AGENDA ASTORIA CITY COUNCIL MEETING

August 19, 2013

**** 6:30 p.m. ****

2nd Floor Council Chambers 1095 Duane Street Astoria OR 97103

- 1. CALL TO ORDER
- 2. ROLL CALL
- 3. SISTER CITY TRIP TO WALLDORF, GERMANY

THIS MEETING IS ACCESSIBLE TO THE DISABLED. AN INTERPRETER FOR THE HEARING IMPAIRED MAY BE REQUESTED UNDER THE TERMS OF ORS 192.630 BY CONTACTING JULIE LAMPI, CITY MANAGER'S OFFICE, 503-325-5824.

AGENDA ASTORIA CITY COUNCIL MEETING

August 19, 2013 7:00p.m. 2nd Floor Council Chambers 1095 Duane Street Astoria OR 97103

- 4. REPORTS OF COUNCILORS
- 5. CHANGES TO AGENDA

6. PRESENTATIONS

- (a) Introduction of the New ADHDA Executive Director Alana Garner
- (b) CSO Program: Review of Completed Project Performance and Overview of Future Projects
- (c) Ghadar Party Celebration (October 4-5, 2013)

7. CONSENT CALENDAR

The items on the Consent Calendar are considered routine and will be adopted by one motion unless a member of the City Council requests to have any item considered separately. Members of the Community may have an item removed if they contact the City Manager by 5:00 p.m. the day of the meeting.

(a) City Council Minutes of 8/5/13

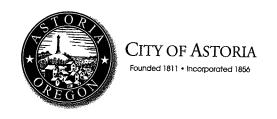
8. REGULAR AGENDA ITEMS

- (a) Public Hearing and Ordinance Vacating a Portion of the 1st Street Right-of-Way Adjacent to 2044 Southeast D Street (emergency adoption 1st & 2nd readings) (Public Works)
- (b) Historic Properties Ordinance Amendment A13-03 (2nd reading & adoption) (Community Development)
- (c) Liquor License Application from David Kroening, Andrew Bornstein, Jerry Kasinger, Luke Colvin, Jack Berka, David Snodgrass, Pamela Snodgrass, Joe Haggren and Mark Rose, dba River Barrel Brewing Inc., located at the foot of 7th Street, for a New Outlet Full On-Premises Sales Brewery License (Finance)
- (d) Liquor License Application from Todd Shelton and Lawrence Cary, dba North Coast Distillery LLC located at 1270 Duane Street, for a New Outlet Distillery License (Finance)
- (e) Liquor License Application from Stephen C. and Karen Allen, dba Andrew & Steve's Chartroom/Astoria Brewing Company located at 1196 Marine Drive, for an Additional Privilege – Brewery License (Finance)
- (f) Wastewater Treatment Plant Effluent Treatment Upgrades Pay Adjustment No. 1 (Public Works)
- (g) Proposal to Allocate City Funds to Assist Citizens Experiencing Financial Hardship with Utility Bills (Councilor Herzig)
- (h) Astoria Landfill Closure Plan (Public Works)
- (i) Sale of Excess City Property Procedures (Public Works)
- (j) Heritage Square Grant Application to Support Design Work (Community Development)
- (k) 11th Street CSO Project Intersection and Street Improvements (Public Works)

9. EXECUTIVE SESSION

- (a) ORS 192.660(2)(d) Labor Negotiation Consultations
- (b) ORS 192.660(2)(e) Real Property Transactions

THIS MEETING IS ACCESSIBLE TO THE DISABLED. AN INTERPRETER FOR THE HEARING IMPAIRED MAY BE REQUESTED UNDER THE TERMS OF ORS 192.630 BY CONTACTING JULIE LAMPI, CITY MANAGER'S OFFICE, 503-325-5824.



August 15, 2013

MEMORANDUM

TO:

ASTORIA CITY COUNCIL

FROM: (*PAUL BENOIT, CITY MANAGER

SUBJECT:

ASTORIA CITY COUNCIL MEETING OF AUGUST 5, 2013

6:30 P.M. - SISTER CITY TRIP TO WALLDORF, GERMANY MEETING

Item 3(a):

The City Council will discuss their recent trip to Astoria's Sister City, Walldorf,

Germany.

7:00 P.M. - REGULAR MEETING

PRESENTATIONS

item 6(a):

Introduction of the New Astoria Downtown Historic District Association **Executive Director Alana Garner**

Astoria Downtown Historic District Association President Dulcye Taylor will introduce Alana Garner, the new Executive Director.

