

Site Location for CUP-2025-08

Three Parcels containing 640 acres

Exhibit 1

Legend

-  Idaho Regional Waste Services (IRWS, LLC)
-  Site Location

 US Ecology Idaho (Rail Transfer Facility)

 Simco Environmental

Idaho Regional Waste Services (IRWS, LLC)



Exhibit 2

Elmore County's Violations	Addressed	Action
1.Failure to comply with IDEQ's Consent Order	Yes	WTDP Approval
2.Acceptance of additional tires	Yes	No new tires*
3.Storage of excessive tires threatening public health and safety	Yes	
4.Failure to provide Financial Assurance to Elmore County through cash bond for \$2.50/waste tire	Yes	Third Party Bond
5.(Failure to remediate violations in prior notice)	N/A	
6.Operations without a certified Operating Plan	Yes	Draft to CDH
7.Failure to apply for new CUP for additional uses	Yes	CUP Approved 5/1/25
8.Adequacy of closure and post-closure amounts	Yes	Third Party Bond
9.Failure to provide adequate daily cover	Yes	Corrective Actions
10.Failure to fund a site-monitor	N/A	
11.Lack of special waste management plan	Yes	Bulk Liquid Waste
12.Exceedance of disposal capacity	Yes	Cell 2B Design App
DEQ's Violation		
1. Leachate	Yes	Temporary/Permanent
2. Air Permit Renewal	Yes	App made
* Legacy Tires Diposal approved by DEQ and County with ASR		

