

 **Metro** | *Agenda*

Meeting: Metro Council
Date: Thursday, Jan. 12, 2012
Time: 2 p.m.
Place: Metro, Council Chamber

CALL TO ORDER AND ROLL CALL

- 1. INTRODUCTIONS**
- 2. CITIZEN COMMUNICATIONS**
- 3. CONSIDERATION OF THE MINUTES FOR JAN. 5, 2012**
- 4. ORDINANCES - SECOND READING**
 - 4.1 **Ordinance No. 12-1268**, For the Purpose of Annexing to the Metro District Boundary Approximately 99 Acres Adjacent to and Including a Portion of the Portland Community College Rock Creek Campus at 17705 NW Springville Road, Portland. **Harrington**

Public Hearing
- 5. RESOLUTIONS**
 - 5.1 **Resolution No. 12-4318**, For the Purpose of Confirming the Appointment of Members of the Nature in Neighborhoods Capital Grants Review Committee. **Hosticka**
- 6. CHIEF OPERATING OFFICER COMMUNICATION**
- 7. COUNCILOR COMMUNICATION**

ADJOURN

Television schedule for Jan. 12, 2012 Metro Council meeting

<p>Clackamas, Multnomah and Washington counties, and Vancouver, WA Channel 30 – Community Access Network <i>Web site:</i> www.tvctv.org <i>Ph:</i> 503-629-8534 <i>Date:</i> Thursday, Jan. 12</p>	<p>Portland Channel 30 – Portland Community Media <i>Web site:</i> www.pcmtv.org <i>Ph:</i> 503-288-1515 <i>Date:</i> Sunday, Jan. 15, 7:30 p.m. <i>Date:</i> Monday, Jan. 16, 9 a.m.</p>
<p>Gresham Channel 30 - MCTV <i>Web site:</i> www.metroeast.org <i>Ph:</i> 503-491-7636 <i>Date:</i> Monday, Jan. 16, 2 p.m.</p>	<p>Washington County Channel 30– TVC TV <i>Web site:</i> www.tvctv.org <i>Ph:</i> 503-629-8534 <i>Date:</i> Saturday, Jan. 14, 11 p.m. <i>Date:</i> Sunday, Jan. 15, 11 p.m. <i>Date:</i> Tuesday, Jan. 17, 6 a.m. <i>Date:</i> Wednesday, Jan. 18, 4 p.m.</p>
<p>Oregon City, Gladstone Channel 28 – Willamette Falls Television <i>Web site:</i> http://www.wftvmedia.org/ <i>Ph:</i> 503-650-0275 Call or visit web site for program times.</p>	<p>West Linn Channel 30 – Willamette Falls Television <i>Web site:</i> http://www.wftvmedia.org/ <i>Ph:</i> 503-650-0275 Call or visit web site for program times.</p>

PLEASE NOTE: Show times are tentative and in some cases the entire meeting may not be shown due to length. Call or check your community access station web site to confirm program times.

Agenda items may not be considered in the exact order. For questions about the agenda, call the Metro Council Office at 503-797-1540. Public hearings are held on all ordinances second read. Documents for the record must be submitted to the Regional Engagement Coordinator to be included in the decision record. Documents can be submitted by e-mail, fax or mail or in person to the Regional Engagement Coordinator. For additional information about testifying before the Metro Council please go to the Metro web site www.oregonmetro.gov and click on public comment opportunities. For assistance per the American Disabilities Act (ADA), dial TDD 503-797-1804 or 503-797-1540 (Council Office).

Agenda Item No. 3.0

Consideration of the Minutes for Jan. 5, 2012

Metro Council Meeting
Thursday, Jan. 12, 2012
Metro Council Chamber

Agenda Item No. 4.1

Ordinance No. 12-1268, For the Purpose of Annexing to the Metro District Boundary Approximately 99 Acres Adjacent to and Including a Portion of the Portland Community College Rock Creek Campus at 17705 NW Springville Road, Portland.

Metro Council Meeting
Thursday, Jan. 12, 2012
Metro Council Chamber

BEFORE THE METRO COUNCIL

FOR THE PURPOSE OF ANNEXING TO THE)	Ordinance No. 12-1268
METRO DISTRICT BOUNDARY APPROXI-)	
MATELY 99 ACRES ADJACENT TO AND)	Introduced by Chief Operating Officer
INCLUDING A PORTION OF THE PORTLAND)	Martha Bennett with the Concurrence of
COMMUNITY COLLEGE ROCK CREEK CAMPUS)	Council President Tom Hughes
AT 17705 NW SPRINGVILLE ROAD, PORTLAND)	

WHEREAS, Portland Community College, Rock Creek, has submitted a complete application for annexation of 99 acres (“the territory”) in the North Bethany area to the Metro District; and

WHEREAS, the Metro Council added the North Bethany area to the UGB, including the territory, by Ordinance No. 02-987A on December 5, 2002; and

WHEREAS, Title 11 (Planning for New Urban Areas) of the Urban Growth Management Functional Plan requires annexation to the district prior to application of land use regulations intended to allow urbanization of the territory; and

WHEREAS, Metro has received consent to the annexation from the owner of all the land in the territory; and

WHEREAS, the proposed annexation complies with the requirements of Metro Code 3.09.070; and

WHEREAS, the Council held a public hearing on the proposed amendment on January 12, 2012; now, therefore,

THE METRO COUNCIL ORDAINS AS FOLLOWS:

1. The Metro District Boundary Map is hereby amended, as indicated in Exhibit A, attached and incorporated into this ordinance.
2. The proposed annexation meets the criteria in section 3.09.070 of the Metro Code, as demonstrated in the Staff Report dated December 22, 2011, attached and incorporated into this ordinance.

ADOPTED by the Metro Council this 12th day of January, 2012.

Tom Hughes, Council President

Attest:

Approved as to form:

Kelsey Newell, Regional Engagement
Coordinator

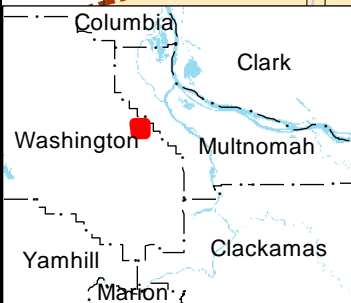
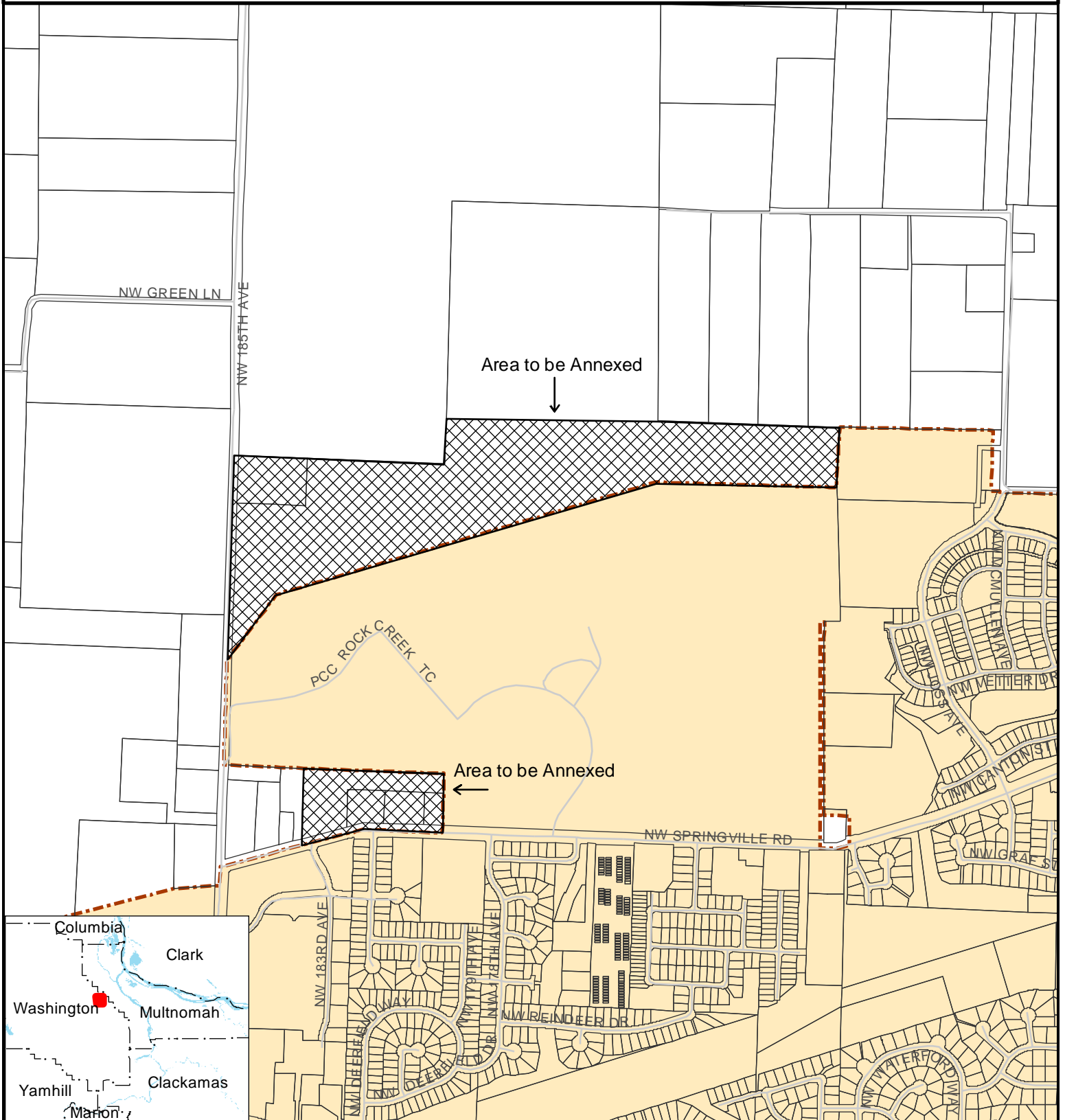
Daniel B. Cooper, Metro Attorney

Proposal No. AN-0211

1N1W18




Annexation to the Metro District Boundary

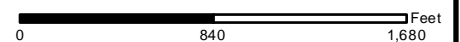
Washington County



Proposal No. AN-0211 Metro District boundary

1:10,000

-  Area to be annexed
-  Taxlots
-  Metro District boundary



Data Resource Center
 600 NE Grand Ave
 Portland, OR 97232-2736
 (503) 797-1742
<http://www.oregonmetro.gov/drc>

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STAFF REPORT

IN CONSIDERATION OF ORDINANCE NO. 12-1268, FOR THE PURPOSE OF ANNEXING INTO THE METRO DISTRICT BOUNDARY APPROXIMATELY 99 ACRES ADJACENT TO AND INCLUDING A PORTION OF THE PORTLAND COMMUNITY COLLEGE ROCK CREEK CAMPUS AT 17705 NW SPRINGVILLE ROAD, PORTLAND

Date: December 22, 2011

Prepared by: Tim O'Brien
Principal Regional Planner

BACKGROUND

CASE: AN-0211, Annexation to Metro District Boundary

PETITIONER: Portland Community College Rock Creek
17705 NW Springville Road
Portland, OR 97229

PROPOSAL: The petitioner requests annexation to the Metro District boundary following the Metro Council's addition of the property to the Urban Growth Boundary (UGB) in 2002. The applicant is currently in the process of annexing the subject site to the necessary service districts in Washington County.