Item 6(b):

CSO Program: Review of Completed Project Performance and Overview of Future Projects

Since April 2012, HDR Engineering has been managing the hydrologic and hydraulic model that is used to delineate and scope each CSO project. This model contains important information regarding the storm and sewer infrastructure, geographic areas that flow to each pipe segment, rainfall information, and historic flows that are used to predict the system response after CSO project completion. There is ongoing maintenance and calibration that must occur to the model so that it most closely mimics actual conditions in the field and gives the City the most accurate data for the design of future CSO projects. The Council presentation by HDR Engineering and City staff will include a brief history of the CSO Program, CSO projects that have been completed to date, scope of the next CSO project and anticipated strategy for the future of the CSO Program. The goal of the presentation will be to provide

the Council with an updated look at the current status and future direction of the CSO Program.

Item 6(c): Ghadar Party Celebration (October 4-5, 2013)

Councilor Mellin will give a status report regarding the Centenary of the founding of the Ghaddar Party in Astoria, Oregon scheduled to be held on October 4th and 5th.

CONSENT CALENDAR

Item 7(a): <u>City Council Minutes</u>

The minutes of the City Council meeting of August 5, 2013 are enclosed for review. Unless there are any corrections, it is recommended that Council approve these minutes.

REGULAR AGENDA ITEMS

Item 8(a): Public Hearing and Ordinance Vacating a Portion of the 1st Street Right-of-Way Adjacent to 2044 Southeast D Street (emergency adoption – 1st & 2nd readings) (Public Works)

The City received a request from Tamara Stanley, property owner of 2044 SE D Street, for the vacation of a 16' by 50' portion of the unimproved 1st Street right-of-way to accommodate a portion of the existing house and associated improvements that were built over the property line many years ago. Ms. Stanley is in the process of selling her property and the sale cannot be completed until the encroachment issue is resolved. She has requested that the City Council finds that an emergency exists and, if approved by the Council, the ordinance become effective immediately. At their August 5, 2013 meeting, the Astoria City Council acted to schedule a public hearing on the proposed street vacation on August 19, 2013 at 7:00 p.m. It is recommended that the Astoria City Council conduct the public hearing, declare that an emergency exists, and hold the 1st and 2nd readings of the ordinance to vacate a 16' by 50' portion of the unimproved 1st Street right-of-way adjacent to 2044 SE D Street.

Item 8(b): <u>Historic Properties Ordinance Amendment A13-03 (2nd reading & adoption) (Community Development)</u>

This proposed ordinance received its first reading at the August 5, 2013 Council meeting. The ordinance establishes how historic properties are designated, the process for review of exterior alterations, new construction, demolition, appeals, and lists exceptions to the review process. In January 2008, the City Council adopted a Historic Preservation Plan which identified suggested amendments to the ordinance and proposed projects to support historic preservation. Within the last few years, the State and National terms used for historic properties has changed and, therefore, the City Historic Properties Ordinance needs to be

amended to reflect the new terminology. At its July 16, 2013 meeting, the Historic Landmarks Commission held a public hearing and unanimously recommended that the City Council adopt the proposed amendment. It is recommended that Council conduct the second reading and adopt the ordinance.

Item 8(c):

Liquor License Application from David Kroening, Andrew Bornstein, Jerry Kasinger, Luke Colvin, Jack Berka, David Snodgrass, Pamela Snodgrass, Joe Haggren and Mark Rose, dba River Barrel Brewing Inc., located at the foot of 7th Street, for a New Outlet – Full On-Premises Sales – Brewery License (Finance)

A liquor license application has been filed by David Kroening, Andrew Bornstein, Jerry Kasinger, Luke Colvin, Jack Berka, David Snodgrass, Pamela Snodgrass, Joe Haggren and Mark Rose doing business as River Barrel Brewing Inc., located at the foot of 7th Street, Astoria. The application is a New Outlet – Full On-Premises Sales – Brewery License. The appropriate departments have reviewed the application and it is recommended that Council consider approval.

Item 8(d):

<u>Liquor License Application from Todd Shelton and Lawrence Cary, dba</u>

<u>North Coast Distillery LLC located at 1270 Duane Street, for a New Outlet – Distillery License (Finance)</u>

A liquor license application has been filed by Todd Shelton and Lawrence Cary doing business as North Coast Distillery LLC, located at 1270 Duane Street, Astoria. The application is a New Outlet – Distillery License. The appropriate departments have reviewed the application and it is recommended that Council consider approval.

