

### **15A NCAC 13B .0502 OPEN DUMPS**

Any owner or operator of an open dump, as defined by G.S. 130A-290(20), for disposal of solid waste or any person(s) who owns, leases or otherwise controls land on which such an open dump is or has been operating shall immediately close the site in accordance with the following requirements:

- (1) Implement effective vector control, including baiting for at least two weeks after closing, to prevent vector migration to adjacent properties;
- (2) If the site is deemed suitable by the Division, compact and cover existing solid waste in place with one foot or more of suitable compacted earth. Closing the site by this method is conditioned upon the further requirement that the waste disposal location and development and conveyance restrictions prohibiting the disturbance of the solid waste disposal site be recorded by the property owner with the Register of Deeds in the county where the site is located. The Division shall provide the property owner with the development and conveyance restrictions to be recorded for that site. Copies of the recordation procedure may be obtained from and inspected at the Division;
- (3) If the site is deemed unsuitable by the Division, remove and place solid waste in an approved disposal site or facility;
- (4) Implement erosion control measures by grading and seeding; and
- (5) Prevent unauthorized entry to the site by means of gates, chains, berms, fences, and other security measures approved by the Division and post signs indicating closure for a period designated by the Division not to exceed one year.

*History Note:* Authority G.S. 130A-294;  
Eff. April 1, 1982;  
Amended Eff. August 1, 2008; January 4, 1993; December 1, 1990; August 1, 1988; February 1, 1988.