

STATE OF MISSISSIPPI SOLID WASTE MANAGEMENT PERMIT

TO OPERATE A SOLID WASTE MANAGEMENT FACILITY IN
ACCORDANCE WITH THE REGULATIONS GOVERNING
SOLID WASTE MANAGEMENT

THIS CERTIFIES THAT
CAPPAERT MANUFACTURED HOUSING, INC.

has been granted permission to operate a solid waste management facility

located at
Section 6, Township 14 North, Range 3 East

under the name of
Cappaert Landfill

This permit is issued in accordance with the provisions of the Mississippi Code Annotated, and the regulations and guidelines adopted and promulgated thereunder

MISSISSIPPI ENVIRONMENTAL QUALITY PERMIT BOARD



AUTHORIZED SIGNATURE

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

Issued: September 18, 2013
Expires: August 31, 2023

Permit No. SW0750040446

CONDITIONS

A. EFFECT OF PERMIT

The permittee shall operate the solid waste management facility in accordance with the Mississippi Nonhazardous Waste Management Regulations (state regulations), applicable federal regulations, and conditions of this permit.

B. PERMIT ACTIONS

This permit may be modified, revoked and reissued, or terminated for noncompliance with the terms and conditions of the permit. The filing of a request for a permit modification, revocation and reissuance, or termination or the notification of planned changes or anticipated noncompliance on the part of the permittee does not stay the applicability or enforceability of any permit condition.

C. SEVERABILITY

The provisions of the permit are severable, and if any provision of this permit or the application of any provision of this permit to any circumstance, is held invalid, the application of such provision to other circumstances, and the remainder of this permit shall not be affected thereby.

D. DUTIES AND REQUIREMENTS

1. **Duty to Comply.** The permittee shall comply with all conditions of this permit. Any permit noncompliance constitutes a violation of the solid waste law and regulations promulgated thereunder and is grounds for enforcement action, permit termination, revocation and reissuance, modification, or for denial of a permit renewal application.
2. **Duty to Reapply.** If the permittee wishes to continue an activity allowed by this permit after the expiration date of this permit, the permittee must submit a complete application for a new permit at least 180 days before this permit expires.
3. **Duty to Mitigate.** The permittee shall take all reasonable steps to minimize, prevent, or correct any adverse impact on human health or the environment resulting from noncompliance with this permit.
4. **Proper Operation and Maintenance.** The permittee shall at all times properly operate and maintain all equipment and systems which are installed or used by the permittee to achieve compliance with the conditions of this permit and application as submitted and approved by the

Department of Environmental Quality (Department).

5. Duty to Provide Information. The permittee shall furnish to the Department, within a reasonable time, any relevant information which the Department may request to determine whether cause exists for modifying, revoking and reissuing, terminating, or determining compliance with this permit.
6. Inspection and Entry. The permittee shall allow an authorized representative of the Department upon the presentation of credentials and other documents as may be required by law to:
 - (a) Enter on the permittee's premises where a regulated activity is located or conducted, or where records must be kept under the conditions of this permit;
 - (b) Have access to and copy at reasonable times any records that must be kept under the conditions of this permit;
 - (c) Inspect at reasonable times any facilities, equipment, practices, or operations regulated or required under this permit;
 - (d) Sample or monitor at reasonable times for the purposes of assuring permit compliance.
7. Transfer of Permits. This permit is not transferable to any person except after notice to and approval of the Mississippi Environmental Quality Permit Board. The Permit Board may require modification or revocation and reissuance of the permit to change the name of the permittee and incorporate such other requirements as may be necessary.
8. Liner Construction Submittal. If a liner must be constructed at the facility, in whole or part, as specified in the approved application, at least two weeks prior to disposal in the area, a construction quality assurance report shall be submitted to the Department. The report shall contain a certification from an independent professional engineer registered in Mississippi that the construction of the area was performed in accordance with the plans as stated in the approved application. Construction of the liner may be accomplished at one time with one certification, or in stages, with a separate certification, as stated in approved application.
9. Signature Requirements. An application for the re-issuance, modification or transfer of this solid waste management permit and all reports required by this permit or other information requested by the Permit Board shall be signed as follows:

- A. For a corporation: a president, vice-president, secretary, or treasurer of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation;
- B. For a partnership or sole proprietorship: a general partner or the proprietor, respectively;
- C. For a municipality, county, state, federal, or other public agency: either a principal executive officer or ranking elected official;
- D. The signature of a Duly Authorized Representative (DAR) shall be a valid signature under the state regulations, in lieu of the signatures described previously, provided the following conditions are met:
 - i. The DAR is an employee of the entity holding the solid waste management permit.
 - ii. The DAR is identified to the Department by the ranking officer of the corporation, partnership, proprietorship, municipality, county, state, federal or other public agency.
 - iii. The DAR is responsible for the overall management of the solid waste facility.