LOCATION: The site is adjacent to and includes a portion of the Portland Community College (PCC) Rock Creek Campus located at 17705 NW Springville Road. A map of the site can be seen in Attachment 1.

ZONING: The property is designated Institutional by Washington County.

The proposal consists of five whole tax lots and a portion of a sixth tax lot all owned by Portland Community College. The land was added to the UGB in 2002 and was included in the North Bethany Subarea Plan that was recently adopted by Washington County. The land needs to be annexed into the Metro District for urbanization to occur.

APPLICABLE REVIEW CRITERIA

The criteria for an expedited annexation to the Metro District Boundary are contained in Metro Code Section 3.09.070.

3.09.070 Changes to Metro's Boundary

(E) The following criteria shall apply in lieu of the criteria set forth in subsection (d) of section 3.09.050. The Metro Council's final decision on a boundary change shall include findings and conclusions to demonstrate that:

- 1. The affected territory lies within the UGB;*

Staff Response:

The subject parcel was brought into the UGB in 2002 through the Metro Council's adoption of Ordinance No. 02-987A.

2. *The territory is subject to measures that prevent urbanization until the territory is annexed to a city or to service districts that will provide necessary urban services; and*

Staff Response:

The conditions of approval for Ordinance No. 02-987A include a requirement that Washington County apply interim protection measures for areas added to the UGB as outlined in Urban Growth Management Functional Plan Title 11: Planning for New Urban Areas. Title 11 requires that new urban areas be annexed into the Metro District Boundary prior to urbanization of the area. Washington County also requires the land to be annexed into the appropriate sanitary sewer, water, park and road service districts prior to urbanization occurring. The applicant is currently moving forward with the necessary annexation requirements with Washington County. These measures ensured that urbanization would occur only after annexation to the necessary service districts is completed.

3. *The proposed change is consistent with any applicable cooperative or urban service agreements adopted pursuant to ORS Chapter 195 and any concept plan.*

Staff Response:

The properties proposed for annexation are part of Washington County's North Bethany County Service District, established by the County Board of Commissioners on June 7, 2011. The proposed annexation is consistent with that agreement and is required by Washington County as part of a land use application. Washington County's extensive North Bethany planning process anticipated ongoing development on the PCC Rock Creek Campus. The inclusion of these PCC owned properties within the Metro District is consistent with all applicable plans.

ANALYSIS/INFORMATION

Known Opposition: There is no known opposition to this application.

Legal Antecedents: Metro Code 3.09.070 allows for annexation to the Metro District boundary.

Anticipated Effects: This amendment will add approximately 99 acres to the Metro District. The land is currently within the UGB in unincorporated Washington County. Approval of this request will allow for the urbanization of these parcels to occur consistent with the North Bethany Subarea Plan.

Budget Impacts: As the applicant was required to file an application fee to cover all costs of processing this annexation request, there is no budget impact.

RECOMMENDED ACTION

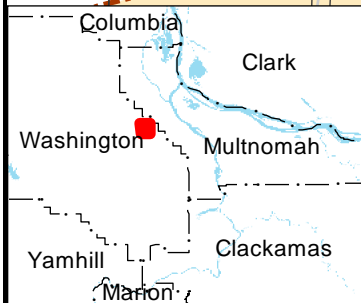
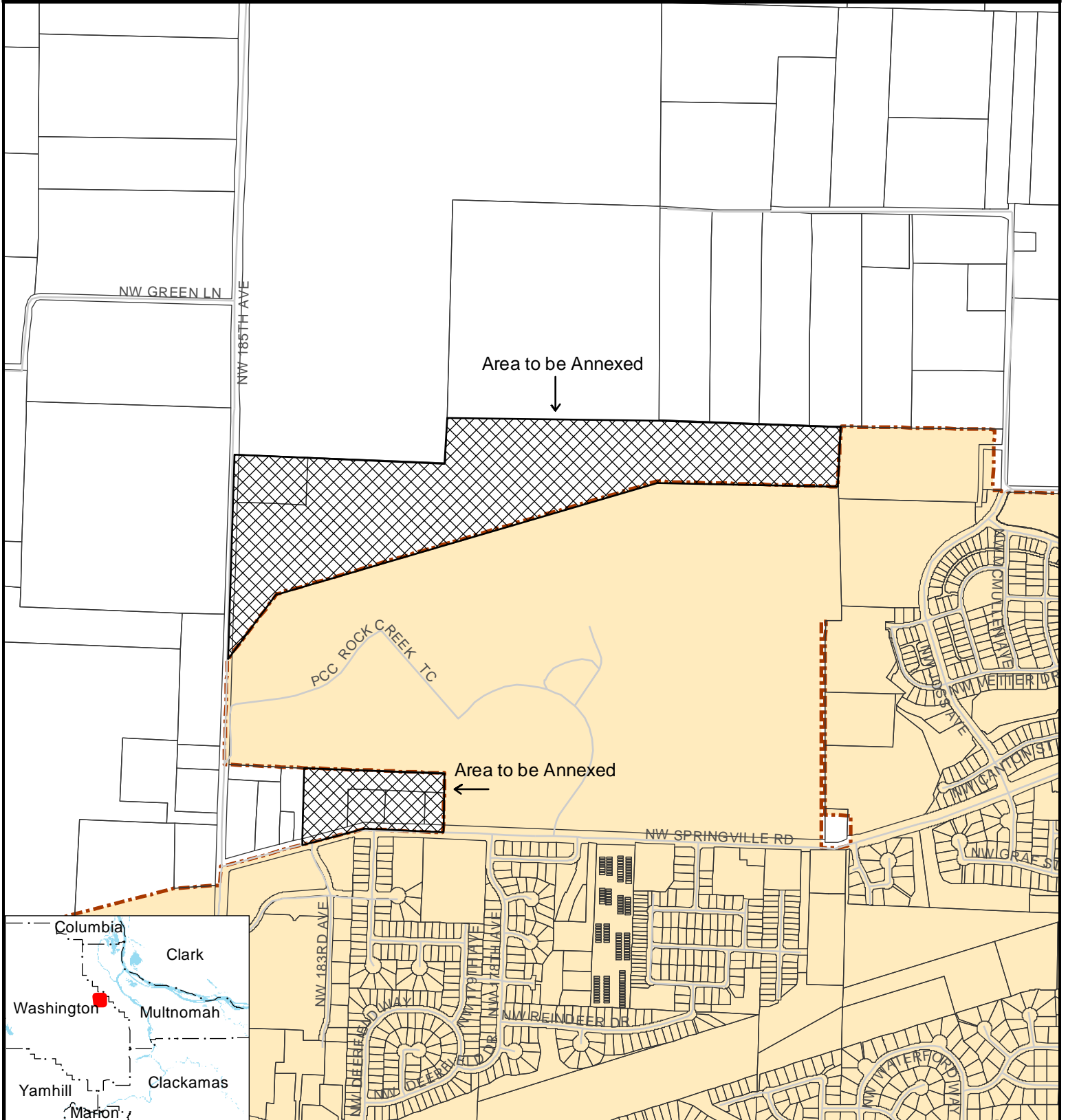
Staff recommends adoption of Ordinance No. 12-1268

Proposal No. AN-0211

1N1W18

Annexation to the Metro District Boundary

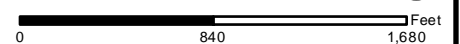
Washington County



Proposal No. AN-0211 Metro District boundary

1:10,000

- Area to be annexed
- Taxlots
- Metro District boundary



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Agenda Item No. 5.1

Resolution No. 12-4318, For the Purpose of Confirming the
Appointment of Members of the Nature in Neighborhoods
Capital Grants Review Committee.

Metro Council Meeting
Thursday, Jan. 12, 2012
Metro Council Chamber

BEFORE THE METRO COUNCIL

CONFIRMING THE APPOINTMENT OF MEMBERS) RESOLUTION NO. 12-4318
OF THE NATURE IN NEIGHBORHOODS CAPITAL)
GRANTS REVIEW COMMITTEE) Introduced by Council President Hughes
)
)

WHEREAS, Metro Code 2.19.230 establishes the Nature in Neighborhoods Grants Review Committee whose members are to be appointed by the Metro Council President subject to confirmation by the Metro Council; and

WHEREAS, the Metro Council confirmed the appointments of the original committee by Metro Council Resolution No. 07-3879 (“Confirming the Appointment of Members to the Nature in Neighborhoods Capital Grants Review Committee”), adopted Nov. 1, 2007; and

WHEREAS, the Metro Council confirmed the reappointment of members to the Nature in Neighborhoods Capital Grants Review Committee, and added an additional member to the position of Water Quality Specialist, by Metro Council Resolution No. 09-4096 (“Confirming the Reappointment of Members to the Nature In Neighborhoods Capital Grants Review Committee and Appointing a New Person In The Water Quality Specialist Position”), adopted Dec. 10, 2009; and

WHEREAS, certain committee members, including Metro’s Natural Resources staff member, have since completed their term of service, and three new members, a Metro Councilor and a new Metro Natural Resources staff member have been invited to serve on the committee; and

WHEREAS, three current committee members wish to be reappointed to the committee;

WHEREAS, the Council President desires to appoint three new members, a Metro Councilor and a new Metro Natural Resources staff member to the committee, and to reappoint three current members to the committee; now, therefore,

BE IT RESOLVED, that the Metro Council confirms the appointments to the Nature in Neighborhoods Capital Grants Review Committee, as set forth in Exhibit “A” attached hereto.

ADOPTED by the Metro Council this _____ day of _____ 2012.