90-Days Compliance Items								
Response to Elmore County CUP NOV dated August 7, 2023 and IDEQ Compliance Agreement with IRWS and								
Item No.	Issue	Proposed Compliance Deadline	Remedy	Milestone Date	Action/Follow Up	Assigned To	Status	Notes
6	Lack of Current Operating Plan and Groundwater Monitoring Plan	Ninety (90) days from day of Republic ownership	Republic Services will use its best efforts to obtain CDH's Operating Plan approval. If necessary, as determined by IDEQ pursuant to 40 CRF 258, submit a revised Groundwater Monitoring Plan (GWMP) within 90 days of Republic's ownership. The County will be provided with a copy thereof. Until a new Groundwater Monitoring Plan is submitted for review and approval, adhere to the April 14, 2022, Ground Water and Leachate Sampling Plan and semi-annual ground water monitoring schedule.	8/14/2025	Submit Operating Plan to CDH and County; Review and amend GWMP to IDEQ and sublit a County	Republic Services	Operating Plan is approved by DEQ; DEQ Granted Extention for Groundwater Monitoring to 10/13/25	Republic Services has begun an RFP process for Groundwater Monitoring Plan review and modifications for long-term. County to receive a copy of the plan.
Response to Elmore County CUP NOV dated August 7, 2023 and IDEQ NOV Issued on November 9, 2023								
Item No.	Violation	Proposed Compliance Deadline	Remedy	Milestone Date	Action/Follow Up	Assigned To	Status	Notes
8 and 1	Inadaquate Daily Cover	Within ninety (90) days – one year of Republic ownership	Interim cover refers to a layer of 12 inches of compacted soil between lifts to provide erosion control and structural stability. This is required by IDAPA 58.01.06 Solid Waste Management Rules. Interim cover should be placed on all exposed solid waste located on the top, flat surface of the current active cell within ninety (90) days of Republic ownership. Interim cover should be placed on all other areas of the Site that are not actively receiving waste within one (1) year of ownership. Republic Services will develop an interim cover plan to be submitted to IDEQ for review and approval. Republic Services will keep Elmore County apprised of submittals and approvals by submitting relevant correspondence to Elmore County Land Use and Building Department. The plan will address cover across the entire site as well as stabilization measures to retain cover over trash. Currently, trash is exposed across the entirety of the landfill. The entire landfill requires at least 12 inches of soil cover over all areas. Given the large quantity of soil required for this, the soils will be obtained from excavated material during construction of the new Cell 2B. Placement of interim cover on the entire Site will begin as soon as construction of the new cell begins and can reasonably be accomplished within the first year of ownership of the site. Daily and interim cover application shall be documented in the facilities operating records and made available to DEQ and Elmore County upon request. Elmore County may request verification of daily or interim cover at any time during operations or closure activities.	8/14/2025 - 5/16/2026	Interim cover to be placed on exposed cells within 90 days/Slop Integrity and Cover System Coorective Action Plan prepared by CEC submitted to IDEQ and County	Republic Services	In-progress; Slop Integrity and Cover System Coorective Action Plan to DEQ on 5/6/25; Interim cover in progress - Complete on top of active cell and other feasible areas per photo documentation provided by the Applicant on 8/14/25	After slopes are corrected, daily cover needs to be applied to "working face" and interim cover needs to be applied
Response to IDEQ NOV Issued on August 1, 2024								
Violation No.	Violation	Proposed Compliance Deadline	Remedy	Milestone Date	Action/Follow Up	Assigned To	Status	Notes
1	Timely Renewal of Tier 1 Air Permit	90 days from ownership by Republic	Submit a new Tier 1 air permit to DEQ within 90 days of the purchase of the Simco Road Landfill in compliance with IDAPA 58.01.01 (Air Quality Rules) and 40 CFR 70.7. Record of correspondence and submittals will be provided to Elmore County when they are available.	8/14/2025	Tier 1 Air Permit Applied to IDEQ.	Republic Services	Complete	Submitted to DEQ on 7/11/2025 and provided to the County.
Two Weeks Items Continued...								
Response to IDEQ NOV Issued on November 9, 2023								
Violation No.	Violation	Proposed Compliance Deadline	Remedy	Milestone Date	Action/Follow Up	Assigned To	Status	Notes
3	Unauthorized Leachate Disposal	Sump Plan submission within 2 weeks; Completion of Sump Plan Activities within one year; and Permanent Leachate System Operation within two years of date of Republic ownership	See requirements of Violation No. 2 of IDEQ NOV from November 9, 2023 as outlined above for Sump Plan. After Sump Plan submission, Republic shall work with IDEQ on any corrective action plan if any operational modification are warranted to the submitted Sump Plan and complete all recommendations of this Sump Plan as per guidance of IDEQ within one year of ownership. Republic shall receive approval of a Permanent Storage and Evaporation System for Leachate Management and replace the current interim tanks within two years. During this entire time, Republic shall provide Semi-Annual Leachate Monitoring Reports to DEQ.	5/30/2025; 5/16/2026 & 5/16/2027	Complete all recommendations of Sump Plan; Remove existing tanks; Build a permanent evaporation system	Republic Services	Sump Plan Submission Complete; Some recommendation are operational; Remaining remediations are In-progress	Sump Plan submitted to DEQ; Apprvoal Needed; Republic Services has begun RFP process for Semi-Annual Leachate Monitoring and Groundwater Monitoring Plan review and modifications for long-term operational success.
Day One Items Continued...								
Response to IDEQ Consent Order with IRWS								
Item No.	Issue	Proposed Compliance Deadline	Remedy	Milestone Date	Action/Follow Up	Assigned To	Status	Notes
10	2016 NOV Violation No. 6	To be initiated day one and completed within <u>two (2) years</u> of date of Republic ownership	Republic Services will adhere to items 10.A through C of the IDEQ Consent Order. Republic Services will not accept waste tires or other related tire products at the facility. Disposal of existing waste tires at the facility will adhere to the schedule outlined herein, or by other mechanism as approved by IDEQ. Disposal of waste tires will commence as soon as practicable and will be completed within two years from the date of ownership.	5/16/2027	Hire 3rd party to shred tires; use shredded tries for daily and interim cover, and show documentation at any time	Republic Services	Waste Tire Disposal Plan County Approval on 9/19	Republic received approval from DEQ to take tires to Pacific Steel Recycling for shredding and using it for cover with ASR
Response to Elmore County CUP NOV dated March 13, 2023								
Item No.	Violation	Proposed Compliance Deadline	Remedy	Milestone Date	Action/Follow Up	Assigned To	Status	Notes

