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**To:** [Benton Public Comment](#)  
**Subject:** LU24-027 May 7, 2025 comment to the record  
**Date:** Tuesday, May 6, 2025 4:52:51 PM  
**Attachments:** [May 7, 2025 testimony, LU24-025.rtf](#)

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May 7, 2025

Dear BCPlanning Commission,

I am in opposition to LU24-027. Thank you for your extensive research and review of this application and LU24-025 CUP 2023 which are similar to LU24-027 uses some of the same materials from the LU24-025 CUP 2023. All testimony from LU24-025 was submitted to this hearing record, and is applicable as it references the exact same area, with only a large disturbance foot print for LU24-027 CUP Landfill Expansion at Tampico Ridge.

I request that the hearing record remain open.

I am concerned that the Final Staff Report will not include the Public in a second LU24-027 Public Hearing with the BC Planning Commission.

BOC LU24-027 hearing will have the final Staff Report to deal with as a complete document on appeal if this occurs.

We are able to ask questions of staff, when or if the hard working BC Staff respond back to the public's many questions. Any new information/changes, exhibits, data, testimony submitted into this final Staff Report may need to be explained to the Planning Commission by the applicant and their consultant team members. This may occur in emails and other meetings which the public is not invited.

The public did not read in Planning Dept. or Planning Commission webpage's information that I recall, that the April 21, 25 Staff Report was not a final version.

This process of having a Final Staff Report without public involvement as a land use hearing, undermines Goal 6 and adds I feel, deep uncertainty to the workings of BC Planning with this particular CUP Application.

I concur with Nancy Whitcomb's testimony on  
Page 134-150 in BC3 - Part 6 of 6.

## Franchise Operation Agreement 2020-2040

“A clear understanding of the intent of language in the 2020 Franchise Agreement is necessary for a thorough interpretation of this document regarding questions such as the setting of the 1.1 M Tons/yr. intake limit relative to the expected life of the landfill over the term of the agreement, the proper interpretation of the “Tonnage Cap” term, stipulations that bear on questions of allowed intake capacity relative to expected landfill life, and the parties’ expectations of landfill expansion. To that end, release by Benton County of all available public records related to the negotiation of this agreement is necessary for proper consideration of these issues by this subcommittee and the larger work group.”

BCTT-2023 Page 163

Lack of transparency by Republic Services and BC Attorney to SWAC, DSAC, ENRAC regarding negotiations for the development of the 2020-2040 Franchise Operation Agreement to include multiple a revised clause’s adding unlimited dumping/cap removal, drives this landfill south expansion and earlier in time, closure of this LU24-027 south expansion landfill, due to unlimited dumping and the need to request an expansion again, in 5-6 years.

If the tonnage cap set by BC, is being exceeded currently and if so, how long has unlimited dumping been taking place at CBRLandfill, from what x date?

Is operation of two working faces currently in violation of any BC agreements with Republic Services or SWDP 306 with DEQ, as we do not see or hear from BC details that explain clearly about the operation of Cell6 6a. DEQ also has referenced to a permit to build Cell6 6A, and we assume this cell is operational under the existing SWDP 306 which expired in July 31, 2020.

Where is trash coming from or will be moved from in the future, to create unlimited dumping which directly is related to LU24-027? Will more out of State solid municple and Special waste be acquired(purchased) by Republic Services for other States, since the population of Oregon may not be expanding currently?

In BC1 Compiled County and Engineering Comment file:

Kellar Engineering KL  
Transite Consulting LLC

Letter to BC:

Error on Page 21 change Finley NWRefuge to E.E. Wilson Wildlife Refuge. Are there any other errors in presented engineering discussions, engineering firm decision making and findings and final reporting that may be also invalid?

Why does Maul Foster Long have the same exact paragraph on page 3 of 24 in their findings, that Columbia West Engineering Inc has on page 18 of 24 in their findings?

All Exhibits which are discussed in BC1 Compiled County and Engineering Comment file are missing from this file folder and they I assume are in the application.

