

12/17/07

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Groundwater and Wastewater Services File Imaging Project
May 2007
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Mecklenburg County
Health Department

July 20,1996

Mr. Walter H. Shaw
6025 Shelley Avenue
Charlotte, NC 28269

Re: File No. 146B/8036A/ 6115 Shelley Avenue

Dear Mr. Shaw:

Receipt of the improvement permit (application dated July 12, 1992) to install a subsurface ground absorption sewage treatment and disposal system to serve a three bedroom house at 6115 Shelley Avenue (Tax Parcel No. 029-232-07) is hereby acknowledged. The soils on this parcel were reviewed with provisions of 15NCAC 18A, .1900 "Laws and Rules for Sanitary Sewage Collection, Treatment, and Disposal". Our comments are listed below:

- Unsuitable Topography and Landscape Position, Section .1940 (depressions, standing water).
- Unsuitable Soil Characteristics, Section .1941 (expansive clay mineralogy, absence of soil structure).
- Unsuitable Soil Wetness, Section .1942 (Chromous of 2 less from Munsell Color Book).
- Insufficient Soil Depth, Section .1943 (Soil Depths of less than 36 inches).

For these reasons the site has been classified as unsuitable for the installation of a subsurface ground absorption sewage system and your improvement permit request must be denied. Should you desire an appeal of this denial may be made to the office of Administrative Hearings, Post Office Drawer 27447, Raleigh, North Carolina, 27611-7447; within sixty (60) days of this date

Our office recently received notice from John Barkley of the Office of Administrative Hearings that on July 7, 1992 you withdrew your request (dated May 26, 1992) for an Administrative Hearing for the property described. Should you still desire a hearing, a new request must be made. Please contact our office if you have any questions.

Sincerely,

Gene Vaughan, R.S, Field Supervisor
Individual Water and Wastewater Systems
GV:lw

80 36A/146B

INDIVIDUAL WATER AND WASTEWATER SYSTEMS PROGRAM
APPLICATION FOR SERVICES

[] CRT

Mecklenburg County Health Dept.
Environmental Health Division
c/o Nal Marshall Ctr., Suite 211
700 N. Tryon St.
Charlotte, NC 28202

(704)336-5102

PERSON FILING APPLICATION:

NAME: SHAW (last) WALTER (first) H (mi)

ADDRESS: 6025 SHELLEY AVE PHONE: (__) 875 6930

CITY: CHARLOTTE STATE: N.C. ZIPCODE: 28269

Date: Jul 12, 1992

PROPERTY OWNER:

NAME: SHAW (last) WALTER (first) H (mi)

ADDRESS: 6025 SHELLEY AVE PHONE: (__) 875 6930

CITY: CHARLOTTE STATE: NC ZIPCODE: 28269

PROPERTY INFORMATION (FROM ENGINEERING FORM):

TAX/PARCEL NUMBER: 229-032,07,08

STREET ADDRESS: Shelley Ave 6115

ZONING:

Township (check one):
[X] 0 Mecklenburg County [] 2 Davidson [] 4 Pineville [] 6 Huntersville
[] 1 Charlotte [] 3 Cornelius [] 5 Matthews [] 7 Mint Hill

SUBDIVISION OR MOBILE HOME PARK NAME: RIDGEWOOD ACRES

LOT NUMBER: 7 & 8 LOT SIZE (in acres): 1+

TYPE APPLICATION (check one):

[] SOIL TEST - INDIVIDUAL LOT (D)
[X] NEW CONSTRUCTION ON VACANT LOT - 4 BEDROOMS OR LESS (N)
[] EXCHANGE MOBILE HOME - SAME # BEDROOMS (Y)
[] ADDITION - INCREASE ROOMS/OCCUPANCY/MOBILE HOME SIZE (A or M)
[] COMMERCIAL OR INDUSTRIAL (N)
[] SOIL TEST DEVELOPMENT (P)
[] ADDITION - GARAGE OR RENOVATION/NO MAJOR CHANGES (X)
[] MODIFIED /ALTERNATIVE/ OR RESIDENCE > 4 BEDROOMS (Z)
[] REPAIR TO SYSTEM (R)

RESIDENTIAL PROPERTY (Type Building, check one):
[] SINGLE MOBILE HOME (S) [X] HOUSE (H) [] MULTIPLE FAMILY (U)
[] DOUBLE WIDE (D) [] MODULAR HOME (M) [] OTHER _____ (O)

NUMBER BEDROOMS: 3 NUMBER OCCUPANTS: 2

SYSTEM CLASSIFICATION: LOW PRESSURE

COMMERCIAL/INDUSTRIAL PROPERTY:
Type Business _____ # Employees ___ Per Shift ___ ___ ___
Industrial Wastes (Y/N) ___
Underground Storage Tanks On Property (Y/N) ___ Type _____

WATER SUPPLY (check one):
[] Community (C) [] Shared Well (S)
[] Municipal (M) [] Other 'spring' (O)
[X] Private Well (P)

FUTURE ADDITIONS - ALL PLANNED ADDITIONS MUST BE ENTERED (check all that apply):
[] Swimming Pool [] Jacuzzi [] Stable/Barn [] Workshop [X] None
[] Garage [] Storage Building [] Deck/Patio [] Bedrooms [] Other

The undersigned, owner, or legal agent for the owner, of the property described above as the "JOB LOCATION" has read the foregoing application, acknowledges that the contents of same are true, and authorizes agents of the MECKLENBURG COUNTY HEALTH DEPARTMENT to enter onto the property for the purpose of processing this request.

Signed: Walter H. Shaw Date: Jul 12, 1992

NOTICE:

The undersigned, an authorized agent of the MECKLENBURG COUNTY HEALTH DEPARTMENT, certifies that the Department has approved the the Request for the Job Location contained in this document. This approval is granted in accordance with the provisions of Laws And Rules For Sanitary Sewage Collection, Treatment And Disposal in effect at the time of issuance of the permit and is subject to the following provisions:

...No work shall be conducted on the septic tank system until an installation, Construction, Alteration and/or Repair approval is granted by this Department.

...This permit is not transferable.

...