Tom Hughes, Council President

Approved as to Form:

Daniel B. Cooper, Metro Attorney

Exhibit A to Resolution No. 12-4318

**Nature in Neighborhoods
Capital Grants Review Committee**

Committee Member Confirmations

The following persons shall fill positions that are not term-limited:

Carl Hosticka	Metro Councilor, District 3
Shirley Craddick	Metro Councilor, District 1
Brian Vaughn	Metro Senior Natural Resources Scientist

The following persons shall serve two-year terms, and be eligible thereafter to serve one additional two-year term:

Steve Yarosh	Community Representative, member of Natural Areas Program Performance Oversight Committee
Douglas Tsoi	Community Representative, Coordinator, Partners for a Sustainable Washington County Community

The following person shall serve a one-year term, and be eligible thereafter to serve two additional two year terms:

Michael W. Zilis, LA	Community Representative, Principal, Walker Macy
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The following persons have served an initial one-year term and one two-year term, and are being appointed and confirmed for their final two-year term, which commenced November 2010 and shall end October 2012:

Sue Marshall	Committee Chair, Water Quality Specialist
Todd Alsbury	Fish biologist, Oregon Department of Fish and Wildlife

The following person has served one two-year term, and is being appointed and confirmed for her final two-year term, which commenced December 2011 and shall expire November 2013:

Gayle Killam	River Network, Water Quality Specialist
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STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 12-4318, CONFIRMING THE APPOINTMENT OF MEMBERS OF THE NATURE IN NEIGHBORHOODS CAPITAL GRANTS REVIEW COMMITTEE

Date: Jan. 2, 2012

Prepared by: Heather Nelson Kent
503-797-1739

BACKGROUND

The Natural Areas Bond Measure provides \$15 million for a Nature in Neighborhoods Capital Grants Program to provide local organizations and public entities with additional funds for land acquisition and projects that protect and enhance natural resources in the urban environment.

The Metro Council created a new Nature in Neighborhoods Capital Grants Review Committee in November 2007. The Capital Grants Review Committee consists of members appointed by the Council President and confirmed by the Metro Council.

Members of the committee hail from all areas of the region and a variety of technical and professional disciplines, including water quality specialists, community representatives, a fish biologist, and a landscape architect.

The grant review committee reviews grant applications with the support and due diligence of Metro staff and makes recommendations for funding to the Metro Council. The Metro Council awards all grants under this program.

This Resolution confirms the reappoint of three current committee members. In addition, it confirms the appointment of new members to the committee, including a Metro Councilor, the Metro natural resources staff member and **three** members representing the community, including **a community member** also serving on the Natural Areas Program Citizen Oversight Committee.

ANALYSIS/INFORMATION

1. **Known Opposition**

None.

2. **Legal Antecedents**

Metro Resolution No. 06-3672B, "For the Purpose of Submitting to the Voters of the Metro Area a General Obligation Bond Indebtedness in the Amount of \$227.4 Million to Fund Natural Area Acquisition and Water Quality Protection," approved by the Metro Council on March 9, 2006.

Metro Code Section 2.19.230, "Nature in Neighborhoods Capital Grants Review Committee," which section establishes the purpose, authority, and member appointment process for the committee.

Metro Resolution No. 07-3879, "Confirming the Appointment of Members to the Nature in Neighborhoods Capital Grants Review Committee," approved by the Metro Council on November 1, 2007.

Metro Resolution No. 07-3874, "Confirming the Appointment of the Chair of the Nature in Neighborhoods Capital Grants Review Committee," approved by the Metro Council on December 6, 2007.

Metro Resolution No. 09-4027, “Confirming the Reappointment of Members to the Nature In Neighborhoods Capital Grants Review Committee, Designating the Chair, and Appointing a New Metro Natural Resources Staff Person,” adopted on February 19, 2009.

Metro Resolution No. 09-4096, “Confirming the Reappointment of Members to the Nature In Neighborhoods Capital Grants Review Committee and Appointing a New Person In The Water Quality Specialist Position,” approved by the Metro Council on December 10, 2009.

3. **Anticipated Effects**

By approving resolution 12-4318, the Metro Council will confirm the reappointment of three committee members whose terms have expired but who wish to continue serving, and will appoint a Metro Councilor, Metro staff member and three new community members to the committee. The expertise of these committee members helps ensure that the Metro Council awards grant funds to projects that best meet the goals and objectives of the Natural Areas Bond Measure.

4. **Budget Impacts**

There are no budget impacts.

RECOMMENDED ACTION

Staff recommends adoption of Resolution No. 12-4318.

Riverbend Landfill, McMinnville, OR

Proposed Installation of a Mechanically Stabilized Earth Berm Fact Sheet

December 15, 2011

Introduction

Riverbend Landfill, a subsidiary of Texas-based Waste Management, has applied to the Oregon Department of Environmental Quality for permission to construct an MSE Berm at the Riverbend Landfill in McMinnville, OR. The proposed “berm” is in fact a structure with a near vertical wall as its outside surface that will range in height from 35 feet to 40 feet above grade.

The proposed wall/structure will:

1. run around the majority of the existing landfill
2. expand the foot print of the existing landfill
3. be approximately 6,900 feet. (1.3 miles) in length.
4. be within the flood plain of the Yamhill River. The river has flooded 9 times in the last 14 years.
 4. be within 5 feet of the flood way of the Yamhill River
 5. enable Riverbend to add 78 million cubic feet of garbage to the dump. Stacked end to end in cubic foot increments that amount of garbage would stretch for 14,700 miles.
 6. be faced with galvanized wire mesh that will enclose vegetative soil, one foot deep, have 27 feet deep engineered fill behind the soil, be atop a 10 foot deep foundation of engineered fill, have a guard rail and road way on top of it and enclose a mountain of trash that will reach 150 feet above the Yamhill river.
 7. require approximately 240,000 cubic feet of soil and 9,000,000 cubic feet of engineered fill to form the MSE berm/structure. That quantity of soil and fill, at 12 cubic yards per dump truck, would require that 27,000 truckloads of material be brought to this site. Where this material would come from is not known. What impact the removal of this material would have on the environment, farming and the Yamhill River is not known.

Issues to be explored include but are not limited to the following:

1. Impact of the proposed structure on the Yamhill River flood way.
2. Impact of the proposed structure on the Yamhill River flood plain.
3. Impact of flood waters on the proposed structure.
4. Impact of the proposed additional garbage on air quality.
5. Impact of the removal of the needed fill material from off-site borrow areas.

6. Impact on the Yamhill River flood plain or flood way should the wire mesh rust out and allow the mountain of garbage to push beyond the boundary of the dump.
7. How will this structure be maintained now and into the future, while the dump is in operation and after it closes?

Request:

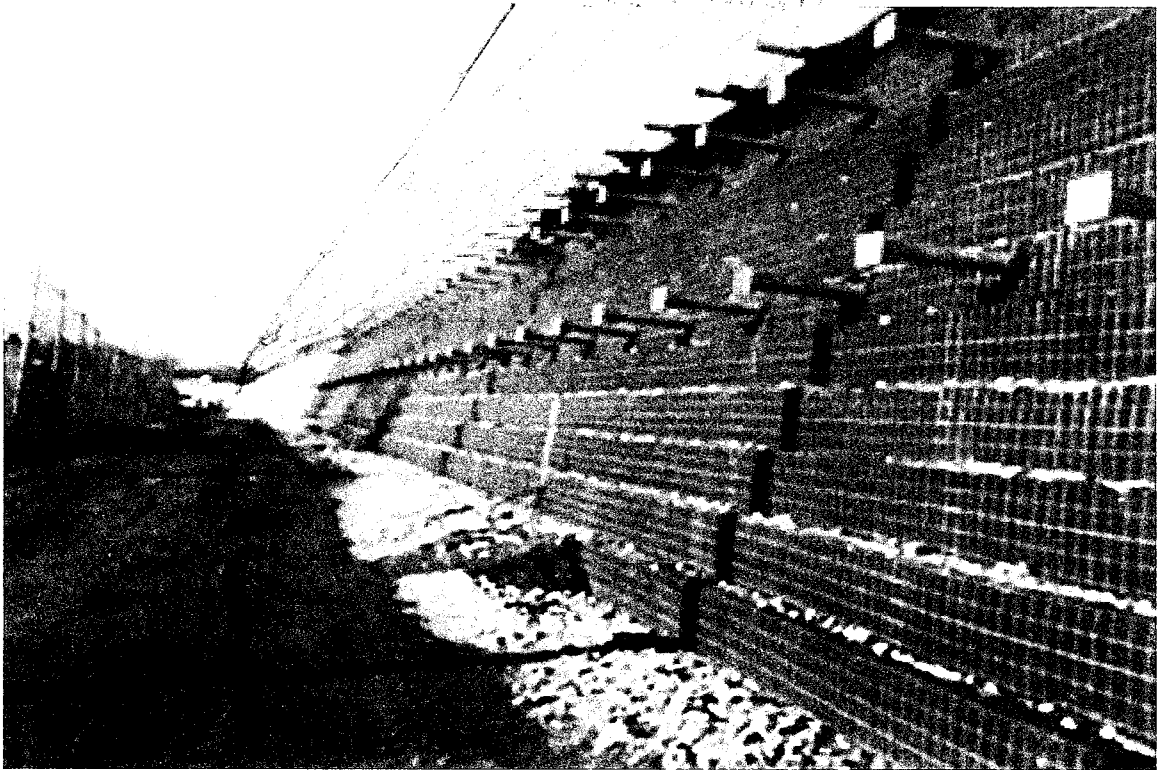
Thoroughly investigate the impacts of the proposed structure, its construction and the additional garbage that is proposed to be added to the Riverbed Landfill and determine if the proposed structure should be allowed to be built.

Respectfully submitted by:

Arnie Hollander
13440 SW McCabe Chapel Road
McMinnville, OR 97128

Attachment:

Picture of a MSE Berm $\frac{1}{2}$ as high as the proposed berm from a landfill in Massachusetts.



This is a photo of a "berm" that is about 20 feet high. Riverbank proposes to build a berm that will range from 20' to 40' high and be approximately 7000 feet (1.3 miles) long.

Metro Council Meeting

Portland, OR

January 12, 2012

RE: Stop Shipping Garbage to the Riverbend Landfill

The Metro Council has a laudable program to handle garbage in an environmentally sound manner and to limit the amount and type of garbage that ends up in landfills.

The Metro Council's regional planning policy states that "The Metro Council is working to make a great place for current and future generations. The region's land use and transportation policies protect farms and forests while revitalizing downtowns and main streets."

What I wonder is why then does the Metro Council allow its garbage to be taken to the Riverbend Landfill in Yamhill County when the Riverbend Landfill is literally a dump....a 135 foot high, 200 acre dump that is constructed on the banks of the Yamhill River and is in the heart of some of the most productive farms in the State of Oregon. Why does the Metro Council champion progressive means and methods to recycle garbage, to compost garbage to properly dispose of toxic and hazardous waste and even to use it in art projects and yet allow its garbage to be handled by Riverbend Landfill in the most archaic and rudimentary manner just down the Willamette Valley in Yamhill County.

Just take a drive down Highway 18 and as you leave McMinnville take a deep breath and look to your left. The dump will come into view as the largest man-made structure in the entire valley. Drive to the top of the dump and look out for miles and miles over the pristine agricultural lands that make up the northerly Willamette Valley. Then take whatever garbage you have with you and dump it over the side of this enormous mountain of trash to cover yet more prime farm land.