1	Failure to comply with IDEQ Consent Order	To be <u>initiated day one</u> and completed <u>within two (2) years</u> of date of Republic ownership	The landfill has a large stockpile of legacy tires that have been stored at the site for many years. Republic Services will dispose of all tires by year two after date of ownership. This goal will be achieved by hiring a third party to shred the tires on-site and subsequently incorporating tire shreds into the incoming waste stream at a rate of at least 5% by weight of all waste disposed of daily. This method of disposal allows for Republic Services to have control over the disposal process and better control for any variables that may arise. However, the described method would not preclude Republic from seeking an alternative off-site disposal method, to be approved by DEQ and the County, that could potentially shorten this timeframe (e.g., hauling tires to cement plant for use as fuel). Republic Services has developed a Waste Tire Disposal Plan that is included with the CUP application. Any disposal of waste tires into the Landfill shall be in accordance with the Waste Tire Disposal Act. All waste tires shall be removed no later than two years from date of ownership by Republic.	5/16/2027	Hire 3rd party to shred tires; use shredded tries for daily and interim cover, and show documentation at any time	Republic Services	Waste Tire Disposal Plan County Approval on 9/19	Republic received approval from DEQ to take tires to Pacific Steel Recycling for shredding and using it for cover with ASR (Approval Requested)
	Failure to comply with IDEQ Consent Order	To be initiated <u>day one</u> of Republic ownership and completed <u>within two (2) years</u> of date of Republic ownership	Republic Services shall submit tire shredding updates twice per month on the status of the legacy tire removal to Central District Health (CDH) and Elmore County.	5/16/2027	Submit when tire shredding begins	Republic Services	Operation not started	Republic received approval from DEQ to take tires to Pacific Steel Recycling for shredding and using it for cover with ASR (Approval Requested)
3	Storage of tires, tire chips, and remnants	To be initiated <u>day one</u> of Republic ownership and completed two (2) years after date of ownership	See remedy for violation no. 1 above.	5/16/2027	Hire 3rd party to shred tires; use shredded tries for daily and interim cover, and show documentation at any time	Republic Services	Waste Tire Disposal Plan County Approval on 9/19	Republic received approval from DEQ to take tires to Pacific Steel Recycling for shredding and using it for cover with ASR (Approval Requested)

Response to Elmore County CUP NOV dated August 7, 2023 and IDEQ NOV issued on November 9, 2023

Item No.	Violation	Proposed Compliance Deadline	Remedy	Milestone Date	Action/Follow Up	Assigned To	Status	Notes
5 and 1	Failure to provide daily cover	<u>Day one</u> of Republic ownership to <u>one year</u> after date of ownership	Daily cover refers to a six inch layer of soil placed over trash at the working face at the end of each day to prevent nuisance and vector conditions. This is required by Idaho Administrative Procedure Act (IDAPA) 58.01.06 Solid Waste Management Rules. Republic Services will comply with applicable rules and regulations pertaining to daily cover from day one of ownership. Republic Services does not anticipate operating a working face on day one of ownership, but if there is any waste placement or waste relocation that could be considered a "working face" prior to beginning waste receiving operations at the landfill, daily cover will be provided as required.	5/16/2026	Draft Cover Plan submitted to DEQ and shared with County; Provide daily cover on working face	Republic Services	In-progress	Slope Integrity and Cover System Corrective Action Plan submitted to DEQ; Approval needed from DEQ; Third-party work is underway and reviewed by DEQ/CDH during weekly inspections
	Failure to slope stabilize operational cells and provide interim cover	<u>Day One</u> of ownership by Republic to <u>one year</u> after date of ownership	Cover Plan: A Cover Plan shall be developed and submitted to IDEQ day one of ownership and shall define stabilization practices to ensure that interim cover remains in place, and shall be shared with Elmore County upon submittal to, and approval by, IDEQ. Elmore County may request verification of daily or interim cover at any time during operations or closure activities. Daily and interim cover application shall be documented in the facility's operating records and made available to DEQ and Elmore County upon request. Republic Services shall conduct daily inspections to ensure ongoing compliance with cover requirements.	5/16/2026	Draft Cover Plan submitted to DEQ and shared with County; Continue to slope stabilize and add interim cover	Republic Services	In-progress	Slope Integrity and Cover System Corrective Action Plan submitted to DEQ; Approval needed from DEQ; Third-party work is underway and reviewed by DEQ/CDH during weekly inspections
8 and 1	Exceedance of allowed disposal capacity	To be initiated <u>day one</u> of Republic ownership and completed by the end of 2025 with the ability to request an extension up to two years after ownership.	The previous owner of the landfill overfilled multiple slopes and the external slopes are steeper than the permit allows. Republic Services will design and install a new cell to transition these steep slopes from external slopes to internal slopes. This construction is planned to begin as soon as practicable and be completed by the end of 2025. However, Republic Services may request an extension to complete this activity allowing two years after ownership in the case of unforeseen circumstances or delays. After this construction, future external slopes will not exceed the 3:1 requirement during Republic Services' ownership of the landfill. In the interim, estimated remediation and construction costs and associated financial assurance will account for the overfill and the requirement of 3:1 slopes in the final grades and based on current conditions. This financial assurance will be in place on day one of date of ownership (day one compliance).	12/31/2025	Resolve slopes exceedance and disposal capacity by the end of 2025; Continue to relocate trash to where capacity is available per approved cells of DEQ	Republic Services	In-progress	Slope Integrity and Cover System Corrective Action Plan submitted to DEQ; Approval needed from DEQ; Third-party work is underway and reviewed by DEQ/CDH during weekly inspections