[] IMPROVEMENT PERMIT - VALID 60 MONTHS FROM ISSUANCE
[] MOBILE HOME EXCHANGE APPROVAL - VALID 6 MONTHS FROM ISSUANCE
[] ADDITION/RENOVATION APPROVAL - VALID 1 YEAR FROM ISSUANCE

Environmentalist Date

Director or Authorized Section Head Date

WATER : 122791

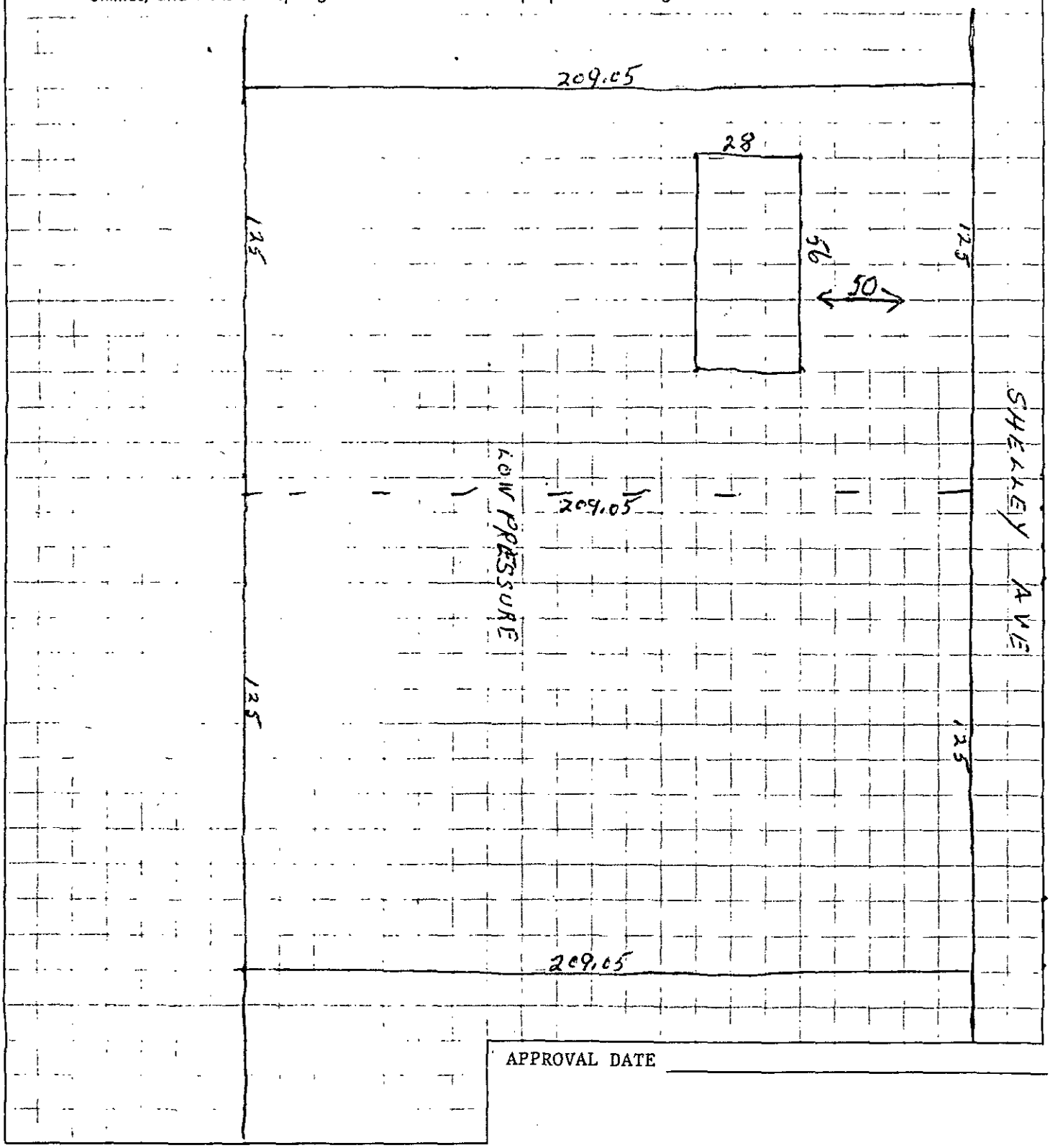
PROPOSED PLOT PLAN

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON STREET
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 203-A/146B

TC: _____

Draw in and name all roads adjoining the property. Draw in and accurately dimension the lot concerned. Accurately indicate property boundaries, proposed and/or existing structures and driveways, underground utilities, and wells and springs within 100 feet of the proposed building or drainfield.



APPROVAL DATE _____

White - Health Department's Copy Canary - Environmentalist's Copy Pink - Owner's Copy

Mecklenburg County
Health Department

February 17, 1992

Mr. Michael W. Shaw
216 Orchard Trace Lane Apt.4
Charlotte, N.C. 28213

RE: Property located at Shelley Avenue Lot L7&8
FILE: 8036A-(146B)
PARCEL: 029-232-07,08

Dear Sir:

At your request a soils investigation was conducted on the property designated above. Results of this investigation showed the site to be classified as **UNSUITABLE** under criteria as set forth in Section .1900 of the North Carolina Administrative Code, Title 10, Department of Human Resources, Chapter 10, Division of Health Services; Sanitary Engineering Section, Subchapter 10A, Sanitation. A copy of the Site Evaluation Report (Serial Number 12529) is enclosed.

The soil on this property is not suitable for use with any conventional, modified or alternative system of which I am aware. If you wish to exercise your right of appeal concerning the interpretation and enforcement of these rules you may do so in accordance with G.S. 150B and 10 NCAC 1B.

If there are any questions, please contact me at 336-5573.