Item 8(e):

<u>Liquor License Application from Stephen C. and Karen Allen, dba Andrew & Steve's Chartroom/Astoria Brewing Company located at 1196 Marine Drive, for an Additional Privilege – Brewery License (Finance)</u>

A liquor license application has been filed by Stephen C. and Karen Allen doing business as Andrew & Steve's Chartroom/Astoria Brewing Company, located at 1196 Marine Drive, Astoria. The application is an Additional Privilege – Brewery License. The appropriate departments have reviewed the application and it is recommended that Council consider approval.

Item 8(f):

<u>Wastewater Treatment Plant Effluent Treatment Upgrades – Pay</u> <u>Adjustment No. 1 (Public Works)</u>

In November 2012, the construction contract was awarded to R&G Excavating (R&G). Since that time R&G has been working through submittals, procuring long-lead time equipment and has mobilized to the site. Due to the nature of the improvements, primary construction activity needs to occur during the drier summer months when the flows to the treatment plant are at their lowest point.

The major construction effort began the last week of June. Pay adjustment No. 1 for \$25,223.97 includes several changes that are itemized below:

Concrete leveling base in chlorine contact basin	\$20,966.36
B. Installation of new conductors to chemical feed building	\$9,513.70
C. Upgrade main electrical distribution panel	\$250.00
D. Contraction contribution (credit)	(\$5,506.09)

It is recommended that the City Council authorize Pay Adjustment #1 for the Wastewater Treatment Plant Effluent Treatment Upgrades project for \$25,223.97. Funds are available for this project through IFA funding.

Item 8(g): Proposal to Allocate City Funds to Assist Citizens Experiencing Financial Hardship with Utility Bills (Councilor Herzig)

Councilor Drew Herzig has proposed setting aside \$10,000 to create a water/sewer assistance fund, for Astoria residents who are dealing with significant financial hardship. At Councilor Herzig's request, the Astoria City Council agreed to discuss establishment of such an assistance program at their regular meeting of August 19th. In preparation for the Council meeting, Councilor Herzig, City Manager Paul Benoit, and Finance Director Mark Carlson met with George Sabol and Cheryl Waite of Clatsop Community Action, to discuss the possibility of partnering to implement such a fund. Guidelines for eligibility could include, among other criteria, federally-determined income limits and city residency (no support for commercial operations). Councilor Herzig will present his proposal to the Council in greater detail. If Council chooses to move forward with such a program, City staff will meet again with Mr. Sabol of Clatsop Community Action to determine the formal structure needed for managing this fund.

Item 8(h): Astoria Landfill Closure Plan (Public Works)

The City has been in the process of obtaining Oregon Department of Environmental Quality (DEQ) approval of a Landfill Closure Plan for the inactive landfill located along Williamsport Road. The City hired Maul Foster Alongi (MFA) in November of 2012 and they have been working with the City and DEQ to prepare a Landfill Closure Plan that meets all state requirements. MFA's report was submitted to the City and DEQ for a preliminary review and all comments have been addressed. The report has now been submitted to the City Council for approval before going to DEQ for final approval. The complete 100+ page plan has been electronically forwarded to the Mayor and Council for their review and is included in this agenda packet. The landfill closure requirements will include:

- 1) Capping of old garbage areas
- 2) Post closure monitoring
- 3) Financial assurance

It is recommended that Council approve the Landfill Closure Report and authorize MFA to submit the plan to DEQ on the City's behalf for final acceptance.

Item 8(i): Sale of Excess City Property – Procedures (Public Works)

At its August 5, 2013 meeting, the City Council authorized a contract with Area Properties to market excess City property. Area Properties will begin marketing the properties immediately, as directed by Council. Sale of any property will be brought before the Council as required by the City's Real Property Sale Procedures, Section 1.500 through Section 1.510. City Code requires the City Manager to submit a report to Council of any proposed sale. After considering the sale at a regular meeting, a public hearing shall be scheduled, and a notice advertised and sent to all property owners who reside within 250 feet of the property. Council can, after hearing public testimony, approve or reject the sale. If the Council approves the sale, it will be conducted by the Public Works Director with specific instructions by the Council. It is recommended that the City Council approve marketing excess City property with the understanding that the procedures outlined above will be followed for any individual properties that are brought to the City by Area Properties.

Item 8(j): <u>Heritage Square – Grant Application to Support Design Work (Community Development)</u>

The City has an opportunity to apply for a grant from the Ford Family Foundation to fund architectural and structural engineering work on Phase 2 of Heritage Square to include the amphitheater and plaza area east of the Garden of Surging Waves. The Ford grant would provide detailed architectural and structural engineering plans to allow for construction at such time that the City Council chooses to move forward. No City match would be proposed with this application. It is recommended that the City Council authorize the preparation of a Ford Family Foundation application not to exceed \$250,000 for the design of Heritage Square, Phase 2.

