

# COUNTY OF CAMPBELL



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BOARD OF SUPERVISORS  
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February 25, 2010

Kevin A. Crider, Environmental Engineer  
Virginia DEQ  
Blue Ridge Regional Office - Lynchburg  
7705 Timberlake Rd.  
Lynchburg, VA 24502

**Re: Issuance of Proposed Permit No. VPA03002 – Nutri-Blend, Inc. - Land Application of Biosolids; Campbell County, Virginia**

Dear Mr. Crider:

We have determined that there are numerous misrepresentations in the above-referred permit application, which brings question to the legitimacy of the entire application. A detailed list of those discrepancies was previously provided to you by Brian Stokes, our Environmental Manager. The list includes multiple instances where the property owner of record does not match the ownership information provided in the application. We are aware of at least one landowner (Mr. Stone) who recently provided notice that he does not want biosolids applied to his property, and that the application was done without his knowledge or consent. That information was also shared with you and resulted in an amendment to the application. In May 2009, a different landowner (Mr. Marks) advised us that the application included his property without his consent and we passed that information along to DEQ.

We believe first of all that the applicant, Nutri-Blend, has the responsibility to ensure the law is followed in submission documents. Secondly, we believe that DEQ, as the permitting agency, is ultimately responsible for verification of information contained in the application. State regulations governing the permit application process require applications to include written permission of landowners and written agreements between landowners and applicants (see 9VAC25-32-670A.4 and 9VAC25-32-530A). Since portions of the application include information and signatures from persons other than the current landowners of record, we believe the legitimacy of the entire application is in question. We therefore request that the application be rejected from any further consideration until a thorough review of the accuracy of the application material is conducted by NutriBlend and DEQ and all misrepresentations, discrepancies and legal requirements are addressed.

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If a permit is issued based on the current application, we will request the State Water Control Board to invoke its statutory authority to revoke the permit based on the applicant's misrepresentation of material facts regarding land ownership and or landowner consent to land application of biosolids on their respective properties.

If you have any questions or if I can provide you with any further information please let me know.

With kind regards, I am

Respectfully,



R. David Laurrell  
County Administrator

RDL/ph

Cc:

The Honorable Robert Hurt, Senator  
The Honorable Kathy Byron, Delegate  
W. Shelton Miles, Chairman, State Water Control Board  
David K. Paylor, DEQ Director  
Neil R. Zahradka, DEQ  
Nutri-Blend  
Board of Supervisors  
Paul E. Harvey, Director of Community Development  
Brian R. Stokes, Environmental Manager  
Kristen B. Wright, Staff Attorney