Riverbend Landfill is run by Texas-based Waste Management to maximize its financial gain. They care little about the hundreds of acres of prime farm land that it has and proposes to use for its dumping operations. It cares little about being an enormous eyesore, a noxious smelling dump, a source of pathogens that are ruining and damaging neighboring farms, and it cares little about being at the edge of the Yamhill River which has flooded up against their mountain of trash 9 out of the last 14 years.

Recently Riverbend Landfill applied to the Department of Environmental Quality for permission to build a 30 foot to 40 foot high wall around the existing and slightly enlarged dump so that it could add 78 million cubic feet of garbage on this site. Put into cubic foot increments that added garbage would stretch 14,700 miles.

The attached photographs show what the Riverbend Landfill, aka the dump, looks like today, what the adjoining areas look like. Also attached is a fact sheet that talks about the wall (MSE Berm) will be made of and look like.

Request

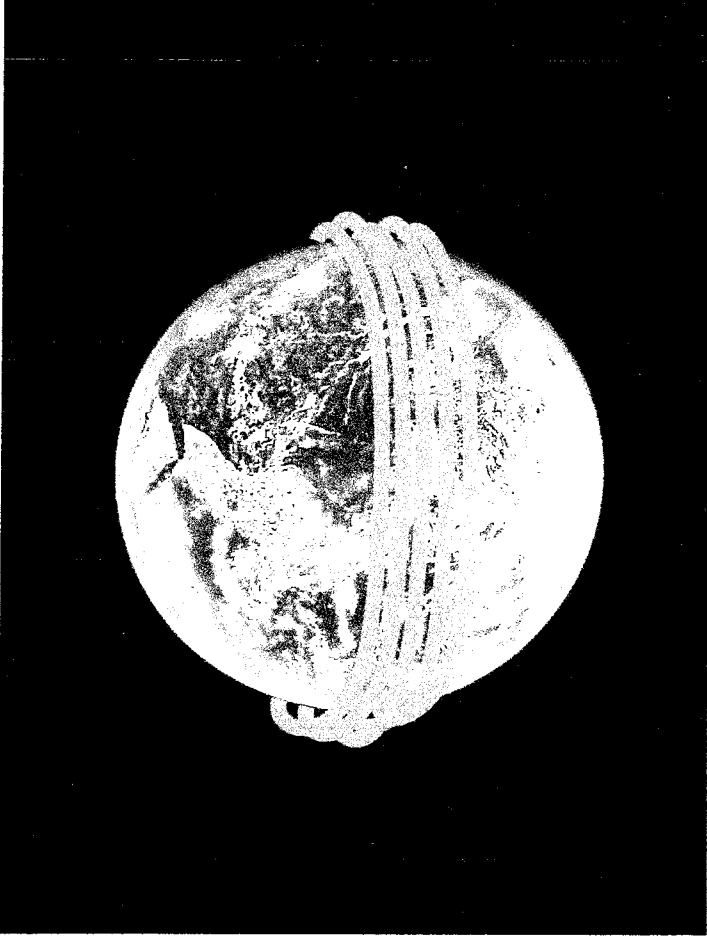
Please discontinue allowing your garbage to be shipped to Riverbend Landfill. Please stop allowing Riverbend to handle Metro garbage in ways the run counter to the excellent program that you have and are enacting. Riverbend Landfill is a dump that is environmentally, aesthetically, and functionally wrong. The Metro Council should demand that its waste managers live up to Metro's much higher standard. Stop shipping Metro garbage to the Riverbend Landfill.

Attachments:

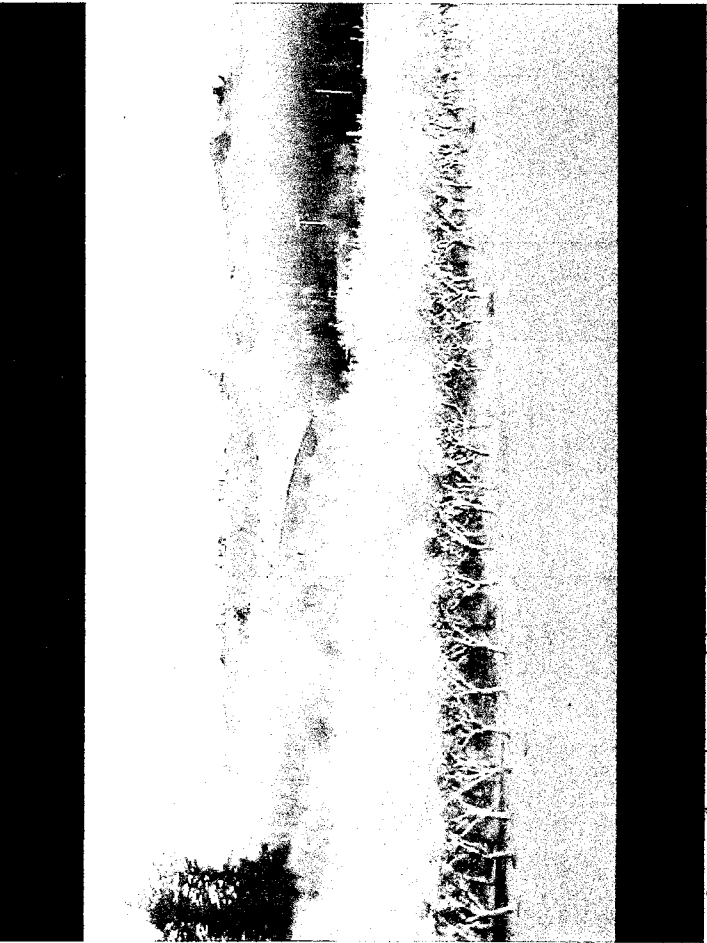
Riverbend site photographs
Fact Sheet on the MSE berm wall

Presented by:

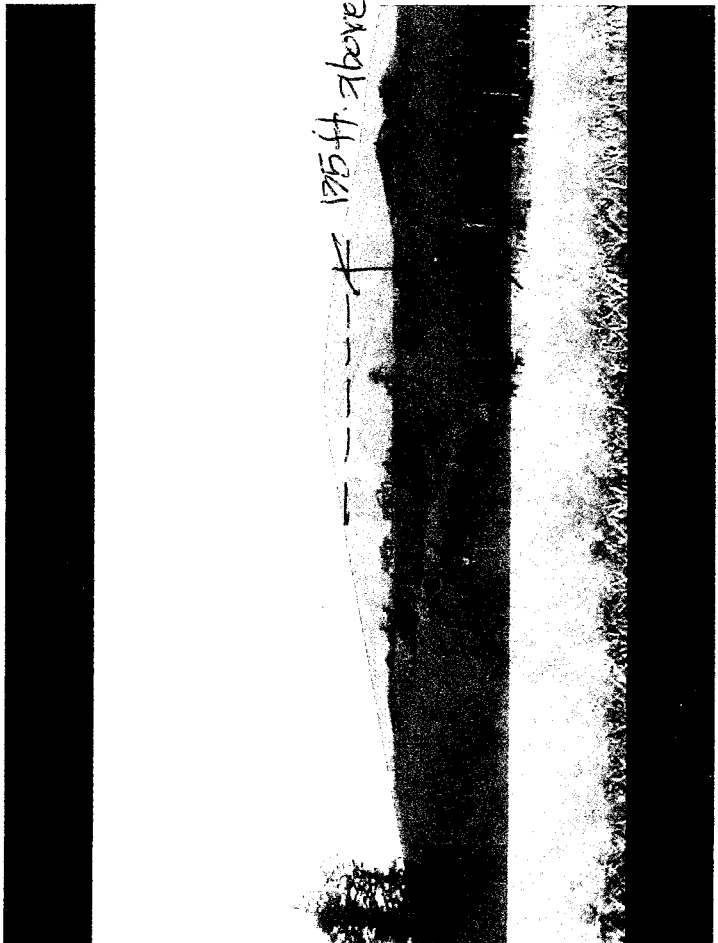
Arnie Hollander
13440 SW McCabe Chapel Road
McMinnville, OR 97128



17 cubic foot increments, Rysberg took wood
circle the Earth at least 3 times.



River bed level dropping above the valley farm pond



175 ft. above Highway 18 -
2011

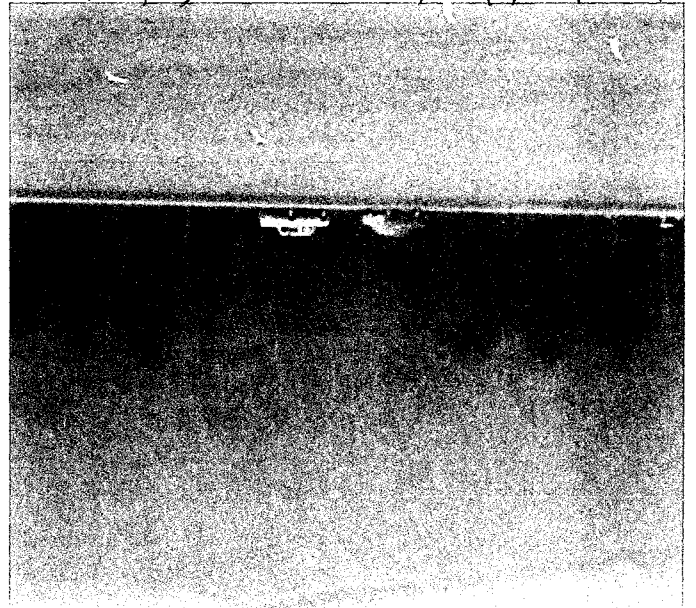
50% of this trash is
from METRO.



View from atop the mountain of trash.



River bend trash rising 135 feet above highway 103



Metro Council - January 12, 2012

Good afternoon Councilors:

My name is Susan Meredith. I reside at 14100 SW McCabe Chapel Rd in McMinnville OR. My husband and I own Meredith Mitchell Vineyards and I am a member of the Board of Waste Not of Yamhill County.

I am here today representing the interests of the Oregon wine industry. The Oregon wine industry is *greatly concerned* about the continued operation of Riverbend Landfill, located beside Hwy 18 in Yamhill County. Yamhill County also is the home of more than 127 world-class wineries and 255 vineyards. Because more than 50% of the 550,000+ tons of waste arriving annually at Riverbend currently comes from Metro, all Metro decisions regarding solid waste disposal affect our industry.

Why? Because the presence of a 195 ft. mountain of putrid, rotting trash sitting beside the main tourist route through Yamhill County and on the banks of the S. Yamhill River is not only a smelly eyesore but is *simply incompatible* with the environmentally-sustainable focus of the vineyards and wineries located in Yamhill County.

