27:14

Recycling – more aggressive effort

Doug Robinson: 10:30:25 –

Completed list of speakers at 10:34 – 7 more speakers to go.

Marji Stehle: 10:35 –

Runkle: reasonable to talk to BOC –worth putting in record

Aycock:

Gene Berryhill: 10:39:13 –

Joe DiBona -10:42:48 -

Raymond Becketl(?) - 10:46

David Newell: 10:49:09 – encourage recycling

David Adcock 10:51:29 –

Jay Jennings: 10:53:22

Speakers finished at: 10:57:43 p.m.

Attorney Closing Statements:

Steve Weber: 10:58:16

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4 requirements: health & safety, Public Necessity, In general conformity with plan,
Handed out proposed findings of fact: requested BOC consider items -

John Runkle: 11:09:55 – does SUP meet four standards?

Can't assess whether it will meet all requirements, how large it will be.
Not a public necessity for a private company.

Steve Weber: 11:20:13 – clear on one point – Republic asked

11:21:10 – Public Hearing completed

***Out of PH P/C/carried 11:21:49

**MOTION:

P: request one week to deliberate – Monday night at 7:00 Y-seconded

Aycock: should you elect to pass motion, you should not be in contact with propon or opp and urge everyone to honor legal matter.

ACTION: 5/0

ADJOURNMENT: 11:23:52 p/y