Approx. 128 Odor reports in testimony that I have found so far in: Testimony files Part's 7,6,5, that affect the quality of life, livability, property value decline, health and safety risks long term, of residents, their pets, livestock and wildlife. Putting daily stress of having to deal with noxious odor trespassing at these locations in public testimony to the record for LU24-027 April and May 2025.

ODOR is expected to increase 2X with this expansion shared the applicant.

Odor reporting in Testimony, and from DSAC in their 2024 Annual Report

-2858 NW Monterey Place Corvallis Dennis M. Demeo in Part 7 04282025 page 70.

-5064 Scenic Drive NW Albany Lynda Capel from 2013 to current  
Tax lot 1041B0015 Benton County: owner Mr. Holdorf of this property situated next to Republic Services property for 35 years. "...Odor is stronger then ever more frequent then ever and is an A.M. nuisance gas that seeps through still air."

-37293 Helm Drive Soap Creek Valley, Mr. Doug Pollack, Odor impacts his life in BC3 Part 6 of 6 page 164

-E.E Wilson visit by: Sue Powell Page 53 BC3 Part 6 of 6 experiences landfill odor "...even when wind is not from the west..."

-DSAC Report 2024 page 68 in BC3 Part 6 of 6  
59% of 233 public comments to DSAC in 2024 may all originate as unique landfill odors from the only business with these types of pollutants in their Title V ACDischarge Permit in Benton County. Odor from landfill operation trespasses into homes, properties, cars... into school playground areas, and along roadways where bikers are in Benton County. Polk County may need to be surveyed to find odor reporting associated with the landfill and the expansion odor.

-18557 Haines Road, Ms. Shelley Fay Smith goes to Soap Creek for a book club and to E.E. Wilson and notes it is harder to go outside for this book club, in Soap Creek Valley, and to go to E.E. Wilson, when unique landfill odors are noted at these outdoor book club meetings, and at the refuge. In BC3 Part 6 of 6

-North Albany Ann Yost, noted odor issues in her testimony in Part 6 of 6.

There is a lack of awareness of the landfill or of this expansion in City of Adair Village. The Calloway Creek Subdivision may have a Deed Restriction that says no one from these Subdivision's multiple Phases, is allowed to get involved in any land use issue. Calloway Creek Subdivision was confirmed for build out, to support medium income working family housing pricing, with work locations nearby and transportation corridor nearby and abundant water supply to connect to each phased expansion subdivision. Families enjoy the outside at these homes and recreate locally in the Adair County Park, in OSU Mac and Dunn Forests, E.E. Wilson Wildlife Refuge, Peavy Arboretum and ect so are exposed to landfill dust, odor, roadside contamination from trash and hazardous waste hauling, roadside litter lost in transit to CBRLandfill, PRC operations smell, noise,

light pollution, private and commercial trash vehicle transport, traffic increases at Ryals Avenue which has not stop light to Highway 99.

So, this Deed restriction could be stopping this large group of area residents from speaking up, to this land use case, I assume.

VNEQS volunteers went door to door in Adair to deliver an informational post card to inform residents. City Hall was contacted several times to see if they could post up fliers about this land use at City Hall on a public information notice board, of published VNEQS meetings about this application, or about this hearing, or to post this information to a weekly newsletter to the community.

Santiam Christian (K-12) was contacted several times and VNEQ meeting fliers were mailed to the school to post up for Students and Staff to see on a public notice board. Kids have to play outdoors for the school year, even when there are odor rich dump days. Landfill odor contains VOX and NOX contaminants which are long term cancer risk chemicals and these should all be listed in the TitleV ACDischarge Permit 029502 which expired on Oct 1, 2014 from DEQ.

## DEQ

Over time, the public has noted that the Oregon DEQ is not helpful or is unwilling, or are unable to do their job with this landfill. TitleV ACDischarge permit is from 2014 and the DEQ has allowed Republic Service to renew it, or keep it active until this year. BCTT may have a section on this issue. I email the correct DEQ staff asking specific questions about this landfill and I never hear back. This says to me that DEQ is failing the public, because of XYZ occurring inside the DEQ.

