

State of Tennessee DEPARTMENT OF ENVIRONMENT AND CONSERVATION KNOXVILLE ENVIRONMENTAL FIELD OFFICE 3711 MIDDLEBROOK PIKE KNOXVILLE, TENNESSEE 37921-6538

September 12, 2017

John Anderson, Operator Yarnell Road Landfill Waste Corporation of America 1550 Lamons Quarry Road Knoxville, Tennessee 37932 CERTIFIED MAIL
7016 0910 0002 1344 1209
RETURN RECEIPT REQUESTED

RE:

NOTICE OF VIOLATION- Operation does not correspond with engineering plans

Base Grade F-2 Southern Corner Undercut Permitted Grades Yarnell Road Class III Landfill – DML 470000069

Dear Mr. Anderson:

The Tennessee Department of Environment and Conservation's Division of Solid Waste Management (Division) is writing to confirm the observations of September 6, 2017. The violations of the regulations established under the Tennessee Solid Waste Disposal Act are detailed in the attached copy of the Solis Waste Facility Inspection Report for your facility.

By not following the approved permitted engineering plans, the Yarnell Road Class III Landfill has violated the TCA 68-211-104(3) and Rule 0400-11-01-.02(5)(a)1. Furthermore by not submitting or gaining approval from the Division for any modifications to change the permitted grades the facility has violated TCA 68-211-105(b).

TCA 68-211-104(3) states:

It is unlawful to:

Construct, alter, or operate a solid waste disposal facility in violations of the rules, regulations or orders of the commissioner.

Rule 0400-11-01-.02(5)(a)1 states:

- (5) Terms of the Permit
 - (a) Conditions Applicable to all Permits The following conditions apply to all permits, and shall be incorporated into the permits either expressly or by reference. If incorporated by reference, a specific citation to this subparagraph must be included in the permit.
 - Duty to Comply The permittee must comply with all conditions of this permit, unless otherwise authorized by the Department in writing. Any permit noncompliance constitutes a violation of the Act and is grounds for termination, revocation and/or reissuance, or modification of the permit and/or the assessment of civil penalties by the Commissioner.

Mr. Anderson September 12, 2017 Page 2 of 2

TCA 68-211-105(b) states in part:

No new construction shall be initiated nor shall any change be made in any solid waste processing facility or disposal facility or site until the plans for such new construction or change have been submitted to and approved by the department.

A Compliance Review Meeting is scheduled for September 20, 2017 at 1:00 P.M. The meeting will be held at the Knoxville Environmental Field Office located at 3711 Middlebrook Pike, Knoxville, TN. The purpose of this meeting is to provide you the opportunity to discuss the violations and the steps you have already taken or intend to take to bring the site into compliance. Feel free to contact Paula Plont by email at Paula.Plont@tn.gov or by phone at (865) 594-5474 to discuss the meeting details.

Sincerely.

Paula Plont

Environmental Consultant

Knoxville Field Office

Revendra Awasthi

Environmental Field Office Manager

Knoxville Field Office

cc:

DSWM NCO via electronic mail

SOLID WASTE FACILITY INSPECTION

NAME OF FACILITY
Yarnell Road Landfill

I.D.NUMBER DML 47-0069

ADDRESS AND LOCATION

1550 Lamons Quarry Road, Knoxville, Tennessee

OWNER / OPERATOR / PRINCIPAL CONTACT

Owner: Waste Corporation of America
Manager & Primary Contact: John Anderson

MAILING ADDRESS

P.O. Box 31165 Knoxville, TN 37920

TELEPHONE

865-470-2673

DATE / TIME OF INSPECTION

September 6, 2017, 1:15 p.m. – 2:45 p.m.

REPORT PREPARED BY

Paula Plont
Division of Solid Waste Management
Department of Environment and Conservation
3711 Middlebrook Pike
Knoxville, Tennessee 37921
Phone: (865) 594-5474

NAME(S) OF PARTICIPANTS / TITLES / AFFILIATIONS

Paula Plont, Environmental Protection Specialist, Division of Solid Waste Revendra Awasthi, Manager, Division of Solid Waste John Anderson, Yarnell Road Landfill Andy Schrantz, Volunteer Waste

PURPOSE OF VIOLATION

The purpose of this visit to the Class III Landfill was in response to concerns identified in the previous inspection conducted on August 25, 2017 relative to the base grade slope from the floor up to the footprint boundary in the southern corner of F-2. This inspection was performed to make additional observations in that area and determine if the facility was operating in compliance with the <u>Rules Governing Solid Waste Processing and Disposal Facilities in Tennessee</u> (Rule Chapter 0400-11-1).

