

Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
December 2, 2021

Subject: Busted! Greg Wishart, Browning Branch, Illicit Dumping into Neighbor's Creek.

Greg Wishart was busted for Illicit Discharge, i.e. trespass into a neighboring homeowners property, by digging two (2) culverts and dumping whatever into her creek.

What kind of guy is this? The same guy that's involved with the new 14-unit apartment complex (passed by the Town of Waynesville Planning Board on 11/15/2021). What's he gonna do there?

See on www.haywoodtp.net

[UPDATE! Becky Johnson unwittingly adds Dan Womack to this ever growing list. James Weaver "Kirk" Kirkpatrick the III has Fingerprints all over the Richmond Development Project, and Elizabeth Teague / Byron Hickox are once again complicit. 9/10/2021. 11/28/2021...](#)

or

<https://www.haywoodtp.net/pubII/211202aKirkpatrickFingerprints.pdf>

The following is a chronology of events.

- This piece starts with calling Greg Wishart out on 9/29/2021, by sending **Elizabeth Teague** and **Byron Hickox** a Request for Public Information, entitled: Request for Public Information - Culverts placed on parcel 8604-94-6707 by Greg Wishart.
- This lay dormant for a long while, until I made another Request for Public Information requesting any and all emails to and from **Elizabeth Teague** and **Byron Hickox** relating to the Queen Development.
- The following email was discovered in the treasure trove of email's I finally received from the Town of Waynesville, this one from **Byron Hickox** to **Elizabeth Teague**.

Subject: Browning Branch
Date: Fri, 15 Oct 2021 14:49:30 -0500
From: Byron Hickox
To: Elizabeth Teague <eteague@waynesvillenc.gov>
CC: Olga Grooman <ogrooman@waynesvillenc.gov>

Elizabeth,

According to Greg Wishart, the pipe that Olga and I found on the Browning Branch site has been removed. Mr. Wishart had the pipe removed on Wednesday, October 13, 2021 and had the area seeded with grass and covered with straw.

I will confirm this with a site visit next week.

Byron

Byron Hickox | Land Use Administrator
Town of Waynesville, NC
9 South Main Street, Suite 110 | Waynesville, NC 28786
828-452-0401 (O) | 828-734-3946 (C)
bhickox@waynesvillenc.gov | www.waynesvillenc.gov

Pursuant to North Carolina General Statutes Chapter 132, Public Records, this electronic mail message and any attachments hereto, as well as any electronic mail message(s) sent in response to it, may be considered public record and as such are subject to request and review by anyone at any time.

- I sent another Request for Public Information, this time regarding **Byron Hickox's** email.
- I received a report from Olga Grooman on 11/30/2021, the contents of an ILLICIT DISCHARGE/CONNECTION REPORTING FORM, indicating they discovered one (1) pipe, and had Greg Wishart remove it.
- I returned a marked up copy of this report back to **Elizabeth Teague**, reminding her that there were two (2) culverts buried, not one, and to send **Byron Hickox** back to the site and look harder.

All of these documents are included here, so make a bowl of popcorn, relax and enjoy.

You know, for all that **Elizabeth Teague** and **Byron Hickox** have done for the Town of Waynesville, I would think that the Aldermen would make a motion to hand these two people pink slips.

Monroe A. Miller, Jr.
Haywood County Taxpayer.

[LetsGoBrandon](#)

Monroe A. Miller, Jr.
2200 Camp Branch Road
Waynesville, NC 28786
September 29, 2021

To: Elizabeth Teague, Byron Hickox.

Subject: Request for Public Information - Culverts placed on parcel 8604-94-6707 by Greg Wishart.