Item 8(k): 11th Street CSO Project – Intersection and Street Improvements (Public Works)

At the start of the Combined Sewer Overflow (CSO) Project, City Council direction to staff was to ensure that streets in poor condition that were being impacted by CSO work be repaired and/or reconstructed and brought to City standards. Following that direction, the construction plans for the 11th Street CSO project incorporated details for the reconstruction of impacted intersections and substandard road sections. Intersection and street section reconstruction was included in the contractor's work and is shown in the construction plans; however, due to a staff technical error, the bid form and list of contract unit prices inadvertently did not incorporate provisions for bidding and payment of the reconstruction work. Although the reconstruction work is included as part of the contractor's scope and was always fully expected to be

performed, an adjustment to the contract is required for payment purposes. The reconstruction work is anticipated to cost within a range of \$275,000 to \$350,000 and would be funded from the budgeted project contingency. It is recommended that Council authorize a payment allocation for the 11th Street CSO project in an amount not to exceed \$350,000 for the planned reconstruction of failing intersections and street sections.

EXECUTIVE SESSION

Item 9(a): ORS 192.660(2)(d) – Labor Negotiation Consultations

The City Council will recess to executive session to consult with members of its labor contract negotiating team.

Item 9(b): ORS 192.660(2)(e) - Real Property Transactions

The City Council will recess to executive session to discuss a real property transaction issue.

MANAGERVAGENDA MEMO 8-19-13.DOC



August 9, 2013

MEMORANDUM

TO:

MAYOR AND CITY COUNCIL

FROM: PAUL BENOIT, CITY MANAGER

SUBJECT: CSO PROGRAM - PRESENTATION

DISCUSSION/ANALYSIS

Since April 2012, HDR Engineering has been managing the hydrologic and hydraulic model that is used to delineate and scope each CSO project. This model contains important information regarding the storm and sewer infrastructure (e.g. pipe size, length, and material), geographic areas that flow to each pipe segment, rainfall information, and historic flows that are used to predict the system response after CSO project completion. There is ongoing maintenance and calibration that must occur to the model so that it most closely duplicates actual conditions in the field and gives the City the most accurate data for the design of future CSO projects.

As the City's CSO modeling expert, HDR Engineering has analyzed the data generated by the model and developed a scope for the next CSO project and strategy for approaching the remaining future projects. Their recommendations take into consideration cost effective alternatives, existing conditions of City infrastructure, and other scheduled City projects to develop an approach that meets the criteria established by the Department of Environmental Quality (DEQ). The scope of the project is then given to a design engineering consultant to produce plans and specifications for bidding the construction of the project.

The Council presentation by HDR Engineering and City staff will include a brief history of the CSO Program, CSO projects that have been completed to date, scope of the next CSO project, and anticipated strategy for the future of the CSO Program. The intent of the presentation will be to provide the Council with an updated look at the current status and future direction of the CSO Program.

Submitted By:

Ken P. Cook, Public Works Director

Prepared By:

Cindy D. Moore, City Support Engineer

CITY OF ASTORIA

City Council Chambers August 5, 2013

CITY COUNCIL JOURNAL OF PROCEEDINGS

A regular meeting of the Astoria Common Council was held at the above place at the hour of 7:00 p.m.

Councilors Present: LaMear, Herzig, Warr, Mellin, Mayor Van Dusen.

Councilors Excused: None

Staff Present: City Manager Benoit, Community Development Director Estes, Public Works Director Cook, Fire Chief Ames, Police Chief Curzon, Library Director Tucker, Parks and Recreation Director Cosby, Finance Director Carlson, Planner Johnson and City Support Engineer Moore. The meeting is recorded and will be transcribed by ABC Transcription Services, Inc.

REPORTS OF COUNCILORS:

Item 3(a): Councilor Herzig reported that the next City Council meeting, on Menday, August 19, 2013, would begin at 6:30 p.m. to hold a 30-minute question and answer session about the trip to walldorf, Germany prior to the regular City Council meeting. Council members will show photographs and share stories of their trip.

Item 3(b): Councilor LaMear reported that the trip to Germany was wonderful and amazing, adding that the residents of Walldorf appreciated City Council's presence. Council members were representing the citizens of Astoria. The experience was remarkable.