Sincerely,

Kelly Randall, R.S., Soil Scientist
Individual Water and Wastewater Systems

Enclosure

Environmental Health Division
1200 Blythe Boulevard • Charlotte, North Carolina 28203 • (704) 376-4603

MECKLENBURG COUNTY ENVIRONMENTAL HEALTH
SITE EVALUATION REPORT
SERIAL NUMBER 12529

File: 8036-A / 146 B Action 3

Parcel: 029-232-07; 08 ☐ PC

Location: SITELLEY AVE LOT 7+8

Subdivision:

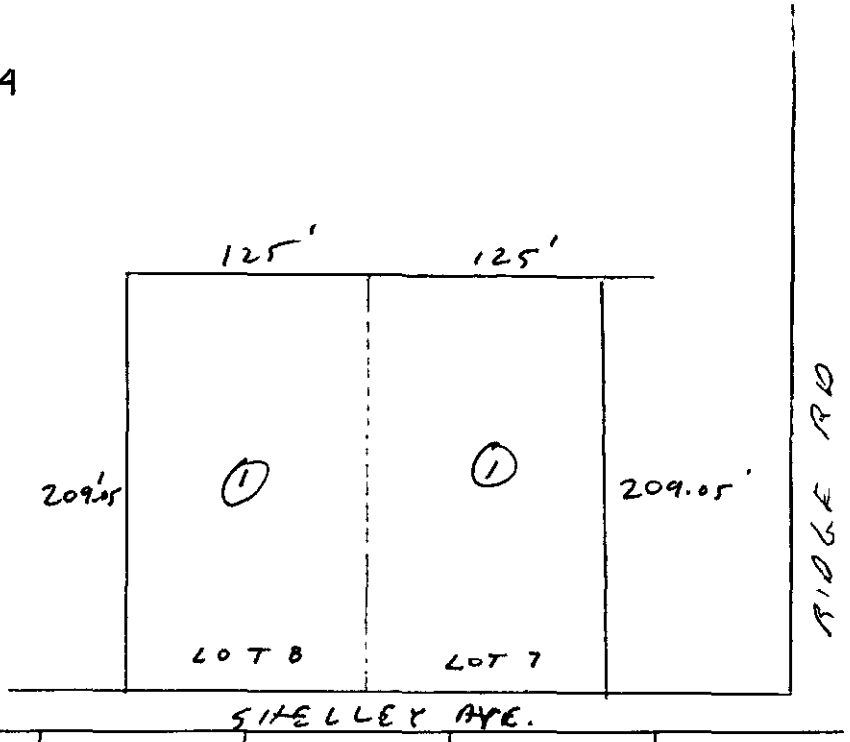
Lot: Block: Acres: 1.2

Owner: MICHAEL W SHAW
Address: 216 ORCHARD TRACE LANE, APT 4
CHARLOTTE NC 28213

Comments: 100% REPAIR

Described by: Cell, Randolph

Date: 2-14-92



***** EVALUATION KEY *****

S = *Suitable* U = *Unsuitable*
PS = Provisionally Suitable
The "Area Classification" below indicates the suitability of areas in the diagram.

FACTORS	AREA 1	AREA 2	AREA 3	AREA 4	AREA 5	AREA 6
Topography	(S) PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Texture	S PS (U) EXPANSIVE CLAY	S PS U	S PS U	S PS U	S PS U	S PS U
Structure	S PS (U) MASSIVE	S PS U	S PS U	S PS U	S PS U	S PS U
Drainage	S PS (U) MOTTLES AT 4-6"	S PS U	S PS U	S PS U	S PS U	S PS U
Depth	S (PS) U	S PS U	S PS U	S PS U	S PS U	S PS U
Restrictive Horizons	S PS U none	S PS U	S PS U	S PS U	S PS U	S PS U
Available Space	(S) PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Other (specify)	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Soil Group/Series	iredell like					
Area Classification	S PS (U)	S PS U	S PS U	S PS U	S PS U	S PS U

MECKLENBURG COUNTY ENVIRONMENTAL HEALTH
SITE EVALUATION REPORT
SERIAL NUMBER 12529

File: 136 A / 14 B Action _____

Parcel: / - / ☐ PC

Location:

Subdivision:

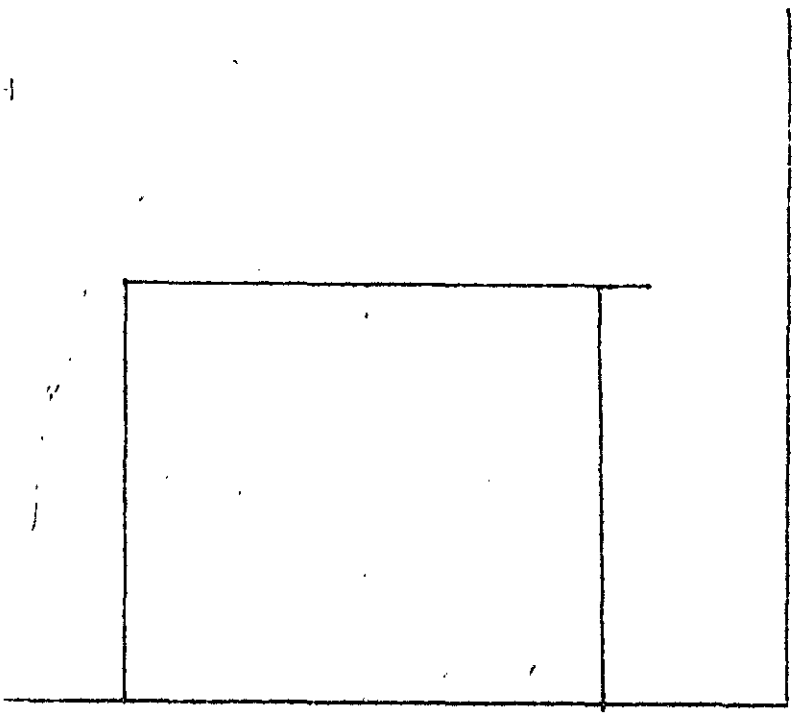
Lot: Block: Acres:

Owner:
Address:

Comments: _____

Described by: _____

Date: _____



***** EVALUATION KEY *****

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The "Area Classification" below indicates the suitability of areas in the diagram.