FACILITY DESCRIPTION

The Class III Landfill is located on the east side of Yarnell Road in west Knox County. The landfill is currently placing waste in the last remaining section of Phase F-2 in the southern corner. The demolition landfill permit allows for 25 acres of waste fill within 58 site acres owned by Waste Corporation of America. The last permit for this landfill was issued in January 2006, when 4 additional acres, identified

as Phase F-4, was added to the plans. The Division recently approved a minor permit modification to raise the floor of the base grade in the area of concern on May 26, 2017.

Violation

The following violations of the <u>Tennessee Solid Waste Disposal Act</u> and Rule Chapter 0400-11-1, Solid Waste Processing and Disposal, were verified:

- 1. TCA 68-211-104(3) states that it is unlawful to construct, alter, or operate a solid waste disposal facility in violation of rules, regulations or orders of the commissioner.
- 2. TCA 68-211-105(b) states that no new construction shall be initiated nor shall any change be made in any disposal facility until the plans for such new construction or change have been submitted to and approved by the Department.
- 3. Rule 0300-11-01-.02(5)(a)1. 8570(V2) Duty to Comply
 The permittee must comply with all conditions of this permit, unless otherwise authorized by the Department in writing. Any permit noncompliance constitutes a violation of the Act and is grounds for termination, revocation and/or reissuance, or modification of the permit and/or the assessment of civil penalties by the Commissioner.

The base grade slopes specifically in the southern corner (at $\sim 9 + 00$ E thru $\sim 3+00$ N) was observed on August 25, 2016 and again on September 6, 2017 and undercut those established in the permit. Cell excavation at or close to footprint boundary were observed to be vertically straight (H0:V1). Waste has been placed in the area effectively outside the permit boundary. Inside base grade slopes are depicted on the 2006 Plans to be H2:V1 and in similarly in three cross sectional views (2+00 N, 4+00 N, & 8+00 E) presented in the most recent 5/26/17 modification. No altered slope for this area was approved in writing, which violates the TCA, Solid Waste Rules, and the permit.

RECOMMENDATIONS / REMARKS

The Division directs the submittal of plan to build back and certify the geologic buffer in accordance with the site's permit. Any surveys performed must be no less than 1 inch equals 100 feet and field staked. The plan should detail how the geologic buffer will be built and a schedule for this to be accomplished.

Paula Plont

September 12, 2017

September 6, 2017, Solid Waste Disposal Facility Evaluation August 25, 2017, Solid Waste Disposal Facility Evaluation

Cc: Nashville-DSWM



STATE OF TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION DIVISION OF SOLID WASTE MANAGEMENT WILLIAM R. SNODGRASS TENNESSEE TOWER 312 ROSA L. PARKS AVENUE, 14TH FLOOR

DATE TIME TIME 9-6-17 2 45 pm WEATHER

SOLID WASTE DISPOSAL FACILITY EVALUATION REGISTRATION NUMBER PARCILITY PURPOSE	********	NAS	HVILLE, TN 37243	WEATHER PAGE 1
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	25.		8280 NO PERMANENT BENCHMARK	62317

