

June 2009

North Carolina Department of Revenue
Post Office Box 25000
Raleigh, North Carolina 27640-0001

Important Notice: Solid Waste Disposal Tax and Alternative Daily Cover

G.S. 105-187.61 imposes a solid waste disposal tax on the disposal of municipal solid waste and construction and demolition debris in a landfill permitted under Article 9 of Chapter 130A and on the transfer of such waste and debris to a transfer station permitted under the same Article for disposal outside this State. Tax at the rate of \$2.00 per ton of waste is imposed on waste and debris received from third parties and on waste and debris disposed of by the owners or operators of qualifying landfills or transfer stations. The owner or operator of each landfill and transfer station permitted pursuant to Article 9 of Chapter 130A is required to maintain scales designed to determine waste tonnage that are approved by the Department of Agriculture and Consumer Services. The waste tonnage must be recorded at the time the waste is received.

A landfill may receive waste such as petroleum-contaminated soil, which, with prior approval from the North Carolina Department of Environment and Natural Resources ("NCDENR"), it may use as an alternative daily cover ("ADC") to be placed upon exposed solid waste in a municipal solid waste landfill at the end of the operating day. NCDENR has established six inches as the maximum amount of waste material that will be considered ADC. A landfill may exclude the first six inches of the waste tonnage used daily as ADC in the landfill for purposes of determining its solid waste disposal tax liability. Any alternative daily cover put in a landfill that exceeds six inches per day will be considered waste disposed of in the landfill and will be subject to the solid waste disposal tax.

Questions about this notice can be directed to the Taxpayer Assistance and Collection Center at telephone number 1-877-252-3052 (toll-free) or in writing to the Taxpayer Assistance Division, North Carolina Department of Revenue, P.O. Box 25000, Raleigh, N.C. 27640-0001.