During the current process of developing Browning Branch, LLC, Greg Wishart supervised the installation of two (2) culverts, for what purpose is unknown, and in doing so, disturbed the property at parcel 8604-94-6707, by digging on the adjacent owners property with a crew of Mexicans without their permission. I therefore request the following Public Information:

- Drawings submitted by Browning Branch, LLC, CF and D, LLC, Greg Wishart, Marek Hevier, or whoever the [expletive deleted] else who files drawings to the Town of Waynesville. The drawings should state the purpose of the culverts.
- There are two (2) culverts, both located on the parcel 8604-94-6707. They are separated by a distance of about twenty (20) feet. The developer made an attempt to disguise these culverts. Both are located in dense vegetation.
- Please supply the approval for the Mexican crew to have dug trenches on parcel 8604-94-6707, supplied either by you, Byron Hickox, or whoever on the owners parcel without their permission.
- If no drawings were submitted by Browning Branch, LLC, CF and D, LLC, Greg Wishart, Marek Hevier, or whoever the [expletive deleted] else who files drawings, please provide the letter of reprimand, and the penalty fee issued by you or Byron Hickox.

If you are unclear as to the location of these culverts, I took some pictures the other day which may assist you.



Parcel 8604-94-6707 is adjacent to the Lake Buchanan Development, on the eastern side of the development. On that boundary, there is a creek. The creek is on the owners property. It is their creek. The location of the culverts are along the creek, starting from the gravel road, moving southwest, and dump into the creek. There are some trees and heavy vegetation. It is there where I photographed one of the two culverts.



As we started walking along the creek from the gravel road, we came across a stake. Looked to me like a property stake, with a little orange flag. It was located at the creek. Behind the stake/flag, are a row of nice little bushes, the same kind of bushes that line the road at the entrance to Lake Buchanan Development, separating Deavers Right of Way from the entrance.

Behind the row of bushes, you can see Greg Wishart's grading job, where he has elevated the property where the homes are located by a considerable amount. I wonder how much \$\$ he sank into that.



As we walked further up the creek (without a paddle), there was another property stake.



Here is the view from near the gravel road, looking up the creek.



Here is the (buried) culvert poking out of the ground, well into the creek area. It appears to be black plastic culvert pipe, about 12" diameter, I would guess.



Here is a tighter shot.



Tighter shot yet, the culvert in all its glory.

If you cannot provide any of the information I have made in this Request for Public Information, I suggest you get Byron Hickox to get a little maintenance crew together, go out to the site, and CAP OFF both of these culverts.

If you are too busy to communicate to Byron Hickox about him scheduling a crew to go out, let me know, and I will go out myself and CAP these [expletive deleted] culverts OFF.

Monroe A. Miller, Jr.

Subject: Browning Branch
Date: Fri, 15 Oct 2021 14:49:30 -0500
From: Byron Hickox
To: Elizabeth Teague <eteague@waynesvillenc.gov>
CC: Olga Grooman <ogrooman@waynesvillenc.gov>

Elizabeth,

According to Greg Wishart, the pipe that Olga and I found on the Browning Branch site has been removed. Mr. Wishart had the pipe removed on Wednesday, October 13, 2021 and had the area seeded with grass and covered with straw.

I will confirm this with a site visit next week.

Byron

Byron Hickox | Land Use Administrator
Town of Waynesville, NC
9 South Main Street, Suite 110 | Waynesville, NC 28786
828-452-0401 (O) | 828-734-3946 (C)
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Subject: Request for Public Information - "Pipe". #1
Date: Sun, 28 Nov 2021 09:52:48 -0500
From: Monroe Miller
To: Byron Hickox <bhickox@waynesvillenc.gov>, Olga Grooman <ogrooman@waynesvillenc.gov>
CC: Rob Hites <rhites@waynesvillenc.gov>, Elizabeth Teague <eteague@waynesvillenc.gov>, Jesse Fowler <jfowler@waynesvillenc.gov>, Martha Bradley <martha@sosharpe.com>

Mr. Hickox and Ms. Grooman,

Please review the email you sent to Teague on 10/15/2021.