Possibly many businesses in and outside Oregon can take full advantage of what is not working at the Oregon DEQ, such as DEQ Staff's possible lack of commitment to the State of Oregon, to uphold Environmental and Health statutes, environmental monitoring, pollution control management, air quality protection, and many other serious and significant responsibilities that DEQ is unable/unwilling or because of XYZ issues at DEQ, to deal with over time.

Some businesses in Oregon may use the XYZ problems in the DEQ to their long term advantage. Republic Services if from Arizona, with a corporate board in the overarching company WCSI, and owned by Mr. Bloomberg. Money making for the New York stock exchange ticker and the Board is the main company goal.

Working with BC together to do business at Coffin Butte Regional Landfill, and Tampico landfill expansion and Cell 6 and Cell 6A makes Republic Services the most money from CB Regional landfill in the entire U.S. holdings of:

x # of private landfills, chemical waste processing companies, waste hauling franchises, waste management as closed landfills for the long term and ect.

DEQ is seeking public input on Republic Services TitleV Air Contamination Discharge permit # 029502 issued on Oct. 1, 2014 to expire in 10 years by May 23, 2025

DEQ is unable to monitor XYZ issues and items due to: Recent in April 2025, Departmental computer hacking, no staff, no funding, retirement and drain of institutional knowledge/memory for this landfill and the owner, not interested, x staff will not do their job due to potentially in the trash industry also being employed by Rep. Service as well.

The State Committee that oversees DEQ staff and it's operations is unable also to manage and control DEQ Staff, and may be unwilling to direct their Staff, at DEQ to enforce their permits, codes, statutes and ect.

The lack of DEQ transparency to act allows Republic Service the latitude to do business to make money and with no over-site by BC to each new set Conditions of Approval. As Landfill Host, BC enjoys working with Republic Services staff together to jointly make money over time, for both entities from the operation of CBRLandfill.

Closure of this landfill can occur from whatever Republic Services says is the life of Cell6 Cell 6A. (12) years...

Build out of the very costly/profit loss LU24-027 may be being built and evaluated by multiple engineering firms, to in 5 short years, support a

future very profitable trash expansion landfill, across Coffin Butte Road, as demonstrated in LU24-025 CUP.

LU24-027 Tampico Ridge expansion landfill, will fill with unlimited dumping, or continue to fill with the already underway, unlimited dumping and be closed in 4-5 years.

LU24-027 to the south, may be being engineered currently, to support trash to be packed onto Coffin Butte Road, closing it forever, and into what remains here of the CButte valley floor area between the uncovered with plants since 2014, north landfill, and Tampico Ridge Expansion. With unlimited dumping into this center valley expansion landfill in perpetuity, or until BC says enough is enough.

The airspace is unlimited and free, generating money, to 550 feet plus, to link both Coffin Butte landfill which is at 550+ Feet currently, in violation of I assume a BC Condition of Approval to stop building higher at 500 feet, to the Tampico Ridge expansion, which will be built to 550 feet, to create a large single landfill area.

Both Coffin Butte ridge and Tampico Ridge have more surface area/topography, higher up above 550 Feet into which trash could be packed. Multiple unused Tax lots owned by VLFI on Coffin Butte Ridge will secure/anchor Republic Services to be able to build trash at this north landfill, higher I assume.

Coffin Butte Road can close using a Road Vacation request form at BC Public Works Office. BC Staff agreed with the total and permanent closure of Coffin Butte Road in 2023 in CUP LU24-025 Landfill Expansion application, if I recall correctly.

#### City of Adair Village drinking water safety concern

If City of Adair Village is currently taking CBR landfill leachate, into settling ponds at Adair County Park, then these waste settling ponds get released to Bowers Slough, after x time, and Bowers Slough confluences with the Willamette River, after x miles of Bowers Slough in EFU zone.

Is the City of Adair Village drinking Water intake from the Willamette River, downstream from where Bowers Slough confluences with the Willamette River? If so, this means that City of Adair Village residents get first hand leachate drainage from Bowers Slough over time, into their



drinking water supply that possibly is not treated but for bleach, particulates, smell, odor, taste controls with some carbon filtration possibly.

Thanks, Rana Foster, Corvallis Oregon

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