With a unanimous vote, members of the Willamette Valley Wineries Association, which represents more than 100 wineries in the valley, have voted to oppose the proposed expansion of Riverbend Landfill necessary for future capacity at Riverbend. They have also joined Waste Not of Yamhill County as a coalition partner in our efforts to have Riverbend close permanently when it reaches its permitted capacity in mid-2014.

Our industry is globally-acclaimed for producing “world class wines”. A recent study highlighted the \$2.7 billion contribution of our industry to Oregon’s economy. Industry revenue has increased 94% since 2000 and, as a result, created jobs for thousands more workers.

Yamhill County is the centerboard of the state's wine economy; Yamhill County alone has 32% of the state's wineries and 30% of the vineyards. This is what is at stake.

We cannot afford to risk this unique "place in the sun" or the jobs and the economic contribution to the state's economy simply to be a dumping ground for Metro's waste.

Riverbend currently contains *more than 10 million tons* of CO₂ and methane-belching waste. Every year another 275,000+ tons, or more, arrives from Metro alone. Without Metro's waste stream, there would be far less, or perhaps no, economic incentive for Waste Management to operate this facility. Metro is the economic engine that is driving Riverbend's existence.

We ask that you seriously consider the extremely negative impact that this landfill has on not only the wine industry but on Yamhill County as a whole. As a DEQ person recently told us: Riverbend Landfill should never have been put there in the first place and, if they tried to do so now, it would never be approved by DEQ.

Thus, **now** is the time to take the steps necessary to make sure Riverbend closes after its permit expires in 2014. We need your help in making that happen by **removing your waste stream from Riverbend** - sooner rather than later. Simply take your trash elsewhere. Arlington has sufficient capacity to handle more Metro waste, and, they want your trash!

Thank you.

Susan Meredith

14100 SW McCabe Chapel Rd

McMinnville, OR 97128

503.474.9929

Unsorted Trash from Forest Grove - Oct 2010
Hwy 47

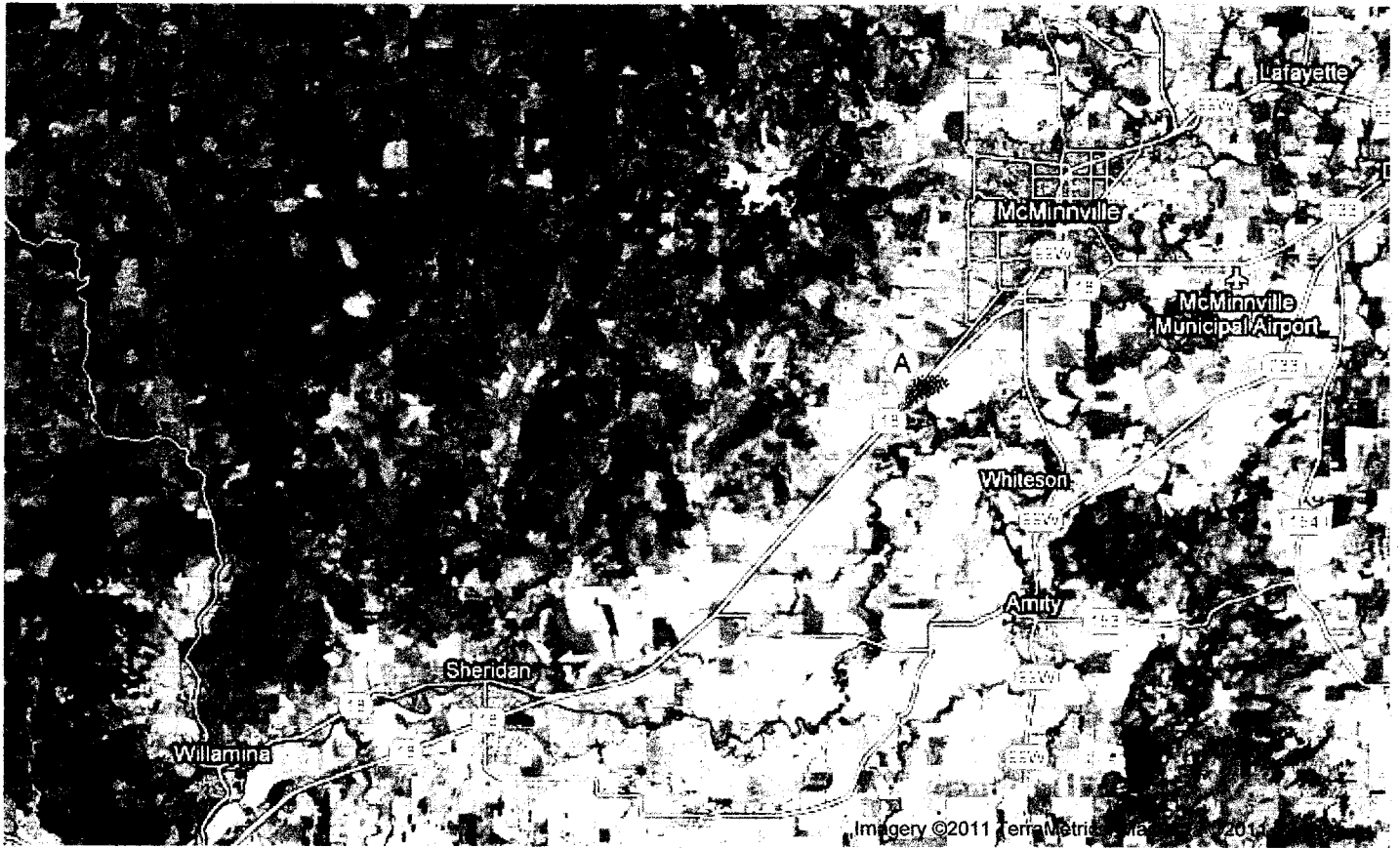


Riverbend Landfill Surrounded by Filberts & Farms



Google

To see all the details that are visible on the screen, use the "Print" link next to the map.



A = Landfill
timberland & family farms around it

Jan 2009 P. bend (anar)





Arlington 1606811

Materials following this page were distributed at the meeting.

Riverbend Landfill, McMinnville, OR

Proposed Installation of a Mechanically Stabilized Earth Berm Fact Sheet

December 15, 2011

Introduction

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The proposed wall/structure will:

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2. expand the foot print of the existing landfill
3. be approximately 6,900 feet. (1.3 miles) in length.
4. be within the flood plain of the Yamhill River. The river has flooded 9 times in the last 14 years.
 4. be within 5 feet of the flood way of the Yamhill River
 5. enable Riverbend to add 78 million cubic feet of garbage to the dump. Stacked end to end in cubic foot increments that amount of garbage would stretch for 14,700 miles.
 6. be faced with galvanized wire mesh that will enclose vegetative soil, one foot deep, have 27 feet deep engineered fill behind the soil, be atop a 10 foot deep foundation of engineered fill, have a guard rail and road way on top of it and enclose a mountain of trash that will reach 150 feet above the Yamhill river.
 7. require approximately 240,000 cubic feet of soil and 9,000,000 cubic feet of engineered fill to form the MSE berm/structure. That quantity of soil and fill, at 12 cubic yards per dump truck, would require that 27,000 truckloads of material be brought to this site. Where this material would come from is not known. What impact the removal of this material would have on the environment, farming and the Yamhill River is not known.

Issues to be explored include but are not limited to the following:

1. Impact of the proposed structure on the Yamhill River flood way.
2. Impact of the proposed structure on the Yamhill River flood plain.
3. Impact of flood waters on the proposed structure.
4. Impact of the proposed additional garbage on air quality.
5. Impact of the removal of the needed fill material from off-site borrow areas.

6. Impact on the Yamhill River flood plain or flood way should the wire mesh rust out and allow the mountain of garbage to push beyond the boundary of the dump.
7. How will this structure be maintained now and into the future, while the dump is in operation and after it closes?

Request:

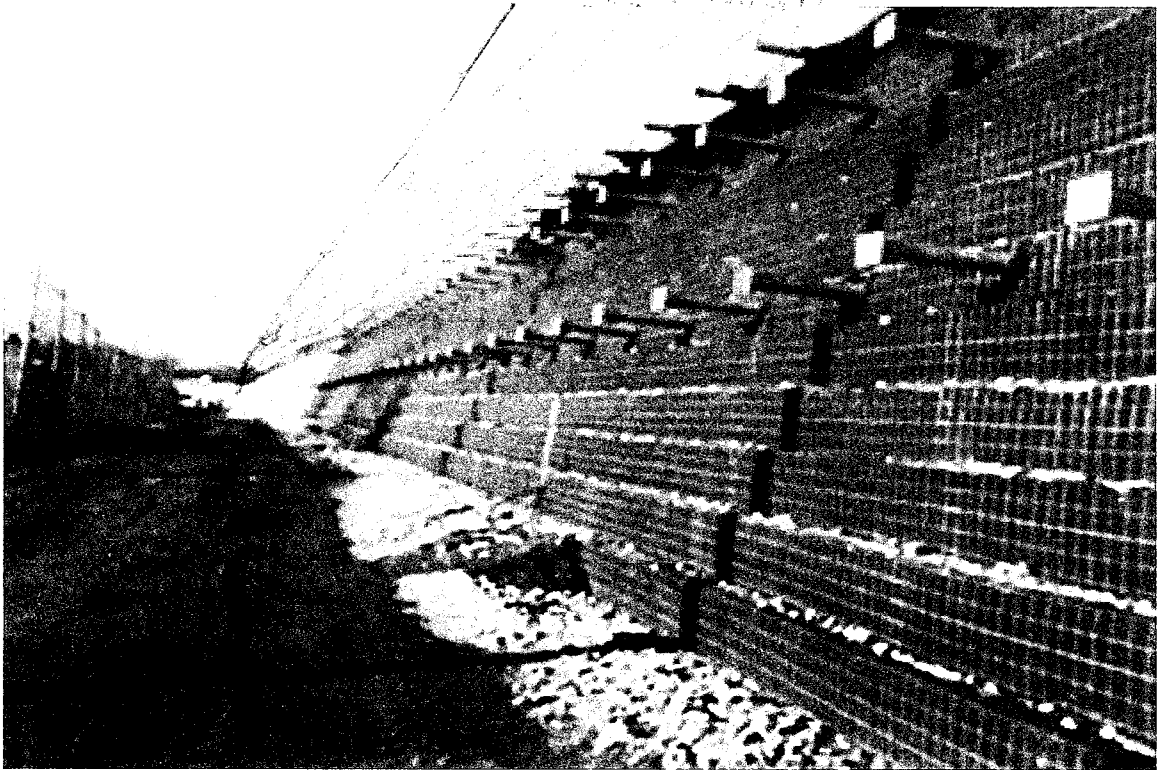
Thoroughly investigate the impacts of the proposed structure, its construction and the additional garbage that is proposed to be added to the Riverbed Landfill and determine if the proposed structure should be allowed to be built.