Subject: Browning Branch
Date: Fri, 15 Oct 2021 14:49:30 -0500
From: Byron Hickox
To: Elizabeth Teague <eteague@waynesvillenc.gov>
CC: Olga Grooman <ogrooman@waynesvillenc.gov>

Elizabeth,

According to Greg Wishart, the pipe that Olga and I found on the Browning Branch site has been removed. Mr. Wishart had the pipe removed on Wednesday, October 13, 2021 and had the area seeded with grass and covered with straw.

I will confirm this with a site visit next week.

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Please provide any and all information about this "pipe" that you and Olga "found" on the Browning Branch site. Additionally, any information that you have (documents, photos, etc.) when you and Olga visited the site the following week.

Thank you,

Monroe A. Miller, Jr.

[Editor's Note: The following is a scanned copy of the ILLICIT DISCHARGE/CONNECTION REPORTING FORM I was presented with by Olga Grooman. It contains my mark-ups of problems contained within the form].



Town of Waynesville
Development Services

NOV 30 2021

ILLICIT DISCHARGE/CONNECTION REPORTING FORM

Inspector Information

Name: Byron Hickox, Olga Grooman	
Contact Phone Number: (828) 356-1172	Date and Time Reported: 10/11/2021

9/29/2021

Discharge/Connection Information

Property/Address: 74 Katka Loop, Waynesville, NC 28786	
Owner's Name: Browning Branch	Owner's Address: 4365 Arnold Avenue, Naples, FL 34104
Owner's Contact: Greg Wishart 828-646-1470 or gw868808@gmail.com	

How Long since Last Rainfall: <input type="checkbox"/> Raining Now <input checked="" type="checkbox"/> 0-2 Days <input type="checkbox"/> 3 or more Days	Nature of Discharge or Flow: <input type="checkbox"/> Solid (Continuous) <input checked="" type="checkbox"/> Intermittent (Occasional) <input type="checkbox"/> Pulsing (Fluctuating) <input type="checkbox"/> Transitory (Prior Spill)
If possible, identify the source of the discharge* <input checked="" type="checkbox"/> Pipe Outfall <input type="checkbox"/> Gutter <input type="checkbox"/> Sanitary Wastewater <input type="checkbox"/> Ditch <input type="checkbox"/> Septic System <input type="checkbox"/> Spill <input type="checkbox"/> Storm Sewer <input type="checkbox"/> Other: _____	Potential for Discharge to enter into: <input checked="" type="checkbox"/> Stream/Water Body <input type="checkbox"/> Wetland <input type="checkbox"/> Storm Drain <input type="checkbox"/> Other: _____
* Add descriptions of discharge/source and attach to this form	
Was water flow observed? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Direct Connection to pipe/inlet? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Was a photo taken? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, attach photos.
(2) Describe Odor: <input checked="" type="checkbox"/> None <input type="checkbox"/> Musty <input type="checkbox"/> Rotten Eggs (Sulphur) <input type="checkbox"/> Rancid/Sour Milk <input type="checkbox"/> Sewage <input type="checkbox"/> Gas/Petroleum <input type="checkbox"/> Cooking Oil <input type="checkbox"/> Other: _____	
(2) Describe Clarity: <input type="checkbox"/> Clear <input type="checkbox"/> Cloudy <input type="checkbox"/> Opaque <input type="checkbox"/> Sheen <input type="checkbox"/> Gray	
(2) Describe Color: <input type="checkbox"/> Red <input type="checkbox"/> Yellow <input type="checkbox"/> Brown <input type="checkbox"/> Green <input type="checkbox"/> Gray <input type="checkbox"/> White <input checked="" type="checkbox"/> Other: No flow observed	
(2) Solids/Floatables: <input type="checkbox"/> Garbage <input type="checkbox"/> Sewage <input type="checkbox"/> Tissue <input type="checkbox"/> Oil Sheen <input type="checkbox"/> Suds <input type="checkbox"/> Scum <input type="checkbox"/> Iron Sheen <input checked="" type="checkbox"/> Unknown	
Additional Information to assist in the Investigation (Vegetation Impacts?): _____ Describe Upstream/Source Origin/Land Use: <input type="checkbox"/> Forest <input checked="" type="checkbox"/> Ag <input checked="" type="checkbox"/> Rec <input type="checkbox"/> Farmstd <input type="checkbox"/> Com <input type="checkbox"/> Ind <input type="checkbox"/> Vac <input type="checkbox"/> Inst <input type="checkbox"/> Muni <input type="checkbox"/> Mng	
Follow up inspection: 7 Days NOV Issued: Yes No (circle) Verbal Warning	