Item 3(c): Councilor Mellin stated that upon her arrival in Walldorf, she began thinking about Harry and Mary Steinbach and the other City Council members who voted to approve the Sister City relationship during a time when there was much grief over World War II. The Sister City relationship was almost an insurmountable gesture. She was honored to be in Walldorf fifty years later. She believed the trip honored Mr. Steinbach. Councilor Mellin has received several phone calls about burning trash within the city limits. She asked Chief Ames to explain the City's burning paid.

Chief Ames explained that the burn permit process allows residents to burn certain items in their yard when correct procedures are conducted. The permit is valid for two years and costs \$50.00. The permit can be renewed for one extra year for \$35.00. Journally, guidelines are provided with the burn permits, so he created a list of guidelines to explain what smoote and should not be burned. The guidelines also include a statement that encourages permit holders to contact the Fire Department when a neighbor becomes disturbed by burning. The Fire Department will respond to the complaint. Fire season restrictions occur throughout the State every year in July that write bepared the City's burn permit process; for example, burning is only allowed from devicant until 10:00 a.m. by permit only and trash must be burned in a barrel with an adequate screen. Diapers, plastic and other similar tems are never allowed to be burned. Only items that do not cause problems, like paper and unpainted wood, should be burned. Campfires are allowed in back yards as long as certain restrictions are met fires can be no larger than three feet; the fire must be used for cooking, warming, or ceremonial purposes only; tended at all times; and extinguished prior to going back inside the home. The Fire Department will respond to compaints regarding campfires as well. When complaint calls are made to the Fire Department's business up and no one is available to answer the call, he suggests calling 9-1-1. If a fire is serious enough that it is causing a problem, the Fire Department wants the opportunity to respond to the issue. Residents can call or stop by the Fire Department anytime to learn more about the burn permit process, which is slowly evolving over time."

Item 3(d): Councilor Warr reported that he was thrilled about the opportunity to go to Walldorf to participate in the Sister City celebration. He and his wife spent some extra time visiting other parts of Europe. He announced that on Tuesday, August 6, 2013, the Northwest Area Commission on Transportation will be holding its third video conference to review applications for the Enhanced Funding for 2015 to 2018. He hopes the committee can make recommendations for the projects that would receive funding in early September 2013.

Item 3(e): Mayor Van Dusen asked City Manager Benoit for an update on the Garden of Surging Waves. City Manager Benoit stated that a lot of work is currently underway. Marble dragon columns will be

upright by Friday, August 9th in time for the Regatta parade on Saturday. Two weeks after the columns are set, artists will begin fabricating the mosaics and wood beams. He also reported that recently the Garden's project designer, Suenn Ho, is no longer with Mulvaney G2, which made staff reductions due to a slowdown in business. The firm's project architect will continue to work with Ms. Ho to ensure that the Garden of Surging Waves project continues as planned. Ms. Ho had informed him a week ago that she and her husband were both let go from Mulvaney G2.

Director Estes added that he contacted Mulvaney G2 after receiving an email from Ms. Ho. He spoke with Project Architect Brandon Soens, who assured Director Estes that the City's contract with Mulvaney G2 will continue with the same structural engineering consultant team. Director Estes told Mr. Soens that Ms. Ho has been an integral part of the project from the beginning and some key decisions are made with regard to the artisans. Staff has been working hand in hand with the artisans to make sure that the design intent is being met. Mr. Soens said he would be working with Ms. Ho on a contractor basis so she can continue working on this project. Director Estes told Mulvaney G2 that the City felt she needed to be involved in the project, specifically for some of the design intent issues.

Mayor Van Dusen suggested the agenda packets be downloaded to the iPads sooner as the packet was not downloaded until late last night.

CHANGES TO AGENDA:

Councilor Herzig added Item 6(h): Proposal to Set Up Funding to Assist Residents Experiencing a Hardship Paying Water and Sewer Bills for discussion.

CONSENT CALENDAR:

The following items were presented on the Consent Calendar

- 5(a) City Council Minutes of 7/1/13
- 5(b) Boards and Commission Minutes
 - (1) Design Review Committee Minutes of 6/6/10
 - (2) Historic Landmarks Commission Minutes of 6/18/13
 - (3) Planning Commission Minutes of 6/25/13
 - (4) Traffic Satety Committee Minutes of 6/25/13
- 5(c) Libraries ROCC! LSTA Grant 2013-2014, Extending Service to the Unserved (Library)
- 5(d) Resolution Amending Lignor License Application Process (Community Development)
 5(e) Resolution Amending Volunteer Employees' Workers Compensation Coverage (Finance)
- 5(f) 2013-2014 Coastal Zone Management Planning Assistance Grant (Community Development)
- 5(g) Ready to Read Grant Application 2013-2014 (Library)
- 5(h) Mair-Uppertown Historic Properties Inventory/State Historic Preservation Office Certified Local Covernment Grant Class out Report (Community Development)
- 5(i) Approval of Arlene Schnitzer Capital Gift Agreement for Garden of Surging Waves (Community Development)
- 5(j) 11th Street CSO Separation Project Construction Update (Public Works)
- 5(k) Resolution Scheduling Public Hearing for Vacation of a Portion of 1st Street Right-of-Way (Public Works)

Mayor Van Dusen asked it may member of the community requested the removal of an item on the Consent Calendar. There were nowe. Mayor Van Dusen asked if any member of City Council would like an item on the Consent Calendar removed for further discussion.

