



SOLID WASTE DISPOSAL SITE PERMIT: Letter Authorization

Oregon Department of Environmental Quality
165 E. Seventh Ave., Suite 100
Eugene, OR 97401-3049
541-687-7465

Issued in accordance with the provisions of [Oregon Revised Statute Chapter 459](#) and subject to the Land Use Compatibility Statement referenced below.

Issued to:

Alex Arenkill
Enclave Companies, Inc.
300 23rd Avenue E, Suite 300
West Fargo, ND 58078
alex.arenkill@enclavecompanies.com

Facility name and location:

L&S Rock Products
6540 Highway 140
Eagle Point, OR 97524
Jackson County

Property Owner:

Eugene Stanley
2022 Riley Road
Eagle Point, OR 97524

Operator:

Dan Leavens
Hi Banks Rock Products/L&S Rock Products
P.O. Box 3127
Central Point, OR, 97502
Leavensd@landsrock.com

ISSUED IN RESPONSE TO:

- Application for Solid Waste Letter Authorization dated July 1, 2024
- Land Use Compatibility Statement, dated May 2024, from the Jackson County Planning Department

Pursuant to [OAR 340-093-0060](#) the determination to issue this permit is based on findings and technical information included in the permit application record.

ISSUED BY THE OREGON DEPARTMENT OF ENVIRONMENTAL QUALITY

Becky Williams

8/7/2024

Becky Williams, Manager
Western Region Materials Management
Permitting and Compliance

Date

PERMITTED ACTIVITIES

A. Description

This Solid Waste Letter Authorization covers the acceptance and placement of contaminated soils removed solely from a distinct parcel located in Medford, Jackson County. This site being specifically denoted by the Jackson County Assessor's Office as follows: Section 6, Township 37 South, Range 1 West, Tax Lots 2500 and 2502. Soils at this site are contaminated with low concentrations of legacy lead arsenate and organochloride pesticides. This soil will not pose a risk to public health or ecological receptors if managed as outlined in the application.

Mine reclamation fill activities will occur at 6540 Highway 140 in Eagle Point, Oregon, Jackson County (also known Tax Lot 700 of Map 36S 1E 08). Up to 60,000 cubic yards of material will be placed in the fill area. Upon receipt, the contaminated soil will be placed directly into the DOGAMI approved (DOGAMI ID# 15-0153) fill placement area as denoted in the "Fill Placement Plan".

No buildings, tanks or additional infrastructure development/construction is planned.

B. Site Operation Plans

Mine reclamation fill operations shall be in accordance and in keeping with all allowances and restrictions denoted in the following documents: DOGAMI Operating Permit, Solid Waste Letter Authorization Permit Application, "Fill Placement Plan", "Soil Management Plan", Land Use Compatibility Statement, "Jackson County Planning and Development Services Aggregate Resource Site Plan Review", this Solid Waste Letter Authorization, and all other associated plans and information provided by applicant and approved by appropriate jurisdictional authorities.

Site operations and plans shall be modified as necessary, to maintain a high level of protection to human health, the environment and to minimize nuisance conditions. All operational changes and plan modifications will be submitted to the department for approval prior to implementation. In the event of immediate operational changes necessary to protect human health, the environment or process integrity, notification will be as soon as practicable and in no circumstances later than 72 hours. A record of daily activities is to be maintained in a Site Operational Log.

The soils placed under this permit must be placed above the seasonally high water table and covered with at least one foot of clean fill. Once final grade elevations are reached, native plants will be used to revegetate the area.

C. Prohibited Materials, Unknown Materials, and Suspected Hazardous Materials

If the permittee discovers any materials not specifically allowed by this Letter Authorization, once safe to do so, the permittee will segregate those materials, store them in a manner that safeguards human health and the environment, notify DEQ of the discovery, and properly dispose or recycle the materials. These materials may include but are not limited to the following: metals, waste tires, pressurized cylinders, plastics, bio-sludge and/or human bodily wastes, medical/pharmaceutical waste, PCBs, animal mortality waste, animal processing waste, appliances/electronic devices, treated/painted wood waste, and all hazardous waste as defined in [40 CFR 261](#). Unknown materials and suspected hazardous materials will require a hazardous waste determination. Contact the Western Region Solid Waste Permit Coordinator at 541-687-7465 to obtain assistance with hazardous waste determinations.

D. Disclaimers

The issuance of this permit does not convey any property rights in either real or personal property, or any exclusive privileges, nor does it authorize any injury to private property or any invasion of personal rights.

DEQ, its officers, agents or employees do not sustain any liability on account of the issuance of this permit or on account of the construction, maintenance, or operation of facilities pursuant to this permit.

E. Authority and Regulatory

All site operations must be conducted in a manner to protect public health and the environment. Conditions of this permit are binding upon the permittee. The permittee is liable for all acts and omissions of the permittee's contractors and agents [[ORS 459.376](#)].

The permittee shall allow representatives of DEQ access to the disposal facility at all reasonable times for the purpose of making inspections, surveys, collecting samples, obtaining data, and carrying out other necessary functions related to this permit.

Issuance of this permit does not relieve the permittee from the responsibility to comply with all other applicable federal, state, or local laws or regulations. This includes the following solid waste requirements, as well as all updates or additions to these requirements:

- a) Solid Waste Letter of Authorization Permit Application received July 1, 2024
- b) Oregon Revised Statutes, Chapters [459](#) and [459A](#)
- c) [Oregon Administrative Rules, Chapter 340](#)
- d) Any other documents submitted by the permittee and approved by DEQ

F. Notification

The permittee shall notify DEQ in writing (email is acceptable) of the start date and the completion date of the project. Any and all process "upsets," emergency conditions, spills and releases, and discovery of unknown or hazardous materials will be reported to DEQ as soon as practicable. The permittee shall notify DEQ of all complaints resulting from site operations (i.e., odor, vector, dust, noise) and actions taken to address those complaints within 72 hours of the complaint being lodged. All notifications will be logged into the Site Operational Log. The Site Operational Log is a reviewable document during site inspections and will be made available to DEQ, if requested, as part of the document review portion of site inspections.

Submit all notifications, correspondence and reports to the Western Region Solid Waste Permit Coordinator at: 165 E. Seventh Ave., Suite 100, Eugene, OR 97401, 541-687-7465.

G. Expiration

Solid Waste Letter of Authorization No. 1775 expires six months from the signature date of this permit and can be renewed once for an additional six months at a cost of \$500.00.

Following expiration of this permit a report shall be submitted to DEQ within 30 days outlining the start and end date of soil placement and how the soils have been covered.