



Elmore County Land Use and Building Department

*CUP REVOKED/CEASE AND DESIST *

520 East 2nd South Street
Mountain Home, Id. 83647
Phone: (208) 587-2142 ext. 254
Fax: (208) 587-2120

Mitra Mehta-Cooper
Director

Johnny Hernandez
Building Official

Colton Janousek
Building Inspector

James Roddin
Code Enforcement

Joel Cruz-Haber
Planner

Kacey Ramsauer
Planner

Steven Vinci
Permit Technician

Alyssa Nieto
Administrative
Assistant

Date: November 3, 2023

Sent via E-mail and Certified Mail

To: Idaho Regional Waste Services, LLC ("IRWS")
c/o Jessica Borders
jborders@irws.net
1020 W Main St. Ste #400
Boise, Idaho 83702

Re: Conditional Use Permit Revoked/Cease and Desist Operations at Simco Road Regional Landfill ("Landfill")

Dear Jessica:

Pursuant to Elmore County's Notices of Violation issued on March 13, 2023, and August 7, 2023, the Notice of Revocation of IRWS's Conditional Use Permit for the Simco Road Regional Landfill ("CUP"), on August 25, 2023, the decision of the Planning and Zoning Commission ("Commission") on September 21, 2023 to revoke the CUP, and the Board of County Commissioner's denial of IRWS's appeal of the Commission's decision, affirming the revocation of the CUP, **Elmore County hereby revokes IRWS's CUP effective this date, November 3, 2023.**

Based on the revocation of IRWS's CUP, IRWS, as of November 3, 2023, no longer has the legal authority to operate a RCRA Subtitle D Solid Waste Landfill at the Simco Road Regional Landfill site ("Site"). IRWS must cease operations immediately. Should IRWS fail to cease operations at the Landfill, Elmore County will be forced to seek all civil and judicial remedies, where all costs, fees, and damages will be sought.

Pursuant to Section VI(O) of the CUP, Elmore County, the Idaho Department of Environmental Quality, and Central District Health, expect IRWS's compliance with all closure and post-closure standards established by state and federal law. IRWS will receive further closure and post-closure instructions from the Idaho Department of Environmental Quality. In addition, all requirements of the Consent Order, Waste Tire Volume Reduction and Management Plan, and state and federal law, are still in effect and must be complied with. This includes, but is not limited to, disposal of all on-site waste tires and adequate financial assurance for closure and post-closure.

Sincerely,

Mitra Mehta-Cooper, AICP, CFM

cc:

Edward Dindinger, IRWS, LLC, ewd@rdkboise.com

John Crigler, IRWS, LLC, jcrigler@irws.net

John Runft, IRWS, LLC jlr@rdkboise.com

Matt Beeter, DEQ Solid Waste Program Manager, matthew.beeter@deq.idaho.gov

Jess Byrne, Director, DEQ, jess.byrne@deq.idaho.gov

Aaron Scheff, DEQ Boise Region Administrator, aaron.scheff@deq.idaho.gov

Dean Ehlert, DEQ Assessment & Compliance Bureau Chief, Dean.Ehlert@deq.idaho.gov

Susan Hamlin, Deputy Attorney General, susan.hamlin@deq.idaho.gov

Mike Reno, Program Manager, CDH, mreno@cdh.idaho.gov

Brent Copes, Environmental Health Specialist Senior, CDH, bcopes@cdh.idaho.gov

Abigail R. Germaine, Elmore County Counsel, arg@elamburke.com

Cindy Liles, Elmore County Landfill Engineer, Cindy.Liles@hdrinc.com

Vicky Trevathan, Elmore County Deputy Clerk, vtrevathan@elmorecounty.org