Councilor Herzig requested Items 5(c) and 5(g) be removed. Mayor Van Dusen requested Items 5(i) and 5(j) be removed for further discussion.

City Council Action: Motion made by Councilor LaMear, seconded by Councilor Mellin, to approve the Items 5(a), (b), (d), (e), (f), (h), and (k) of the Consent Calendar. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Item 5(c): <u>Libraries ROCC! LSTA Grant 2013-2014, Extending Service to the Unserved (Library)</u>
Item 5(g): <u>Ready to Read Grant Application 2013-2014 (Library)</u>

Councilor Herzig noted that Items 5(c) and 5(g) were both in regards to the library. The Libraries ROCC! Grant provided \$95,000 to ensure that no child in Clatsop County is without a library card, which is a remarkable achievement. The library is also applying for a grant for \$1280 for a reading program for young children, from birth through age five years. He wanted to recognize how much the library brings to the community. On Tuesday, August 6, 2013, a public meeting will be held to discuss the library renovations. The meeting will begin at 5:30 p.m. at the Liberty Theatre. He reiterated that he pulled these items off the Consent Calendar because the library is often not recognized for all it does to make Astoria and Clatsop County a good place for children to grow up.

City Council Action: Motion made by Councilor Herzig, seconded by Councilor Mellin, to approve the Items 5(c) and (g) of the Consent Calendar. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Item 5(a): Approval of Arlene Schnitzer Capital Gift Agreement for Garden of Surging Waves (Community Development)

Mayor Van Dusen explained that Item 5(i) regarded an agreement made with Arlene Schnitzer who made a generous donation of \$250,000 to the Garden of Surging Waves. He did not have the words to express the appreciation that the City Council and the community have for the contain. Mayor Van Dusen wanted to take this opportunity to thank Ms. Schnitzer publicly for her contribution to such an important project.

City Council Action: Motion made by Mayor Van Dusen, seconded by Councilor Warr, to approve the Item 5(i) of the Consent Calendar. Motion carried unanimously Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Mayor Van Dusen added that when the Walldorf, Germany community visited Astoria in the early 1990s, they nominated Jordan Schnitzer, a prominent Jew in Oregon, for the Freedom Award in Germany, the highest award that any non-German can receive from Germany. Astoria has quite a relationship with Walldorf, especially with Jewish Mayor Steinbach and the Schnitzer family, which is remarkable and important.

Item 5(j): 11th Street CSO Separation Project Construction Update (Public Works)

Mayor Van Dusen requested an update on the 10 Street CSO Separation Project. Director Cook stated that the project is going well despite many challenges. The project is about 50% complete. All of the materials at the staging area will be installed on the upper part of 8th Street. Mayor Van Dusen asked Director Cook to clarify what he meant by 50% complete. Director Cook replied that Irving Street was just closed at 8th Street, so the section of 8th Street between Harrison Avenue and Irving Avenue is currently under construction. A sign has been installed at the intersection of 8th Street and Niagara Street, which only allows local traffic on 8th Street. Detours direct traffic to 15th Street turn left and proceed to 16th Street or 14th Street. Paving will be done along 8th Street and Franklin Avenue on August 7th.

Cindy Moore, City Support Engineer, stated that the installation of pipe has been completed on 10th Street, 11th Street, and 12th Street, so only Street and 9th Street remained. On August 6th, 10th Street will be paved in preparation for the parade on Saturday, August 10, 2013. After this is complete, 8th Street will be paved from Duane Street to Franklin Avenue, possibly to Grand Avenue. 8th Street will be open past the Exchange Street parade route to Franklin Ave so traffic can be routed up and over the hill. Staff has been working closely with the Police Department and the Regatta Committee to ensure accessibility.