Respectfully submitted by:

Arnie Hollander
13440 SW McCabe Chapel Road
McMinnville, OR 97128

Attachment:

Picture of a MSE Berm $\frac{1}{2}$ as high as the proposed berm from a landfill in Massachusetts.



This is a photo of a "berm" dike is about 20 feet high. Riverbank proposes to build a berm-dike will range from 20' to 40' high and be approximately 7000 feet (1.3 miles) long.

Metro Council Meeting

Portland, OR

January 12, 2012

RE: Stop Shipping Garbage to the Riverbend Landfill

The Metro Council has a laudable program to handle garbage in an environmentally sound manner and to limit the amount and type of garbage that ends up in landfills.

The Metro Council's regional planning policy states that "The Metro Council is working to make a great place for current and future generations. The region's land use and transportation policies protect farms and forests while revitalizing downtowns and main streets."

What I wonder is why then does the Metro Council allow its garbage to be taken to the Riverbend Landfill in Yamhill County when the Riverbend Landfill is literally a dump....a 135 foot high, 200 acre dump that is constructed on the banks of the Yamhill River and is in the heart of some of the most productive farms in the State of Oregon. Why does the Metro Council champion progressive means and methods to recycle garbage, to compost garbage to properly dispose of toxic and hazardous waste and even to use it in art projects and yet allow its garbage to be handled by Riverbend Landfill in the most archaic and rudimentary manner just down the Willamette Valley in Yamhill County.

Just take a drive down Highway 18 and as you leave McMinnville take a deep breath and look to your left. The dump will come into view as the largest man-made structure in the entire valley. Drive to the top of the dump and look out for miles and miles over the pristine agricultural lands that make up the northerly Willamette Valley. Then take whatever garbage you have with you and dump it over the side of this enormous mountain of trash to cover yet more prime farm land.

Riverbend Landfill is run by Texas-based Waste Management to maximize its financial gain. They care little about the hundreds of acres of prime farm land that it has and proposes to use for its dumping operations. It cares little about being an enormous eyesore, a noxious smelling dump, a source of pathogens that are ruining and damaging neighboring farms, and it cares little about being at the edge of the Yamhill River which has flooded up against their mountain of trash 9 out of the last 14 years.

Recently Riverbend Landfill applied to the Department of Environmental Quality for permission to build a 30 foot to 40 foot high wall around the existing and slightly enlarged dump so that it could add 78 million cubic feet of garbage on this site. Put into cubic foot increments that added garbage would stretch 14,700 miles.

The attached photographs show what the Riverbend Landfill, aka the dump, looks like today, what the adjoining areas look like. Also attached is a fact sheet that talks about the wall (MSE Berm) will be made of and look like.

Request

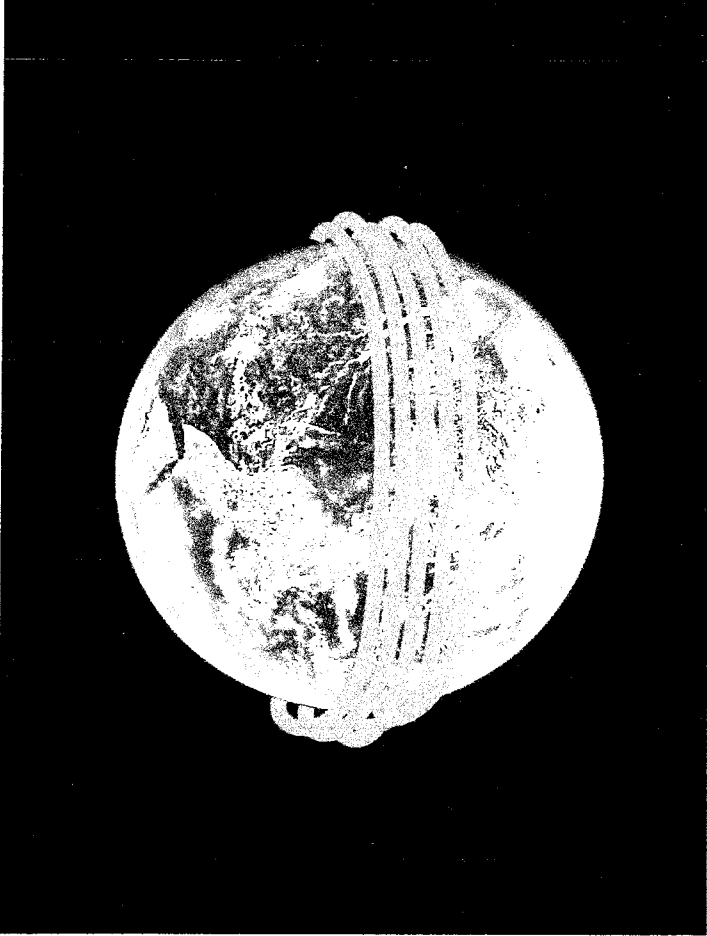
Please discontinue allowing your garbage to be shipped to Riverbend Landfill. Please stop allowing Riverbend to handle Metro garbage in ways the run counter to the excellent program that you have and are enacting. Riverbend Landfill is a dump that is environmentally, aesthetically, and functionally wrong. The Metro Council should demand that its waste managers live up to Metro's much higher standard. Stop shipping Metro garbage to the Riverbend Landfill.

Attachments:

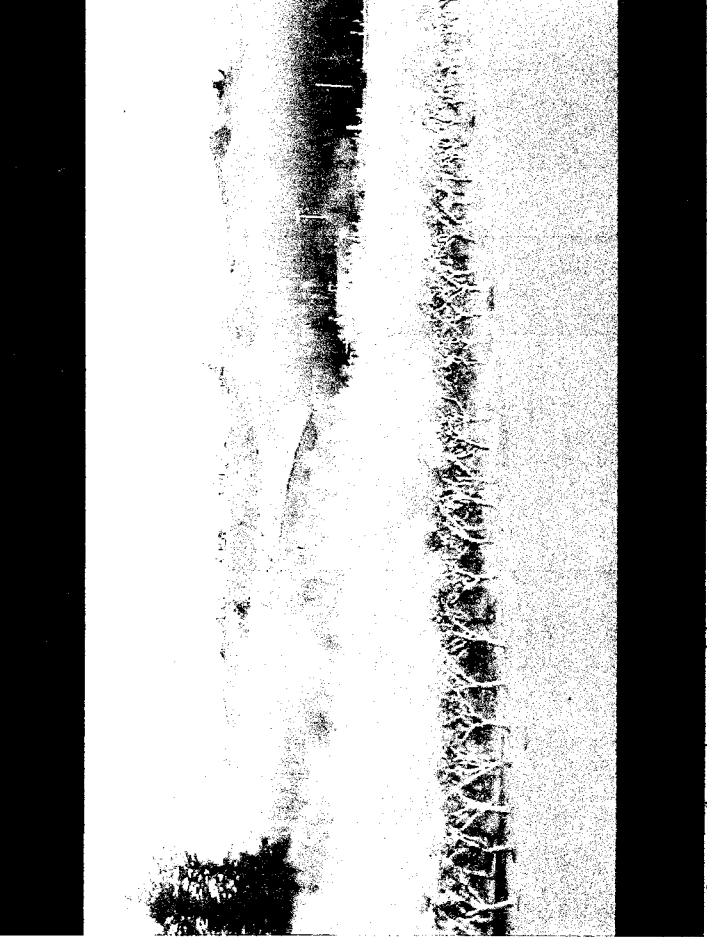
Riverbend site photographs
Fact Sheet on the MSE berm wall

Presented by:

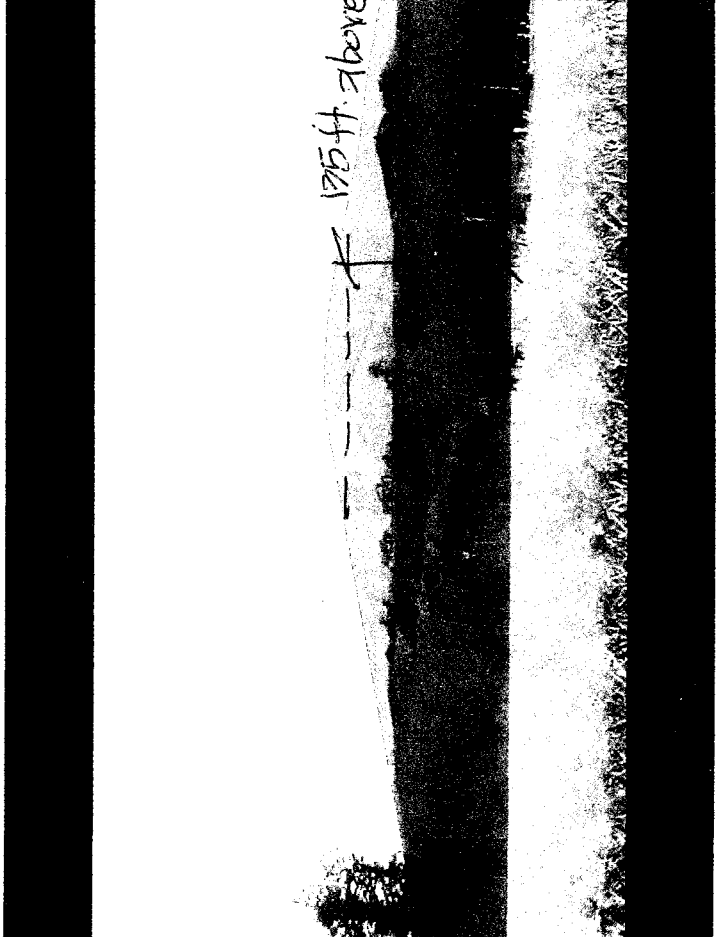
Arnie Hollander
13440 SW McCabe Chapel Road
McMinnville, OR 97128



17 cubic foot increments, Rysberg took wood
circle the Earth at least 3 times.



River bed level dropping above the valley farm pond



175 ft. above Highway 18 -
2011

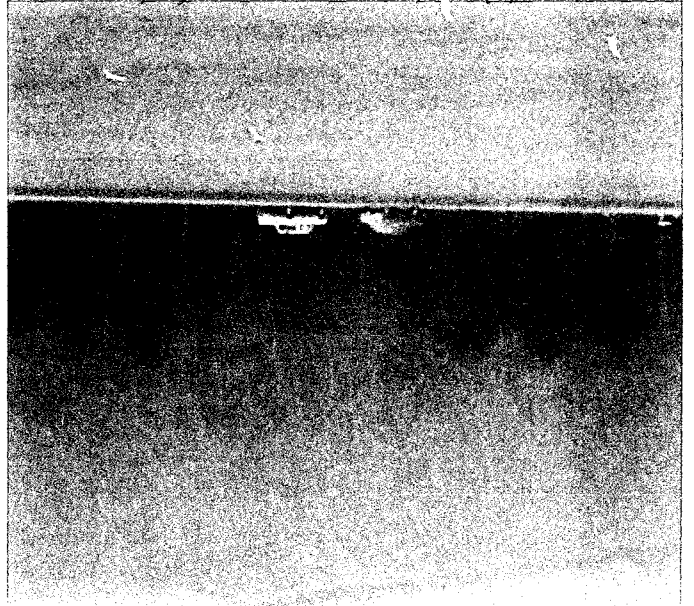
50% of this trash is
from METRO.