<i>Follow up Investigation</i>		
Outfall Location: <u>Removed</u>		Within Town Limits?: Y / N
FIELD ANALYSIS:		
Odor: <u>N/A</u>	Solids/Floatables: <u>N/A</u>	Flow: <u>N/A</u>
Clarity:	Sheen/Scum:	Source Confirmed? Y / N
Color:	Condition of Vegetation: <u>Good</u>	Direct Connection? Y / N
Comments: <u>The pipe was removed, the area is covered with straw.</u>		
DATE: <u>10/19/2021</u>	Inspection Name: <u>Olga Grooman,</u>	Additional notes to file: <u>Pictures attached</u>
Follow-up with Complainant: <u>N/A</u>	Send Confirmed ID Elimination/Removal Letter: <u>N/A</u>	

Description of the issue/comments:

Tuesday, 10/12/2021. Olga and Byron met with Greg Wishart on site and located one outfall. Greg admitted that his crew put it in from the springhead for the outflow. He said that it did not discharge any sediment. The outfall was not flowing at the time of the site visit. Verbal warning issued to the contractor. He will remove the connection within 2 days.

Wednesday, 10/13/2021. Mr. Wishart confirmed to Byron by phone call that he removed the pipe and had the area seeded and covered with straw.

Tuesday, 10/19/2021. Olga and David went on site and confirmed that the pipe was removed and area was covered with straw. Pictures taken.

INSTRUCTIONS TO COMPLETE ILLICIT DISCHARGE REPORTING FORM

WHAT IS AN ILLICIT DISCHARGE:

An illicit discharge is any discharge into the storm sewer system that is not composed entirely of stormwater.

Examples: _____

- Dry weather discharges of wastewater into the storm sewer system from illegal dumping; spills and other non-stormwater pollution sources
- Discharges of pollutants, contaminants or illicit materials into storm drainage/sewer systems (oil, grease, solvents, metals, nutrients, toxics, viruses, bacteria)
- Improper antifreeze, oil disposal from vehicle maintenance, service stations
- Vehicle washing wastewaters
- Autobody/repair facility waste waters
- Plating shop waste water
- Manufacturers waste water
- Private service agencies waste water
- Wholesale/retail est. waste water
- Sanitary wastewater/connections
- Mobile rug cleaning waste dumping
- Laundry waste waters
- Disposal of auto/household toxics
- Vehicular/accidental spills
- Dairy barn waste waters
- On-lot disposal system- sewage effluent

WHAT IS NOT AN ILLICIT DISCHARGE:

The following non-stormwater discharges are not illicit discharges:

- Discharges from firefighting activities
- Potable water sources including dechlorinated waterline and fire hydrant flushings
- Irrigation drainage
- Lawn watering
- Water from individual residential car washing
- Dechlorinated swimming pool discharges
- Water from crawl space pumps
- Uncontaminated water from foundation or footing drains
- Routine external building wash down which does not use detergents or other compounds
- Pavement wash waters where spills or leaks of toxic or hazardous materials have not occurred (unless spilled material has been removed) and where detergents are not used
- Air conditioning condensate
- Springs
- Uncontaminated groundwater

(1.) Property Owner Information:

Determine property owners name, if available, and street address of the discharge source in the event that follow-up action or elimination is required. If unable to determine owner, write in "undetermined".

