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## memorandum

date 2 May 2008

to Community Monitor Committee

from Kelly Runyon

subject CMC Meeting of 5/14/08 - Agenda Item 5.2 - Information Request from A.L.A.R.M.

For the convenience of Committee members, the questions and concerns raised by A.L.A.R.M. representative Robert Cooper are listed below.

- 1. Has the amended CUP been adopted?
- 2. Please provide the current Land Use Plan.
- 3. What is the location of the 750-acre Conservation Easement?
- 4. What is the status of the eminent domain action regarding Dyer Reservoir?
- 5. Have the groundwater wells required in the Settlement Agreement and CUP been installed? When?
- 6. Please provide Exhibit 1 (map).

Regarding item 1, ESA has found a copy of the CUP in the Community Monitor files that includes documentation of the adoption of the CUP. A link to this has been posted on the home page of the CMC web site. This version differs from other drafts in that it includes a requirement that transfer trucks be restricted to interstate highways, except for certain defined situations. This requirement was inserted as condition #69.

Item 5 is partially addressed in a separate memo from ESA that is related to Agenda Item 5.3.