View from atop the mountain of trash.



River bend trash rising 135 feet above highway 103



Metro Council - January 12, 2012

Good afternoon Councilors:

My name is Susan Meredith. I reside at 14100 SW McCabe Chapel Rd in McMinnville OR. My husband and I own Meredith Mitchell Vineyards and I am a member of the Board of Waste Not of Yamhill County.

I am here today representing the interests of the Oregon wine industry. The Oregon wine industry is *greatly concerned* about the continued operation of Riverbend Landfill, located beside Hwy 18 in Yamhill County. Yamhill County also is the home of more than 127 world-class wineries and 255 vineyards. Because more than 50% of the 550,000+ tons of waste arriving annually at Riverbend currently comes from Metro, all Metro decisions regarding solid waste disposal affect our industry.

Why? Because the presence of a 195 ft. mountain of putrid, rotting trash sitting beside the main tourist route through Yamhill County and on the banks of the S. Yamhill River is not only a smelly eyesore but is *simply incompatible* with the environmentally-sustainable focus of the vineyards and wineries located in Yamhill County.

With a unanimous vote, members of the Willamette Valley Wineries Association, which represents more than 100 wineries in the valley, have voted to oppose the proposed expansion of Riverbend Landfill necessary for future capacity at Riverbend. They have also joined Waste Not of Yamhill County as a coalition partner in our efforts to have Riverbend close permanently when it reaches its permitted capacity in mid-2014.

Our industry is globally-acclaimed for producing “world class wines”. A recent study highlighted the \$2.7 billion contribution of our industry to Oregon’s economy. Industry revenue has increased 94% since 2000 and, as a result, created jobs for thousands more workers.

Yamhill County is the centerboard of the state's wine economy; Yamhill County alone has 32% of the state's wineries and 30% of the vineyards. This is what is at stake.

We cannot afford to risk this unique "place in the sun" or the jobs and the economic contribution to the state's economy simply to be a dumping ground for Metro's waste.

Riverbend currently contains *more than 10 million tons* of CO₂ and methane-belching waste. Every year another 275,000+ tons, or more, arrives from Metro alone. Without Metro's waste stream, there would be far less, or perhaps no, economic incentive for Waste Management to operate this facility. Metro is the economic engine that is driving Riverbend's existence.

We ask that you seriously consider the extremely negative impact that this landfill has on not only the wine industry but on Yamhill County as a whole. As a DEQ person recently told us: Riverbend Landfill should never have been put there in the first place and, if they tried to do so now, it would never be approved by DEQ.

Thus, **now** is the time to take the steps necessary to make sure Riverbend closes after its permit expires in 2014. We need your help in making that happen by **removing your waste stream from Riverbend** - sooner rather than later. Simply take your trash elsewhere. Arlington has sufficient capacity to handle more Metro waste, and, they want your trash!

Thank you.

Susan Meredith

14100 SW McCabe Chapel Rd

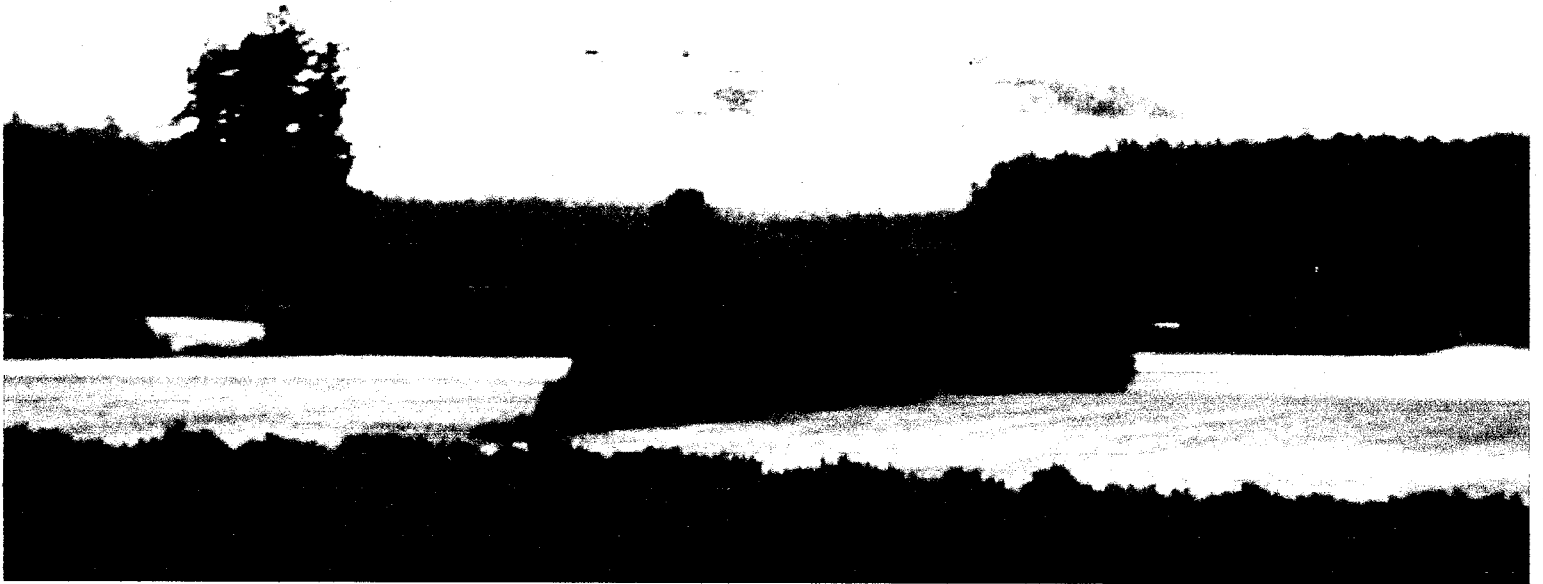
McMinnville, OR 97128

503.474.9929

Unsorted Trash from Forest Grove - Oct 2010
Hwy 47

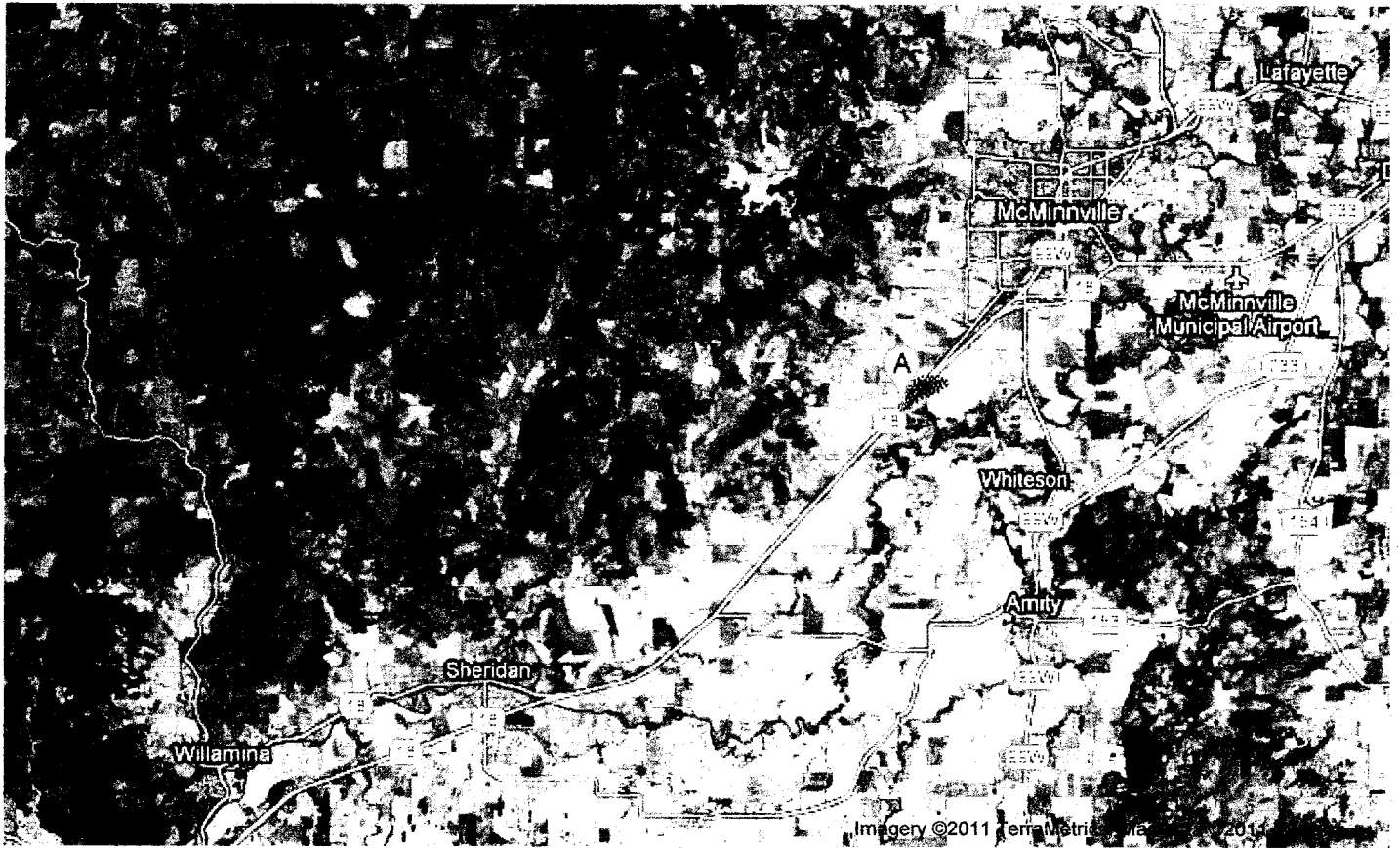


Riverbend Landfill Surrounded by Filberts & Farms



Google

To see all the details that are visible on the screen, use the "Print" link next to the map.