(2.) Description of Discharge for source identification/verification.

a. Odor: Determine which odors apply.

b. Clarity: How clear is the discharge?

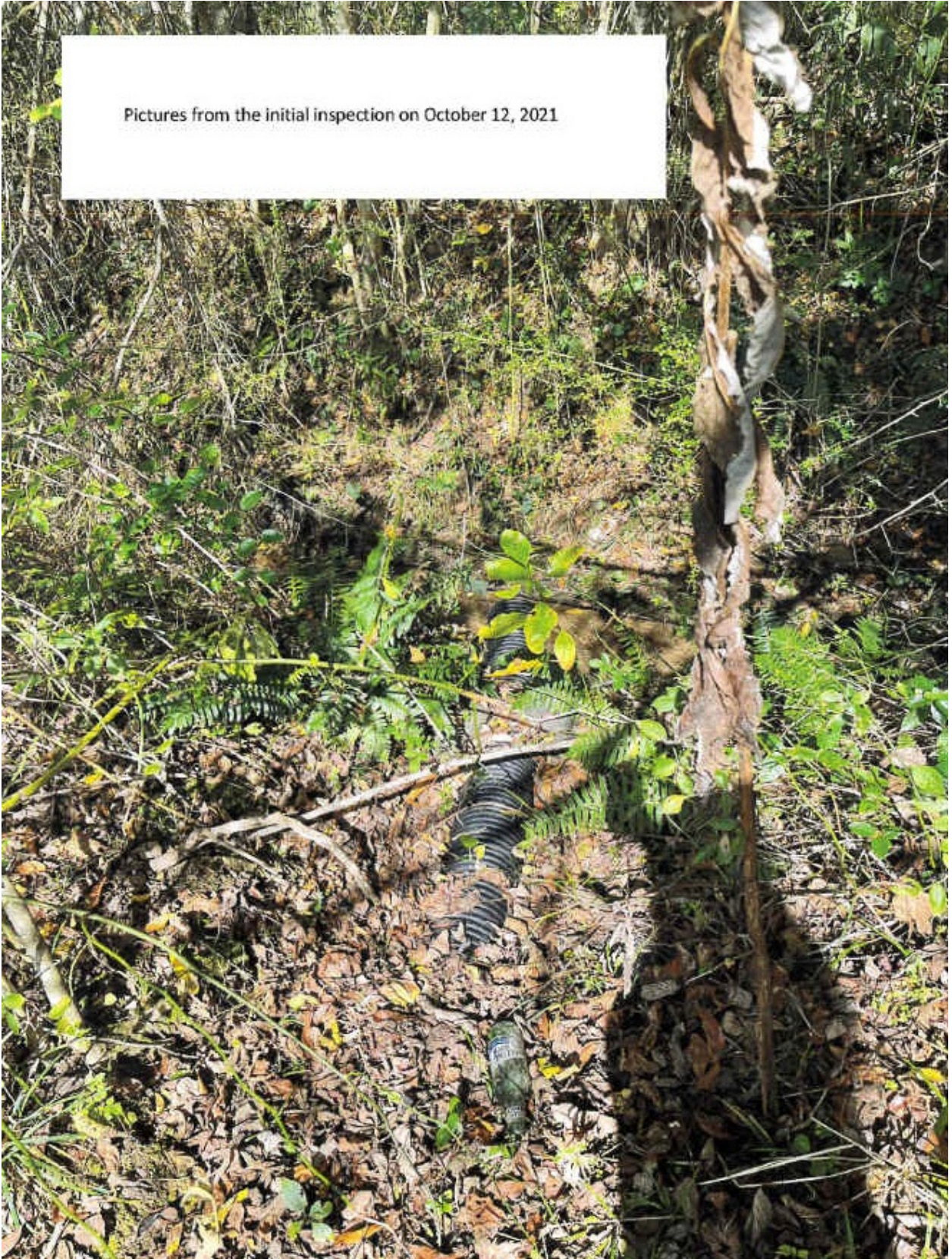
c. Color: Discharge color and colors in swale, pipe, ditch, etc.(Document if red/green deficient)

d. Solids/Floatables: Identify indicators of source.

