



## WINSTON WEAVER CO., INC.

4440 NORTH CHERRY ST. WINSTON-SALEM, NC 27105

P.O. BOX 17366 WINSTON-SALEM, NC 27116-7366

P: (336) 661-1495 F:(336) 661-9216



March 25, 2022

Ms. Tamera Eplin, PE  
Regional Engineer  
North Carolina Department of Environmental Quality  
Land Quality Section  
450 Hanes Mill Road, Suite 300  
Winston-Salem, NC 27105

Ms. Eplin,

This letter will serve as Winston Weaver Fertilizer's response to the North Carolina Department of Environmental Quality's Notice of Violation (NOV-2022-PC-0091) dated March 10, 2022. Winston Weaver Fertilizer has addressed the items listed in the NOV below.

1. An electronic copy of the Storm Water Pollution Prevention Plan was provided (SPPP). The document is dated November 23, 2016 and is not signed by individuals responsible for implementation of the plan. The SPPP is to be reviewed and signed by individuals responsible for implementation of the plan. A copy of the signed SPPP is to remain on-site.

**RESPONSE:** *Winston Weaver has maintained and continues to maintain a signed copy of the SPPP on site. The copy previously sent to you for your review was just an electronic copy.*

2. Documentation of annual updates and recertification was not provided for the Stormwater Pollution Prevention Plan.

The SPPP is to be updated and recertified annually.

**RESPONSE:** *The SPPP has been reviewed and updated as necessary. Going forward, it will be recertified annually.*

3. Employee training documentation, with employee names and signatures, was not presented for facility personnel responsible for spill response and cleanup. Training for boiler operation was provided. Employee training and documentation must be maintained as required.

**RESPONSE:** *Winston Weaver provided training to its employees for spill response and cleanup protocol. The most recent training was provided in December 2019. Documentation of that training is provided below.*



circumstances. The written submission must include a description of the non-compliance and its causes, the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time compliance is expected to continue. Steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance must also be included.

**RESPONSE:** *Weaver Fertilizer received a Notice of Violation on February 3, 2022 from the City of Winston-Salem regarding this incident. Due to the active emergency response and evacuation at the Cherry Street location at the time, Winston Weaver was not aware of the situation at the Brownsboro Road location until it was brought to our attention by the City of Winston-Salem personnel. Winston Weaver then immediately responded by pushing the exposed fertilizer further back under the overhang of the storage building, cleaning up any other exposed product, rebuilding the silt fencing and building a berm around the loading area. These steps were reviewed and approved by the issuing personnel from City of Winston-Salem, and the NOV was then closed.*

*In the future, if we become aware of an unanticipated bypass, we will give oral notice within 24 hours of in accordance with Section E. 9 of our permit. A written submission will also be provided within 5 days of the time we become aware of the circumstances. The written submission will include a description of the non-compliance and its causes, the period of noncompliance, including exact dates and times, and if the noncompliance has not been corrected, the anticipated time compliance is expected to continue. Steps taken or planned to reduce, eliminate, and prevent reoccurrence of the noncompliance must also be included.*

Weaver Fertilizer takes this Notice of Violation very seriously so we can be a better neighbor to the Winston-Salem community.

If you have any questions and/or comments regarding this response or the facility in general, please do not hesitate to contact the undersigned via email ([mspence@mfifert.com](mailto:mspence@mfifert.com)) or phone (804.363.2719).

Sincerely,



Michael T. Spence  
Winston Weaver Fertilizer