NVO AOC V1 V2 CODE *NVO - NO VIOLATION OBSERVED	COMMENTS				
26. 8290 INADEQUATE RANDOM INSPECTION PROGRAM					
27. 8300 MISHANDLING OF SPECIAL WASTE					
28. 8310 BUFFER ZONE STANDARD VIOLATED					
29. 8320 INADEQUATE MAINTENANCE OF LEACHATE MANAGEMENT SYSTEM (MEASURE AND RECORD LEACHATE LEVELS)	, , , , , , , , , , , , , , , , , , ,				
30. 8330 LEACHATE IMPROPERLY MANAGED					
31. 8340 INADEQUATE LEACHATE COLLECTION SYSTEM					
32. 8350 LEACHATE OBSERVED AT THE SITE	BASE grade Slope up to				
33. 8360 LEACHATE ENTERING RUNOFF .	Slope Up To				
34. 8370 LEACHATE ENTERING A WATER COURSE	To took				
35. 8380 INADEQUATE GAS MIGRATION CONTROL SYSTEM	TOOL PINCT				
36. 8390 INADEQUATE MAINTENANCE OF GAS MIGRATION CONTROL SYSTEM	boundary is				
37. 8420 POTENTIAL FOR EXPLOSIONS OR UNCONTROLLED FIRES	Vertical insection				
38. 8430 WASTE NOT CONFINED TO A MANAGEABLE AREA	which does				
39. 8440 IMPROPER SPREADING OF WASTE	not agree with				
40. 8450 IMPROPER COMPACTING OF WASTE	Desmit grades for				
41. 8460 UNSATISFACTORY INITIAL COVER	this slave as				
42. 8470 UNSATISFACTORY INTERMEDIATE COVER	2001) led 1/2 2/20				
43. 8480 UNSATISFACTORY FINAL COVER	appined May 26,20				
44. 8490 EXCESSIVE POOLING OF WATER	NOV Letter to be				
45. 8510 UNSATISFACTORY STABILIZATION OF COVER	issued. Any				
46. 8520 DUMPING OF WASTE INTO WATER	survey to be				
47. 8530 UNSATISFACTORY RECORDS OR REPORTS	performed should				
48. ROUNDWATER MONITORING SYSTEM IMPROPERLY MAINTAINED	performed should be 1 = 100ft +.				
49. 8570 OPERATION DOES NOT CORRESPOND WITH ENGINEERING PLANS (MEASURE AND RECORD THE INTERIOR AND EXTERIOR SLOPE OF THE LANDFILL)	Show Cross sections 8E, GE, 2N+YN + represent actual				
50. 8580 OPERATION DOES NOT CORRESPOND WITH PERMIT CONDITION(S)	Limits with Plan (5/24)				
51. 8590 PERMIT, PLANS, OPERATION MANUAL NOT AVAILABLE					
52. NO OPERATING SCALES AND/OR FAILURE TO MAINTAIN WASTE RECORDS	*				
SIGNATURE OF PERSON INTERVIEWED SIGNATURE OF INSPECTOR DATE					



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF SOLID WASTE MANAGEMENT
WILLIAM R. SNODGRASS TENNESSEE TOWER
312 ROSA L. PARKS AVENUE, 14TH FLOOR
NASHVILLE, TN 37243

WEATHER

STORY OF THE STORY OF

SOLID WASTE DISPOSAL FACILITY EVALUATION REGISTRATION NUMBER FACILITY **PURPOSE** SITE NAME CLASS COMPLETE CLASS II COMPLAINT LAMONS QUARTY RO OWNER / OPERATOR CLASS III FOLLOW UP To her Anderson CLASS IV OTHER NVO AOC V1 *NVO - NO VIOLATION OBSERVED COMMENTS Zrills on F-1 8010 INADEQUATE VECTOR CONTROL 8020 ACCESS NOT LIMITED TO OPERATING HOURS 8030 INADEQUATE ARTIFICIAL OR NATURAL BARRIER 8040 INADEQUATE INFORMATION SIGNS 8050 UNSATISFACTORY ACCESS ROAD(S) / PARKING AREA(S) 8060 CERTIFIED PERSONNEL NOT PRESENT DURING **OPERATING HOURS** 8070 UNAPPROVED SALVAGING OF WASTE 8080 EVIDENCE OF OPEN BURNING 8090 INADEOUATE FIRE PROTECTION 10. X 8110 UNSATISFACTORY LITTER CONTROL 8120 INADEQUATE EMPLOYEE FACILITIES 8130 NO COMMUNICATION DEVICES 8140 INADEQUATE OPERATING EQUIPMENT 8150 UNAVAILABILITY OF BACKUP EQUIPMENT Long Pond Front F-3 has significent seding DUTLET STRUCTURE 8160 UNAVAILABILITY OF COVER MATERIAL 8170 INADEQUATE MAINTENANCE OF RUNON / RUNOFF SYSTEM(S) 8180 INADEQUATE EROSION CONTROL 8190 INADEQUATE DUST CONTROL Clogged Just reads Cleaning. Clean Psnd on F-1 19. 8210 UNAUTHORIZED WASTE ACCEPTED 8220 UNAPPROVED SPECIAL WASTE ACCEPTED 20. 21. **8230 TIRES IMPROPERLY HANDLED** 8240 MEDICAL WASTE IMPROPERLY HANDLED 22. 23. 8250 DEAD ANIMALS IMPROPERLY HANDLED 24. X 8270 WASHOUT OF SOLID WASTE