Description of Solids/Floatables: • Iron vs. Oil Sheens:

Iron leaches from soils forming a breakable sheen on stagnant water surfaces when poked with a stick. Oil sheens will conform around and coat the surface of the stick.

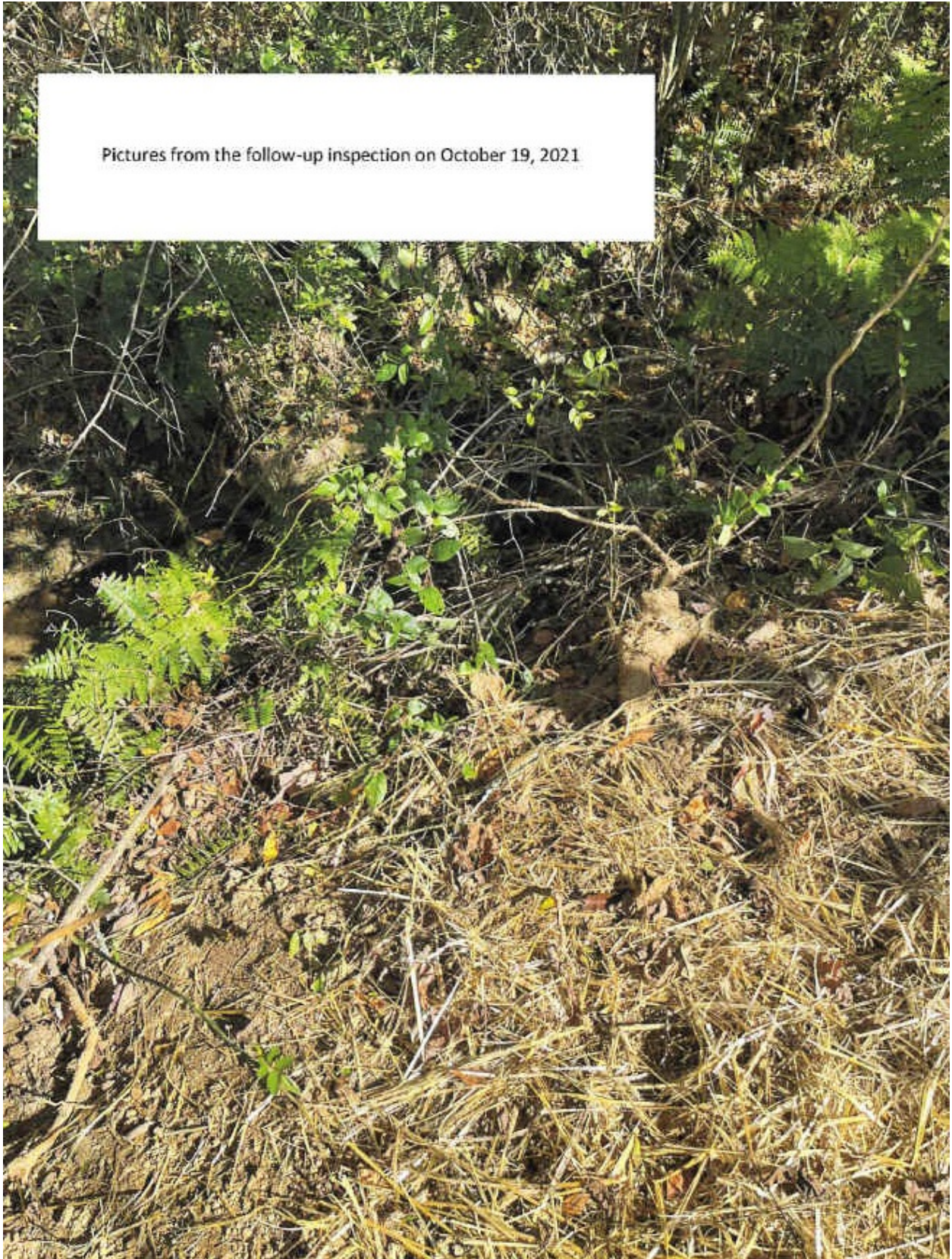
Pictures from the initial inspection on October 12, 2021