FACTORS	AREA 1	AREA 2	AREA 3	AREA 4	AREA 5	AREA 6
Topography	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Texture	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Structure	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Drainage	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Depth	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Restrictive Horizons	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Available Space	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Other (specify)	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U
Soil Group/Series						
Area Classification	S PS U	S PS U	S PS U	S PS U	S PS U	S PS U

NORWOOD, BURKE, MCINTOSH & EDMONDS
ATTORNEYS AT LAW
901 ELIZABETH AVENUE, SUITE 201
CHARLOTTE, NORTH CAROLINA 28204

H. VERNON NORWOOD, JR.
BARRY SCOTT BURKE
ROBERT G. MCINTOSH
ALAN BLUE EDMONDS

TELEPHONE
(704) 375-9032

FACSIMILE
(704) 343-0313

June 4, 1992

Mr. Bobbie Cobb
Mecklenburg County Environmental Health
1200 Blythe Boulevard
Charlotte, North Carolina 28203

RE: Walter & Marion Shaw

Dear Mr. Cobb:

This is to reiterate our understanding. For a fee of $350, Environmental Health will test the Shaw's remaining property to see if it will support a septic system. We would need to schedule this testing at a time convenient to the Shaws, a septic tank consultant they have talked to, and me. If this is the understanding, they will dismiss their appeal.

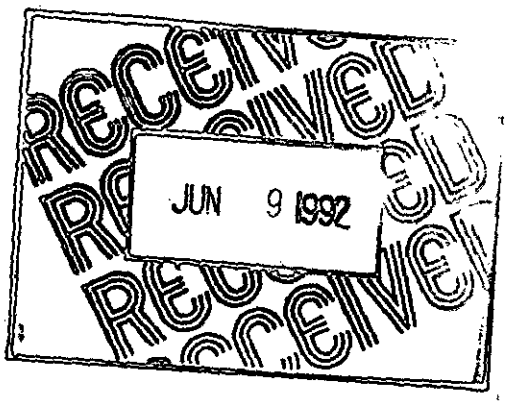
Please call me if you have any questions and confirm this in writing.

Yours truly:

Alan B. Edmonds
km

cc: Walter & Marion Shaw
~~Kelly Randall, MCEH~~

E200/920318.01



LACY H. THORNBURG
ATTORNEY GENERAL

State of North Carolina
Department of Justice
P.O. BOX 629
RALEIGH
27602-0629

TELECOPIER TRANSMITTAL SHEET

TO FAX NUMBER: (704)-336-6894

IN THE EVENT OF TRANSMISSION PROBLEMS, PLEASE CALL (919) 733-4618
ATTENTION Dianne Spacek

TO: Bill Marlin - Mecklenburg County

FROM: John P. Barkley - Attorney General's Office

DATE: July 10, 1992

SUBJECT:

COMMENTS:

NUMBER OF PAGES (INCLUDING THIS TRANSMITTAL MEMO): 2
PLEASE CONFIRM RECEIPT IF THIS LINE IS CHECKED: ____
SENDER'S FAX NUMBER: (919) 733-0135

CONFIDENTIALITY NOTE

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS LEGALLY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ABOVE. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPY OF THIS TELECOPY IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS TELECOPY IN ERROR, PLEASE IMMEDIATELY NOTIFY US BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ADDRESS ABOVE VIA THE UNITED STATES POSTAL SERVICE. THANK YOU.

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

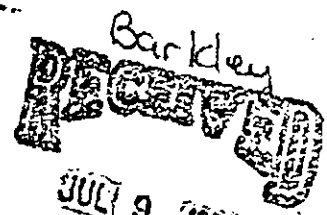
IN THE OFFICE OF
ADMINISTRATIVE HEARINGS

WALTER H. SHAW,
6025 SHELLEY AVE,
CHARLOTTE, NC,
Petitioner,

v.

MECKLENBURG COUNTY
ENVIRONMENTAL HEALTH,
Respondent.

WITHDRAWAL OF PETITION FOR A CONTESTED CASE HEARING



Walter H. Shaw, through his attorney, Alan Edmonds, hereby withdraws his request for a hearing. This petition was filed May 26, 1992. Since the filing of the petition, the Mecklenburg County Environmental Health Department has tested all of the Petitioner's property for a septic system.

This the 7th day of July, 1992.

Alan B. Edmonds
Norwood, Burke, McIntosh, & Edmonds
901 Elizabeth Avenue, Suite 201
Charlotte, North Carolina 28204
(704) 375-9032

cc: Walter H. Shaw
Kelly Randall
Bobby Cobb
John Barkley

E200/920318.02

CERTIFICATE OF SERVICE

I certify that a copy of this document was this day served upon all parties or their attorneys of record in the manner prescribed by Rule 5 (b) of the North Carolina Rules of Civil Procedure by the method checked: ☐ mail ☐ delivery

This, the 7th day of July 1992

BY:

NORWOOD, BURKE, MCINTOSH & EDMONDS
ATTORNEYS AT LAW
901 ELIZABETH AVENUE, SUITE 201
CHARLOTTE, NORTH CAROLINA 28204

H. VERNON NORWOOD, JR.
BARRY SCOTT BURKE
ROBERT G. MCINTOSH
ALAN BLUE EDMONDS

TELEPHONE
(704) 375-9032

FACSIMILE
(704) 343-0313

May 26, 1992

Office of Administrative Hearings
Post Office Drawer 27447
Raleigh, North Carolina 27611-7447

To Whom It May Concern:

Enclosed please find the original and a copy of the Petition for a Contested Case Hearing from Walter H. Shaw. Please let us know when and where the hearing will be. If I may be of assistance, please do not hesitate to call.

Yours truly:

Alan B. Edmonds
km

cc: Mr. & Mrs. Walter H. Shaw
Mecklenburg County Environmental Health

E200/Shaw.01

PLEASE PRINT CLEARLY OR TYPE

STATE OF NORTH CAROLINA
COUNTY OF (1) MECK

IN THE OFFICE OF ADMINISTRATIVE HEARINGS

(2) WALTER H. SHAW
6025 SHELLEY AVE CHAR N.C.
Petitioner,
(Your Name)

v.

(3) MECKLENBURG COUNTY ENVIRONMENTAL HEALTH
Respondent.
(The State Agency or Board about which you are complaining)

PETITION FOR A CONTESTED CASE HEARING

I hereby ask for a contested case hearing as provided for by G.S. 150B-23 because the:

(4) MECKLENBURG County ENVIRONMENTAL HEALTH has:
(name of agency)

(Briefly state facts showing how you believe you have been harmed by the state agency or board.)