Councilor Herzig said he was glad to see the water trucks out more frequently. The summer has been dry and a lot of dust has been kicked up on the streets. He told the Public Works Department to keep up the good work. He noticed that some of the newly installed curb cuts have temporary asphalt. He asked if that would be fixed when the streets are paved. Engineer Moore explained that the Public Works Department would like to do an overlay; however, the curbs and ramps must be installed first. Temporary asphalt ramps have been installed in some areas to ensure safety. The overlay will be an inch and a half thick

Councilor Herzig said the signage is a nightmare and acknowledged that the department is doing all they can. There are some significant bumps on 11th Street, from Irving Ave down, and there are no signs to warn drivers about the bumps. He suggested the addition of a sign if 11th Street will not be paved soon. Mayor Van Dusen added that the manhole covers are also a hazard. Councilor Herzig noted that more than a month ago, a driver drove into a ditch in an attempt to avoid a manhole cover on 10th Street. The Public Works Department has now put up better traffic cones. He thanked the department noting that keeping up with signage can be difficult.

Mayor Van Dusen reminded that this project was mandated.

REGULAR AGENDA ITEMS

Item 6(a): Intergovernmental Agreement with Oregon Department of Transportation for Riverfront Vision Plan Implementation (Community Development)

In 2008-2009, the City of Astoria worked on a Riverfront Vision Plan to address issues dealing with open space, land use, and transportation issues along the Columbia River. Significant public involvement opportunities were designed to gain public input. This process was initiated to plan for these issues in a comprehensive manner and to set a framework for the future of the study area. The City's north Riverfront was divided into four Plan areas of development: Bridge Vista, Urban Core, Civic Greenway, and Neighborhood Greenway. On December 7, 2009, after holding a final public hearing, the City Council accepted the Riverfront Vision Plan For Fiscal Years 2012-2013 and 2013- 2014, the City Council set goals to implement Riverfront Vision Plan on a Zone by Zone Basis."

At its August 2, 2012 meeting, the City Council approved submittal of a funding application to the Department of Land Conservation and Development (DLCD) to fund code-writing activities for up to two areas of the Riverfront Vision Plan. The funding would be a Transportation Growth Management (VCM) grant through the Oregon Department of Transportation (ODOT). On October 22, 2012, the City was notified that the project had been approved for funding of \$92,000 with no required cash match by the City. Under the TGM program, no cash is provided to the City and ODOT uses the services of planning firms already under contract with ODOT. The proposed Code Assistance Project is for the implementation phase of the Astoria Riverfront Vision Plan. Phase 1 of the project would develop land use codes and/or new zones for the Civic Greenway Plan Area. Phase 2 of the project would develop land use codes and/or new zones for the Bridge Vista Plan Area, contingent upon available funds. The consultant team identified by ODOT to work on this project is Angelo Planning Group. The draft Intergovernmental Agreement with ODOT, including the proposed Scope of Work, is attached for Council consideration. It is recommended that the City Council authorize the Mayor to sign the Inter- governmental Agreement with ODOT for the Rivertront Vision In plementation code assistance project.

Mayor Van Jusen stated that the Community Development Department should be applauded for their work on this project. This team effort included every City department, City Council, and the community; however, the Community Development Department served as the team captain. Work began in 2007, and it can be easy to lose momentum, but the City is following through with the project.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Herzig to authorize the Mayor to sign the Inter-governmental Agreement with ODOT for the Riverfront Vision Implementation code assistance project. Motion carried phanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Item 6(b): Purchase of Vactor Truck (Public Works)

The City's sewer cleaner vacuum truck was purchased in 1999 and has the hour equivalent of over 500,000 miles on the main engine. Over the last two years, \$31,000 has been spent for major repairs and there are indicators that additional major repairs will be needed very soon. Vac-Con and Vactor are the only combination sewer cleaner vacuum trucks that are offered by the Nation Joint Power Alliance (NJPA). The NJPA is a public agency that serves as a municipal contracting agency. Astoria has been a member of NJPA since April 2012. The Public Works Department investigated both the Vac-con and the Vactor trucks and determined that the Vactor performed better and it appeared that critical wear parts would be easier to acquire when repairs are needed. It is recommended Council approve the lease/purchase of a Vactor combination sewer cleaner vacuum truck from Owen Equipment, through the NJPA, not to exceed \$390,000 in five payments of approximately

\$80,000 per year and to authorize the disposal of our current Vactor at auction. There are funds budgeted in the Public Works Improvement Fund for the first payment.

Mayor Van Dusen reminded that the purchase of this vehicle was discussed at length during budget planning meetings. The decision to purchase the truck was not made lightly.

