

CITY OF ALBERT CITY
P.O. Box 297
Albert City, IA 50510
Phone (712) 843-5613

October 14, 2004

Mr. Jeff Myrom
Iowa Department of Natural Resources
502 E. 9th St.
Des Moines IA 50319

Dear Mr. Myrom:

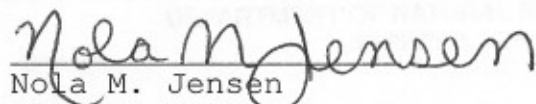
Enclosed is a copy of a memo received in regard to our Buena Vista County Landfill, of which the City of Albert City, Iowa, is a member under a 28 E agreement.

We find it dismaying that what was considered safe yesterday is grounds to close today and the extreme expense of creating the existing landfills throughout the state, not to mention the further extreme cost of closing and monitoring them, is of no importance to these government agencies.

We are very concerned, as is most everyone, with the health and safety of our citizens. However, this appears to be a perfect example of a case where existing landfills should be "grandfathered" in under the prior existing laws, at least to the extent that a current bed or base is being used. Further base or bed or cell development could require the liners. The lack of common sense in some of these requirements is not only sad but costly. This appears to be equivalent to saying that Iowa could one day experience a major earthquake (the Missouri fault) and therefore all buildings over three stories in the state must be architecturally developed with that in mind or no longer used in order to protect potential occupants.

If the DNR and/or EPA believe the new requirements may be easily met while maintaining an economically viable landfill that its patrons can afford, let us see their plans. If not, it is requested that such requirements be only for new "bases", cells, or new landfills.

Yours very truly,


Nola M. Jensen
City Attorney