By failing to test all our available property for a septic tank. This denial prevents us from using our property for anything but pasture. Environmental Health tested only 1.2 of 8 available acres.

(if more space is needed, use additional sheets and attach)

(5) (Check all that apply) Because of these facts, the agency has:

- ✓ deprived me of property;
- ___ ordered me to pay a fine or civil penalty;
- ___ otherwise substantially prejudiced my rights; and based on these facts the agency has exceeded its authority or jurisdiction;
- ___ acted erroneously;
- ✓ failed to use proper procedure;
- ✓ acted arbitrarily or capriciously; or
- ___ failed to act as required by law or rule.

****

(6) Date: 5/19/92 (7) Your telephone number: (704) 375-6730 (704)-375-9032 Ann Edmonds

(8) Print your address: 6025 SHELLEY AVE CHARLOTTE, N.C. 28209

(9) Print your name: WALTER H SHAW

(10) Your signature: Walter H. Shaw

****

You must mail or deliver a **COPY** to the State Agency named on line (3) of this form. Please indicate below.

CERTIFICATE OF SERVICE

I certify that this Petition has been served on the State Agency named below by depositing a copy of it with the United States Postal Service with sufficient postage **OR** by delivering it to the named agency.

Served on:

(11) Kelly Randall (name) (12) Mecklenburg County Environmental Health (agency)

(13) 1200 Blythe Boulevard, Charlotte, North Carolina 28202 (address)

(14) This the 19th day of May, 1992.

(15) M B Eckard - Attorney for W. H. Shaw (your signature)

When you have completed this form you **MUST** mail or deliver the **ORIGINAL** and one **COPY** to the Office of Administrative Hearings, P.O. Drawer 27447, Raleigh, NC 27611-7447.

H-06 (11/91)

NORWOOD, BURKE, MCINTOSH & EDMONDS
ATTORNEYS AT LAW
901 ELIZABETH AVENUE, SUITE 201
CHARLOTTE, NORTH CAROLINA 28204

H. VERNON NORWOOD, JR.
BARRY SCOTT BURKE
ROBERT G. MCINTOSH
ALAN BLUE EDMONDS

TELEPHONE
(704) 375-9032

FACSIMILE
(704) 343-0313

June 4, 1992

Mr. Bobbie Cobb
Mecklenburg County Environmental Health
1200 Blythe Boulevard
Charlotte, North Carolina 28203

RE: Walter & Marion Shaw

Dear Mr. Cobb:

This is to reiterate our understanding. For a fee of $350, Environmental Health will test the Shaw's remaining property to see if it will support a septic system. We would need to schedule this testing at a time convenient to the Shaws, a septic tank consultant they have talked to, and me. If this is the understanding, they will dismiss their appeal.

Please call me if you have any questions and confirm this in writing.

Yours truly:

Alan B. Edmonds
km

cc: Walter & Marion Shaw
Kelly Randall, MCEH

E200/920318.01

State of North Carolina
Department of Environment, Health, and Natural Resources
Mooresville Regional Office

James G. Martin, Governor
William W. Cobey, Jr., Secretary

Albert F. Hilton, Regional Manager

MEMORANDUM

TO: William Marlin, Soil Scientist
Mecklenburg County Health Department

FROM: Joe Lynn Regional Soil Specialist
Division of Environmental Health
On-Site Wastewater Section

Subject: Walter Shaw property, lot # 7 on Shelly Ave.

Date: March 13, 1992

The above referenced property was evaluated for its suitability for a ground absorption sewage treatment and disposal system to serve a three bedroom house. The site is Unsuitable under current laws and rules, 15 NCAC 18A .1900. The enclosed report gives a brief summary of the findings, conclusions, and recommendations.

If I can be of any assistance or you have any questions, contact me through the Mooresville Regional Office (704) 663-1699.