Pictures from the follow-up inspection on October 19, 2021









Subject: Re: Request for Public Information - "Pipe". #2
Date: Wed, 1 Dec 2021 10:11:17 -0500
From: Monroe Miller
To: Byron Hickox <bhickox@waynesvillenc.gov>, Elizabeth Teague <eteague@waynesvillenc.gov>
CC: Rob Hites <rhites@waynesvillenc.gov>, Jesse Fowler <jfowler@waynesvillenc.gov>, Martha Sharpe Bradley <martha@sosharpe.com>, Olga Grooman <ogrooman@waynesvillenc.gov>, Greg Wishart <gw868808@gmail.com>

Ms. Teague and Mr. Hickox,

Thank you for having Olga Grooman send me the report of the ILLICIT DISCHARGE created by Greg Wishart of Browning Branch, LLC.

There are a couple of problems that need to be resolved, however.

First, the Date and Time Reported is incorrect. It was reported on 9/29/2021, not 10/11/2021. See the following email, with the original attachment attached to this email.

Subject: Request for Public Information, #11, Culverts placed on parcel 8604-94-6707 by Greg Wishart.
Date: Wed, 29 Sep 2021 16:38:38 -0400
From: Monroe Miller
To: Elizabeth Teague <eteague@waynesvillenc.gov>, Byron Hickox <bhickox@waynesvillenc.gov>
CC: Rob Hites <rhites@waynesvillenc.gov>, Jesse Fowler <jfowler@waynesvillenc.gov>, Esther Coulter <ecoulter@waynesvillenc.gov>, Ron Sneed <ronsneed@bellsouth.net>, Stephen Swanger <stephen@mlassoc.com>, Greg Wishart <gw868808@gmail.com>, JAMES WEAVER "KIRK" KIRKPATRICK the III <Kirk.Kirkpatrick@haywoodcountync.gov>, Chris Lee <cdlee@ncdot.gov>, Marek Hevier <mhevier@gmail.com>, Martha Bradley <martha@sosharpe.com>

Ms. Teague and Mr. Hickox,

Please see attached.

Monroe A. Miller, Jr.

I have included a marked up copy of the report that Olga Grooman sent to me (1_of_2.pdf, and 2_of_2.pdf). See attached and please refer to the scanned attachment for the following:

- My initial complaint, on 9/29/2021, referred to two (2) culverts being placed on the adjacent property owners portion of the creek, not one. In the "Description of the issue/comments:", references are made twice to "the pipe".
- In the second pdf document supplied to me, (2_of_2.pdf), in the "Complaint" box, it states: "Two illegally connected outfalls ..."
- In the "Action" box in that same document, references are made to " ... located one outfall... ...the outfall... ...the pipe..."

This leads me to believe that only one of the two pipes was taken care of, not both of them. As I stated in my original complaint - "There are two (2) culverts, both located on the parcel 8604-94-6707. They are separated by a distance of about twenty (20) feet. The developer made an attempt to disguise these culverts. Both are located in dense vegetation."

Have Mr. Hickox go out again, re-inspect, and have Wishart take care of the second outfall. Upon completion, please have Olga Grooman send me a revised report.

Thank you,
Monroe A. Miller, Jr.