25.

8280 NO PERMANENT BENCHMARK

NVO AOC V1 V2 CODE *NVO - NO VIOLATION OBSERVED	COMMENTS
26, 26 8290 INADEQUATE RANDOM INSPECTION PROGRAM	Slopes F-4T F-2 ostide lost
27. X 8300 MISHANDLING OF SPECIAL WASTE	To the do lost
28. 8310 BUFFER ZONE STANDARD VIOLATED	+3:1V + Smoot
29. X 8320 INADEQUATE MAINTENANCE OF LEACHATE MANAGEMENT SYSTEM (MEASURE AND RECORD LEACHATE LEVELS)	hicely-mulch berm + Topsoil
30. 8330 LEACHATE IMPROPERLY MANAGED	Lacon + Top Soil
31. X 8340 INADEQUATE LEACHATE COLLECTION SYSTEM	Derni Stased
32. 8350 LEACHATE OBSERVED AT THE SITE	Piles 5 th of
33. X 8360 LEACHATE ENTERING RUNOFF.	piles stased reads for Fall
34. X 8370 LEACHATE ENTERING A WATER COURSE	5260.11
35. 8380 INADEQUATE GAS MIGRATION CONTROL SYSTEM	1 0219 5000
36. 8390 INADEQUATE MAINTENANCE OF GAS MIGRATION CONTROL SYSTEM	s Low Litter
37. 8420 POTENTIAL FOR EXPLOSIONS OR UNCONTROLLED FIRE	s YZozos
38. V 8430 WASTE NOT CONFINED TO A MANAGEABLE AREA	anall creek wa
39. 8440 IMPROPER SPREADING OF WASTE	Small Ciel & to
38. 4 8430 WASTE NOT CONFINED TO A MANAGEABLE AREA 39. 8440 IMPROPER SPREADING OF WASTE 40. 8450 IMPROPER COMPACTING OF WASTE 41. 8460 UNSATISFACTORY INITIAL COVER	Small Ciels of
41. 8460 UNSATISFACTORY INITIAL COVER	
42. 8470 UNSATISFACTORY INTERMEDIATE COVER	
43. 8480 UNSATISFACTORY FINAL COVER	÷
44. 8490 EXCESSIVE POOLING OF WATER	
45. 8510 UNSATISFACTORY STABILIZATION OF COVER	of bas
46. 8520 DUMPING OF WASTE INTO WATER	Back corner of base
47. X 8530 UNSATISFACTORY RECORDS OR REPORTS	
48. GROUNDWATER MONITORING SYSTEM IMPROPERLY MAINTAINED	F-Z has been pormiced to strain excavated to strain
49. 8570 OPERATION DOES NOT CORRESPOND WITH ENGINEERING PLANS (MEASURE AND RECORD THE INTERIOR AND EXTERIOR SLOPE OF THE LANDFILL)	1 H: 1V - 1111
50. 8580 OPERATION DOES NOT CORRESPOND WITH PERMIT CONDITION(S)	Do not Excavate after bex grades Approved.
51. X 8590 PERMIT, PLANS, OPERATION MANUAL NOT AVAILABLE	Approved.
52. X 8610 NO OPERATING SCALES AND/OR FAILURE TO MAINTAIN WASTE RECORDS	Call inspector
SIGNATURE OF PERSON INTERVIEWED SIGNATURE OF INSPECTOR	Love of Plans + discuss 8-25-17

PAGE 2 OF 2

RDA 2202 and 2499

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