SOIL/SITE REPORT

GENERAL INFORMATION

COUNTY: Mecklenburg DATE: March 9, 1992

OWNER/APPLICANT: Walter Shaw

LOCATION: 6025 Shelley Ave., Lot # 7

TYPE OF FACILITY: residence DESIGN UNIT: 360 gpd

PROPOSED WATER SUPPLY: On-Site Well

EVALUATED BY: Joe Lynn and Bill Marlin using an auger

DATE OF EVALUATION: February 27, 1992

OTHER(S) PRESENT: Walter Shaw and Ms. Shaw part of evaluation

SITE INFORMATION

Area: Approximately 1 acre Present Use: pasture

Topography: (slope) 1 to 2 percent

Landscape Position: Ridge

Site Limitations: No streams or wells on this lot

SOIL INFORMATION

Soil Texture: (surface/subsurface) Sandy loam, loam, clay loam, and clay/clay

Soil Structure: (subsurface) Massive or possibly blocky

Clay Mineralogy: Expansive

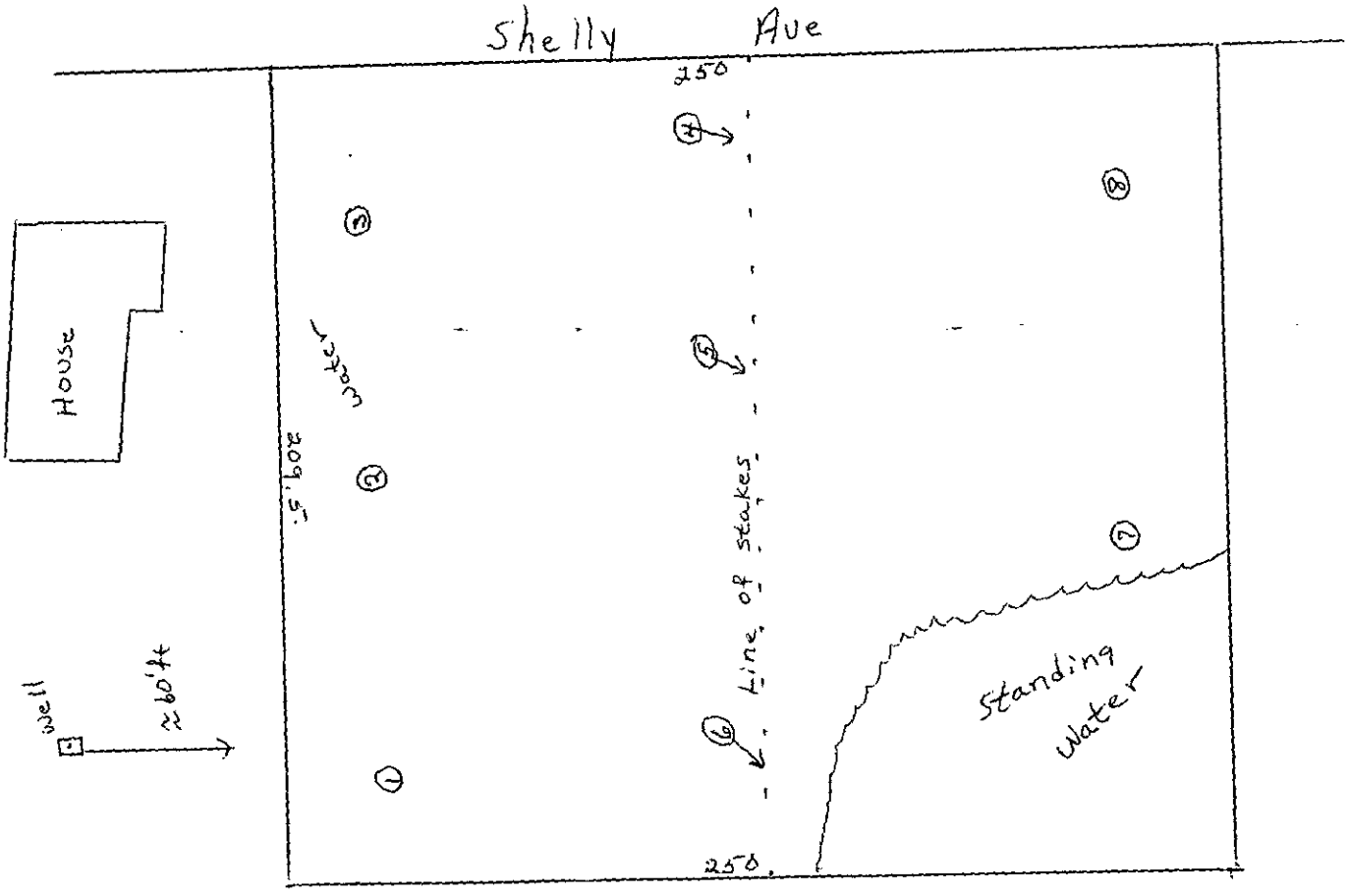
Soil Depth: 0 to 12 inches to unsuitable soil condition

Soil Wetness: 8 locations at 3 to 10 inches

Restrictive Horizons: None

Saprolite: 28 to 33 inches to unsuitable saprolite

Area of S or Ps soil: None found



there was water in several small depressions not shown

This site is unsuitable for the installation of a conventional ground absorption sewage system due to:

1. Unsuitable Topography and Landscape Position Section .1940
   Depressions, standing water
2. Unsuitable Soil Characteristics Section .1941
   Absence of soil structure (massive) and expansive clay mineralogy
3. Unsuitable Soil Wetness Section .1942
   Chromas of 2 or less from Munsell Color Book
4. Insufficient Soil Depth Section .1943
   Soil depths of less than 36 inches.
5. Insufficient Available Space Section .1945
   Not enough area for an initial sewage system and a repair.

The site is Unsuitable under Rule .1956 Modifications to Septic Tank Systems. Shallow trenches, large diameter pipe, and porous block panel systems are not an option for this lot. The saprolite is unsuitable by this rule. Drainage will not be helpful.
The site is Unsuitable under Rule .1957 Alternative Sewage Systems. Low pressure pipe systems, fill systems, and aerobic treatment units are not an option for this lot.

The owner has the following options that might allow the use of this property as desired:

1. He may purchase other Suitable or Provisionally Suitable property to place the ground absorption sewage system on.
2. He may obtain an easement on a Suitable or Provisionally Suitable property to place the ground absorption sewage system on.
3. The Division of Environmental Management in Mooresville, N. C. at (704) 663-1699 may be contacted to pursue options available through that office.
4. A sewage system can be pursued under Rule 1957 (c). Written documentation must be submitted to your office showing that the proposed sewage system can be expected to function properly. The data must contain the following:
   A. The effluent must receive adequate treatment.
   B. The ground water and the surface water must not be contaminated by the effluent.
   C. The effluent must not be exposed to the ground surface or discharged to surface waters where it could come into contact with people, animals, or vectors.
5. The denial can be appealed under G. S. 130A-24 if requested within 60 days of the denial date.

Mecklenburg County
Health Department

March 26, 1992

Mr. Walter H. Shaw
6025 Shelley Ave
Charlotte, NC 28269

Re: Soil & Site Report conducted by Joe Lynn
Regional Soil Specialist,
Department of Environment Health and Natural Resources

File: 8036A/146B, Shelley Avenue
Parcel: 029-232-07,08

Dear Mr. Shaw:

Enclosed you will find the above referenced evaluation and report of your property on Shelley Avenue. A petition for a contested case hearing form and its instructions are also enclosed. If you have any further question concerning this matter please do not hesitate to contact me at 336-5573.

Sincerely,

Kelly Randall, R.S., Soil Scientist
Individual Water and Wastewater Systems

KR/wpg
Enclosure

Environmental Health Division
1200 Blythe Boulevard • Charlotte, North Carolina 28203 • (704) 376-4603

7-1-92- call from John Barkley, N.T. Attorney General's Office- faxed him said investigation report, letter, and copy of application. Barkley asked if application for improvement permit had been made- it had not. I called Mr. Shaw and advised him that that needed to be done. He said that he would take care of it on 7-2-92-. I will fax copies of the application and the subsequent denial letter to John Barkley as soon as they are available.

M. R. Meili - 7-1-92

Mecklenburg County
Health Department

Betty S. Snow, R.N., M.A.
Health Director

FAX # (704) 336-6894 IWWS (704) 336-5102

TO: John Bawkley, N.C. Attorney General's office 919-733-0135
2nd Floor

FROM: William R. Marlin- Soil Scientist

DATE: 7-1-92

Soil-Report
letter
Application

NUMBER PAGES AFTER COVER PAGE 3

COMMENTS

John, Mr. Shaw has not made an application for an improvement permit as of today. He is planning to come to the office tomorrow or Friday and take care of this. I will keep track of it and fax the needed copies of the application and the denial letter to you just as soon as they are available. Bill Marlin

PS- Mr. Shaw is the property owner, his grandson applied for the soil eval.