A = Landfill
timberland & family farms around it

Jan 2009 P. bend (anar)





Arlington 1606811



METRO COUNCIL MEETING

Meeting Summary

Jan. 5, 2012

Metro, Council Chamber

Councilors Present: Council President Tom Hughes and Councilors Carl Hosticka, Kathryn Harrington, Shirley Craddick, Carlotta Collette, and Rex Burkholder

Councilors Excused: Councilor Barbara Roberts

Council President Hughes convened the regular Council meeting at 2:05 p.m.

1. INTRODUCTIONS

There were none.

2. CITIZEN COMMUNICATIONS

There were none.

3. CONSIDERATION OF THE MINUTES FOR DECEMBER 15, 2011

Motion:	Councilor Kathryn Harrington moved to adopt the Dec. 15, 2011 Council minutes.
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Vote:	Council President Hughes and Councilors Hosticka, Craddick, Harrington and Collette voted in support of the motion. The vote was 6 ayes, the motion <u>passed</u> .
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4. ORDINANCES – FIRST READING

4.1 **Ordinance No. 12-1268**, For the Purpose of Annexing to the Metro District Boundary Approximately 99 Acres Adjacent to and Including a Portion of the Portland Community College Rock Creek Campus at 17705 NW Springville Road, Portland.

Second read, public hearing, Council consideration and voting are scheduled for the Council Meeting on Thursday, Jan. 12. Councilor Kathryn Harrington has been assigned as carrier for the legislation.

5. RESOLUTIONS

5.1 **Resolution No.12-4317**, For the Purpose of Electing the Deputy Council President, Organizing the Metro Council and Confirming Committee Members for the Year 2012.

Motion:	Council President Tom Hughes moved to adopt Ordinance No. 12-4317.
Second:	Councilor Carlotta Collette seconded the motion.

Council President Tom Hughes introduced Resolution No. 12-4317, which, if approved, would elect Councilor Rex Burkholder as the Deputy Council President for the year of 2012 and would assign Councilors to positions on various regional engagement committees, including the Metro Policy Advisory Committee (MPAC) and the Joint Policy Advisory Committee on Transportation (JPACT). Exhibit A of the Resolution was distributed and is included in the meeting packet.

Vote:

Council President Hughes and Councilors Hosticka, Craddick, Collette, Harrington, and Burkholder voted in support of the motion. The vote was unanimous, the motion passed.

6. CHIEF OPERATING OFFICER COMMUNICATIONS

COO Martha Bennett announced the return of Metro's Regional Planning Director Ms. Robin McArthur, and lauded interim Regional Planning Director Mr. John Williams for his work in guiding the agency through the recent Urban Growth Boundary decision during his tenure.

Ms. Bennett also spoke to the recent closure of Oxbow Park due to heavy rains; Metro staff explained that the precipitation moved the Sandy River twenty feet, potentially affecting park amenities such as the amphitheater. Councilor Harrington requested more information from Metro staff in future meetings highlighting a history of changes to Oxbow Park.

7. COUNCILOR COMMUNICATION

Councilor Kathryn Harrington spoke to the Council about the recent commemoration she attended for the new Nature Park in the City of Hillsboro. She also briefed Councilors on the proposed zoning changes underway in the Peterkort area of the City of Beaverton, noting that City staff is willing to discuss these changes at a future event with the Metro Council.

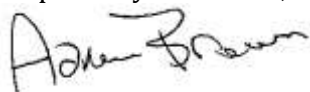
Councilor Craddick asked that the Metro Council honor former Metro Councilor Larry Cooper, who passed away in December, and was currently serving as a Councilor for the City of Fairview.

Councilor Burkholder reminded the Council of the forthcoming Martin Luther King Jr. Day event held by *The Skanner*, which takes place on Monday, Jan. 16 at the Oregon Convention Center. Councilor Burkholder also spoke of the Portland Center for the Performing Arts (PCPA) recent initiative to renew the contract for ticketing commercial activities; a Request for Proposal has been issued.

8. ADJOURN

There being no further business, Council President Hughes adjourned the regular meeting at 2:47 p.m. The Metro Council will reconvene the next regular council meeting on Thursday, Jan. 12 at 2 p.m. at the Metro Council Chamber.

Respectfully submitted,



Aaron Brown, Council Policy Assistant

Metro Council Meeting

01/05/11

Page 3

**EXECUTIVE SESSION HELD PURSUANT WITH ORS 192.660(2)(e). TO CONDUCT
DELIBERATIONS WITH PERSONS DESIGNATED BY THE GOVERNING BODY TO
NEGOTIATE REAL PROPERTY TRANSACTIONS.**

ATTACHMENTS TO THE PUBLIC RECORD FOR THE MEETING OF JAN. 5, 2011

Item	Topic	Doc. Date	Document Description	Doc. Number
5.1	Exhibit	01/05/12	Exhibit A for Resolution No. 12-4317	010512c-01

BEFORE THE METRO COUNCIL

CONFIRMING THE APPOINTMENT OF MEMBERS) RESOLUTION NO. 12-4318
OF THE NATURE IN NEIGHBORHOODS CAPITAL)
GRANTS REVIEW COMMITTEE) Introduced by Council President Hughes
)
)

WHEREAS, Metro Code 2.19.230 establishes the Nature in Neighborhoods Grants Review Committee whose members are to be appointed by the Metro Council President subject to confirmation by the Metro Council; and

WHEREAS, the Metro Council confirmed the appointments of the original committee by Metro Council Resolution No. 07-3879 (“Confirming the Appointment of Members to the Nature in Neighborhoods Capital Grants Review Committee”), adopted Nov. 1, 2007; and

WHEREAS, the Metro Council most recently confirmed the reappointment of members to the Nature in Neighborhoods Capital Grants Review Committee and added an additional member to the position of Water Quality Specialist by Metro Council Resolution No. 09-4096 (“Confirming the Reappointment of Members to the Nature In Neighborhoods Capital Grants Review Committee and Appointing a New Person In The Water Quality Specialist Position”), adopted Dec. 10, 2009; and

WHEREAS, certain committee members have since completed their term of service, and two new members, a Metro Councilor and a new Metro Natural Resources staff member have been invited to serve on the committee; and

WHEREAS, three current committee members wish to be reappointed to the committee;

WHEREAS, the Council President desires to appoint two new members, a Metro Councilor and a new Metro Natural Resources staff member to the committee, and to reappoint three current members to the committee; now, therefore,

BE IT RESOLVED, that the Metro Council confirms the appointments to the Nature in Neighborhoods Capital Grants Review Committee, as set forth in Exhibit “A” attached hereto.

ADOPTED by the Metro Council this _____ day of _____ 2012.

Tom Hughes, Council President

Approved as to Form:

Daniel B. Cooper, Metro Attorney

Exhibit A to Resolution No. 12-4318

**Nature in Neighborhoods
Capital Grants Review Committee**

Committee Member Confirmations

The following persons shall fill positions that are not term-limited:

Carl Hosticka	Metro Councilor, District 3
Shirley Craddick	Metro Councilor, District 1
Brian Vaughn	Metro Senior Natural Resources Scientist

The following person shall serve two-year terms, and be eligible thereafter to serve one additional two-year term:

Michael W. Zilis, LA	Community Representative, Principal, Walker Macy
----------------------	--

The following person shall serve a one-year term, and be eligible thereafter to serve two additional two year terms:

Steve Yarosh	Community Representative, member of Natural Areas Program Performance Oversight Committee
--------------	--

The following persons have served an initial one-year term and one two-year term, and are being appointed and confirmed for their final two-year term, which commenced November 2010 and shall end October 2012:

Sue Marshall	Committee Chair, Water Quality Specialist
Todd Alsbury	Fish biologist, Oregon Department of Fish and Wildlife

The following person has served one two-year term, and is being appointed and confirmed for her final two-year term, which commenced December 2011 and shall expire November 2013:

Gayle Killam	River Network, Water Quality Specialist
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STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 12-4318, CONFIRMING THE APPOINTMENT OF MEMBERS OF THE NATURE IN NEIGHBORHOODS CAPITAL GRANTS REVIEW COMMITTEE

Date: Jan. 10, 2012

Prepared by: Heather Nelson Kent
503-797-1739

BACKGROUND

The Natural Areas Bond Measure provides \$15 million for a Nature in Neighborhoods Capital Grants Program to provide local organizations and public entities with additional funds for land acquisition and projects that protect and enhance natural resources in the urban environment.

The Metro Council created a new Nature in Neighborhoods Capital Grants Review Committee in November 2007. The Capital Grants Review Committee consists of members appointed by the Council President and confirmed by the Metro Council.

Members of the committee hail from all areas of the region and a variety of technical and professional disciplines, including water quality specialists, community representatives, a fish biologist, and a landscape architect.

The grant review committee reviews grant applications with the support and due diligence of Metro staff and makes recommendations for funding to the Metro Council. The Metro Council awards all grants under this program.

This Resolution confirms the reappoint of three current committee members. In addition, it confirms the appointment of new members to the committee, including a Metro Councilor, the Metro natural resources staff member and two members representing the community, including a community member also serving on the Natural Areas Program Citizen Oversight Committee.

ANALYSIS/INFORMATION

1. **Known Opposition**

None.

2. **Legal Antecedents**

Metro Resolution No. 06-3672B, "For the Purpose of Submitting to the Voters of the Metro Area a General Obligation Bond Indebtedness in the Amount of \$227.4 Million to Fund Natural Area Acquisition and Water Quality Protection," approved by the Metro Council on March 9, 2006.

Metro Code Section 2.19.230, "Nature in Neighborhoods Capital Grants Review Committee," which section establishes the purpose, authority, and member appointment process for the committee.

Metro Resolution No. 07-3879, "Confirming the Appointment of Members to the Nature in Neighborhoods Capital Grants Review Committee," approved by the Metro Council on November 1, 2007.

Metro Resolution No. 07-3874, "Confirming the Appointment of the Chair of the Nature in Neighborhoods Capital Grants Review Committee," approved by the Metro Council on December 6, 2007.

Metro Resolution No. 09-4027, “Confirming the Reappointment of Members to the Nature In Neighborhoods Capital Grants Review Committee, Designating the Chair, and Appointing a New Metro Natural Resources Staff Person,” adopted on February 19, 2009.

Metro Resolution No. 09-4096, “Confirming the Reappointment of Members to the Nature In Neighborhoods Capital Grants Review Committee and Appointing a New Person In The Water Quality Specialist Position,” approved by the Metro Council on December 10, 2009.

3. **Anticipated Effects**

By approving resolution 12-4318, the Metro Council will confirm the reappointment of three committee members whose terms have expired but who wish to continue serving, and will appoint a Metro Councilor, Metro staff member and three new community members to the committee. The expertise of these committee members helps ensure that the Metro Council awards grant funds to projects that best meet the goals and objectives of the Natural Areas Bond Measure.

4. **Budget Impacts**

There are no budget impacts.

RECOMMENDED ACTION

Staff recommends adoption of Resolution No. 12-4318.