E. OPERATING REQUIREMENTS

- 1) Disposal at the site shall be limited to Class I rubbish waste produced at the company's manufactured housing facility, as defined in Section VI of the Mississippi Nonhazardous Waste Management Regulations inclusive of the wastes described in the approved plan of operation.
- 2) The permittee shall ensure that all borings have been properly grouted as per the requirements of the Office of Land and Water prior to conducting disposal activity in the affected areas.
- 3) A buffer zone of 200 feet must be maintained between the active disposal area and the adjacent property lines, unless otherwise approved by the Department.
- 4) Disposal area boundaries shall be located and clearly marked by a land surveyor licensed by the State of Mississippi prior to waste acceptance. At a minimum, the corners of the disposal area shall be marked by a three foot high post, unless otherwise approved or directed by the Department. The markers shall be, at a minimum, two inches in diameter (except for metal fence post) and shall be placed in the ground to a sufficient depth to establish permanence.
- 5) Adequate security shall be established at the site to prevent unauthorized access and disposal. An attendant shall be on duty at any time that access to the site is not secured.
- 6) Disposal of liquid wastes, garbage, drink containers, paint cans, oil cans and filters, hazardous wastes, asbestos, rags used for cleaning containing oil, grease, solvents, or any hazardous chemical, containers containing significant amounts of caulk/sealer, or any other non-approved waste material generated by Cappaert shall be prohibited unless otherwise approved by the Department. Waste loads from the Cappaert Manufactured Housing containing significant amounts of unauthorized wastes shall not be transported to the site for disposal. Any incidental amount of unauthorized wastes must be removed prior to the disposal of the balance of the wastes. Any unauthorized wastes shall be properly disposed at an authorized waste facility or placed in a waste receptacle for later disposal at an authorized waste facility.
- 7) A periodic earthen cover consisting of a minimum of six inches of earthen material shall be applied to the wastes at least every two weeks on the days specified in the approved plan of operation unless otherwise approved by the Department.
- 8) Scattered litter and debris shall be collected and returned to the active working area at least once per week, or more often if necessary.

- 9) Open burning of any solid wastes is forbidden. Should an accidental fire occur, the operator shall extinguish the fire and promptly notify the Department.
- 10) Disposal of wastes shall not be allowed in standing water, or in any manner that may result in a washout of waste. Furthermore, the active disposal area shall not be located or constructed in a manner that causes or allows wastes to come in contact with the seasonal high water table.
- 11) The operation of the facility shall be conducted in accordance with all applicable requirements of the U.S. Army Corps of Engineers in regard to wetlands, the U.S. Fish and Wildlife Service, the Mississippi Department of Marine Services, and the Mississippi Department of Archives and History.
- 12) The site shall be developed and contoured to direct runoff from the active disposal area and to prevent ponding of water in and over areas of waste disposal.
- 13) Areas of the landfill that will no longer receive solid waste shall be closed by applying a minimum of two feet of compacted soil material and establishing a suitable vegetative cover followed by proper maintenance of the final cover to minimize any erosion.
- 14) The operator shall notify the Department in writing upon final closure of the site. Compliance with the final closure requirements shall be certified by an independent Professional Engineer registered in the state of Mississippi.
- 15) Disposal activity should be limited to the approved disposal area and confined to as small an area as practical.
- 16) An adequate supply of water under pressure at the facility or an adequate stockpile of earthen material reasonably close to the disposal area shall be provided, or there shall be an organized Fire Department providing service. The Department may approve alternate methods of fire protection or waive this requirement when there is no need for fire protection. Should an accidental fire occur, the owner shall immediately take action to extinguish the fire and shall notify the Department by the close of the Department's next business day.
- 17) The operator of this facility covered by this permit shall at all times properly operate and maintain all equipment and systems used to achieve compliance with the conditions of this permit. It shall be the owner's responsibility to ensure proper training to employees for the proper operation of this site.

- 18) The final gradient shall be minimum of four percent (4%) and a maximum of twenty-five (25%), unless otherwise approved by the Department.
- 19) The permittee shall not exceed a final height of the disposal site greater than twenty-five (25) feet above natural grade, unless otherwise approved by the Department.