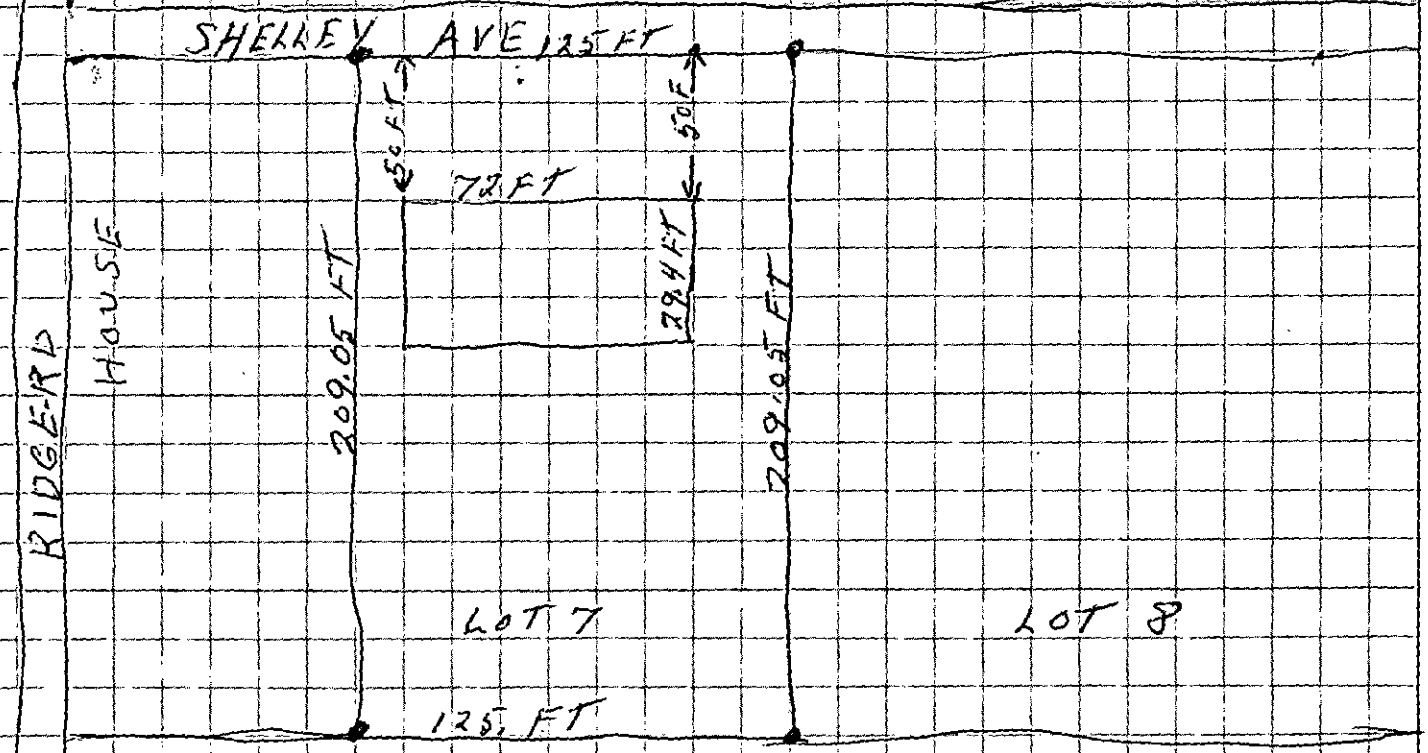
PROPOSED PLOT PLAN

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
1200 BLYTHE BOULEVARD
CHARLOTTE, NC 28203
PHONE (704) 376-4603

FILE: 8036A/146B

TC: 029-232-07,08

Draw in and name all roads adjoining the property. Draw in and accurately dimension the lot concerned. Accurately indicate property boundaries, proposed and/or existing structures and driveways, underground utilities, and wells and springs within 100 feet of the proposed building or drainfield.



Signed: Walter H. Shaw

Date: 2-4-92

KR

400 ☒

Pd. 75.00
CK # 383 #3
2-5-92

INDIVIDUAL WATER AND WASTEWATER SYSTEMS PROGRAM
APPLICATION FOR SERVICES

8036A/146B

PC ☒ [ ] CRT

Mecklenburg County Health Dept.
Environmental Health Division
c/o Hal Marshall Ctr., Suite 211
700 N. Tryon St.
Charlotte, NC 28202

(704)336-5102

PERSON FILING APPLICATION:
NAME: Shaw (last) Michael (first) Warren (mi)
ADDRESS: 216 apt. 4 Orchard Trace Ln. PHONE: (704) 597-8520 333-9511
CITY: Charlotte STATE: N.C. ZIPCODE: 28213

Date:

PROPERTY INFORMATION (FROM ENGINEERING FORM):
TAX/PARCEL NUMBER: 029-232-07-08
STREET ADDRESS: SHELLEY AVE
ZONING:

PROPERTY OWNER:
NAME: SHAW (last) WALTER (first) H (mi)
ADDRESS: 6025 SHELLEY AVE PHONE: (__) 875-6930
CITY: CHARLOTTE STATE: NC ZIPCODE: 28269

SUBDIVISION OR MOBILE HOME PARK NAME: RIDGEWOOD ACRES

Township (check one):
[☒] 0 Mecklenburg County [ ] 2 Davidson [ ] 4 Pineville [ ] 6 Huntersville
[ ] 1 Charlotte [ ] 3 Cornelius [ ] 5 Matthews [ ] 7 Mint Hill

LOT NUMBER: 7+8 LOT SIZE (in acres):

TYPE APPLICATION (check one):
[☒] SOIL TEST - INDIVIDUAL LOT (D)
[☒] NEW CONSTRUCTION ON VACANT LOT - 4 BEDROOMS OR LESS (N)
[ ] EXCHANGE MOBILE HOME - SAME # BEDROOMS (Y)
[ ] ADDITION - INCREASE ROOMS/OCCUPANCY/MOBILE HOME SIZE (A or M)
[ ] COMMERCIAL OR INDUSTRIAL (N)
[ ] SOIL TEST DEVELOPMENT (P)
[ ] ADDITION - GARAGE OR RENOVATION/NO MAJOR CHANGES (X)
[ ] MODIFIED /ALTERNATIVE/ OR RESIDENCE > 4 BEDROOMS (Z)
[ ] REPAIR TO SYSTEM (R)

RESIDENTIAL PROPERTY (Type Building, check one):
[ ] SINGLE MOBILE HOME (S) [☒] HOUSE (H) [ ] MULTIPLE FAMILY (U)
[ ] DOUBLE WIDE (D) [ ] MODULAR HOME (M) [ ] OTHER _____ (O)

NUMBER BEDROOMS: 2 NUMBER OCCUPANTS: 2

SYSTEM CLASSIFICATION:

COMMERCIAL/INDUSTRIAL PROPERTY:
Type Business _____ # Employees ___ Per Shift ___ ___ ___
Industrial Wastes (Y/N) ___
Underground Storage Tanks On Property (Y/N) ___ Type _____

WATER SUPPLY (check one):
[ ] Community (C) [ ] Shared Well (S)
[ ] Municipal (M) [ ] Other 'spring' (O)
[☒] Private Well (P)

FUTURE ADDITIONS - ALL PLANNED ADDITIONS MUST BE ENTERED (check all that apply):
[ ] Swimming Pool [ ] Jacuzzi [ ] Stable/Barn [ ] Workshop [☒] None
[ ] Garage [ ] Storage Building [ ] Deck/Patio [ ] Bedrooms [ ] Other

The undersigned, owner, or legal agent for the owner, of the property described above as the "JOB LOCATION" has read the foregoing application, acknowledges that the contents of same are true, and authorizes agents of the MECKLENBURG COUNTY HEALTH DEPARTMENT to enter onto the property for the purpose of processing this request.

Signed: Walter H. Shaw Date: 2-4-92

NOTICE:

The undersigned, an authorized agent of the MECKLENBURG COUNTY HEALTH DEPARTMENT, certifies that the Department has approved the the Request for the Job Location contained in this document. This approval is granted in accordance with the provisions of Laws And Rules for Sanitary Sewage Collection, Treatment And Disposal in effect at the time of issuance of the permit and is subject to the following provisions:

...No work shall be conducted on the septic tank system until an installation, Construction, Alteration and/or Repair approval is granted by this Department.

...This permit is not transferable.

...

[ ] IMPROVEMENT PERMIT - VALID 60 MONTHS FROM ISSUANCE
[ ] MOBILE HOME EXCHANGE APPROVAL - VALID 6 MONTHS FROM ISSUANCE
[ ] ADDITION/RENOVATION APPROVAL - VALID 1 YEAR FROM ISSUANCE

Environmentalist Date

Director or Authorized Section Head Date

WWATER : 122791

Mecklenburg County
Health Department

Betty S. Snow, R.N., M.A.
Health Director

July 20,1996

Mr. Walter H. Shaw
6025 Shelley Avenue
Charlotte, NC 28269

Re: File No. 146B/8036A/ 6115 Shelley Avenue

Dear Mr. Shaw:

Receipt of the improvement permit (application dated July 12, 1992) to install a subsurface ground absorption sewage treatment and disposal system to serve a three bedroom house at 6115 Shelley Avenue (Tax Parcel No. 029-232-07) is hereby acknowledged. The soils on this parcel were reviewed with provisions of 15NCAC 18A, .1900 "Laws and Rules for Sanitary Sewage Collection, Treatment, and Disposal". Our comments are listed below:

- Unsuitable Topography and Landscape Position, Section .1940 (depressions, standing water).
- Unsuitable Soil Characteristics, Section .1941 (expansive clay mineralogy, absence of soil structure).
- Unsuitable Soil Wetness, Section .1942 (Chromas of 2 or less from Munsell Color Book).
- Insufficient Soil Depth, Section .1943 (Soil Depths of less than 36 inches).

For these reasons the site has been classified as unsuitable for the installation of a subsurface ground absorption sewage system and your improvement permit request must be denied. Should you desire an appeal of this denial may be made to the office of Administrative Hearings, Post Office Drawer 27447, Raleigh, North Carolina, 27611-7447; within sixty (60) days of this date

Our office recently received notice from John Barkley of the Office of Administrative Hearings that on July 7, 1992 you withdrew your request (dated May 26, 1992) for an Administrative Hearing for the property described. Should you still desire a hearing, a new request must be made. Please contact our office if you have any questions.

Sincerely,

Gene Vaughan, R.S, Field Supervisor
Individual Water and Wastewater Systems
GV:lw

Walter H. Shaw
6025 Shelley Ave.
Charlotte, N.C. 28269

File 146B/8036A

Dear Mr. Shaw:

(application dated July 12, 1992) The ~~application for an~~ improvement permit, to install a subsurface ground absorption sewage ~~system~~ treatment and disposal system to serve a three bedroom house at 6115 Shelley Avenue (parcel 029-232-07) is denied.

The site is unsuitable for a subsurface ground absorption system under current laws and rules, 15 NCAC 18A .1900. The specific points are ~~[redacted]~~ as follows:

- Unsuitable Topography and Landscape Position, Section .1940 (depressions, standing water).
- Unsuitable Soil Characteristics, Section .1941 (~~expansive~~ expansive clay mineralogy, absence of soil structure).
- Unsuitable Soil Wetness, Section .1942 (Chroma of 2 or less from Munsell Color Book).
- Insufficient Soil Depth, Section .1943 (Soil depths of less than 36 inches).

An appeal of this denial can be made to the Office of Administrative Hearings, Post Office Drawer 27447, Raleigh, North Carolina, 27611-7447; within 60 days of this date.

Our ~~[redacted]~~ office received notice from John

Barkley of the Office of Administrative Hearings that you withdrew on July 7, 1992 the request (dated May 26, 1992) for a hearing for this specific property. Should you still desire a hearing, a new request must be made. Please contact our office if you have any questions.