City Council Action: Motion made by Councilor LaMear, seconded by Councilor Mellin to approve the lease/purchase of a Vactor combination sewer cleaner vacuum truck from Owen Equipment, through the NJPA, not to exceed \$390,000 in five payments of approximately \$80,000 per year and to authorize the disposal of the City's current Vactor at auction. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Item 6(c): Authorization to Award Contract – Sale of Excess City Property (Public Works)

At the April 15, 2013 meeting, the City Council authorized staff to solicit Request to Proposals (RFP) from local real estate firms to market excess City property. Staff issued the RFP in May and the only response received was from Area Properties. Area Properties has proposed a commission of 6% of the sale price. There would be no commission paid until the property closed. All advertising, web presence and signage would be paid by Area Properties. Note that prior to any marketing of City-owned property by Area Properties, selected properties would first be presented to the City Council for review and approval. It is recommended that Council award a contract to Area Properties for the sale of excess City Property

Councilor Warr requested a map that identified the properties, so City Council could review the properties since each one will need to be approved prior to putting them up for sale. City Manager Benoit said he would prepare a map. A list of properties that staff believes are appropriate for selling is included in the agenda packet. Prior to listing any property through Area Properties, City Council will receive a detailed description of each property. Staff is not requesting approval of a master list.

Councilor Herzig requested that staff arrange a tour of the properties, which belong to the citizens of Astoria and he would like to visit the properties. He understood this will be a lot of work; however, it is important for him to see the properties prior to selling them. City Manager Benoit stated this is a great suggestion, but there are more than 100 properties and some are very small. He suggested several tours be arranged as properties are grouped together for potential sale.

Mayor Van Dusen agreed visiting the properties is a great suggestion. He explained that he originally thought these properties were buildable vacant lots, but confirmed with City Manager Benoit that the Yacht Club would fall under this agreement.

Councilor ferzig added that public input is an essential part of this process. He requested a public hearing be held at the City Council meeting immediately following the meeting that staff recommends a property be sold. This gives the public two weeks to prepare for expressing their concerns about the properties. He did not want to short change the public input process.

Mayor Van Dusen agreed with Councilor Herzig. Councilor Warr noted that conducting a separate hearing for each piece of property would be combersome. Councilor Herzig clarified his suggestion was that a single public hearing would be conducted for each package of properties presented to Council, depending on the size of the package presented. Mayor van Dusen and Councilor Herzig agreed more public input on this issue is necessary.

City Council Action: Motion made by Councilor Mellin, seconded by Councilor LaMear to award a contract to Area Properties for the sale of excess City Property. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Item 6(d): 17th Street Dock Replacement Project - Pay Adjustment (Public Works)

On June 25, 2012, the Astoria City Council awarded a construction contract to Bergerson Construction in the amount of \$4,266,137.00 for the 17th Street Dock Replacement Project. The project construction commenced on September 1, 2012 and is complete. Following is a list of pay of adjustments:

Pay Adjustment	Amount	Contract Amount	Contingency Balance	Contingency Balance %
		\$4,266,137.00	\$400,000.00	100%
1	(\$23,297.00)	\$4,242,840.00	\$423,297.00	106%
2	\$11,934.84	\$4,254,774.84	\$411,362.16	103%
3	\$50,053.18	\$4,304,828.02	\$361,308.98	90%
44	\$62,820.78	\$4,367,648.80	\$298,488.20	75%
5	\$93,818.99	\$4,461,467.79	\$204,669.21	51%
6	\$29,745.90	\$4,491,213.69	\$174,923.31	44%

() = credit

Pay Adjustment #6 (Current) - Queen of the West landing revisions, unanticipated electrical power repair work off-site and various guardrail modifications and other miscellaneous items. It is recommended that Council authorize Pay Adjustment #6, which will result in a contract increase of \$29,745.90

Mayor Van Dusen asked if the project has been completed. Director Cook said the items listed in the agenda packet are the only tasks that still need to be completed. He believed this was one of the best projects for Astoria. The dock will last a long time and require minimal maintenance.

Councilor Warr noted that two cutters and a smaller vessel are tied up at the block, which looks wonderful.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Mellin to authorize Pay Adjustment #6, which will result in a contract increase of \$29,745.90. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Item 6(e): Public Hearing and Ordinance Regarding Historic Properties Ordinance Amendment A13-03 (1st Reading) (Community Development)

The Historic Properties Ordinance. Article 6 of the Astoria Development Code, was last updated in 1992. This ordinance establishes how bistoric properties are designated, the process for review of exterior alterations, new construction, demolition, appeals, and lists exceptions to the review process. In January 2008, the City Council adopted a Historic Preservation Plan, which identified suggested amendments to the ordinance and proposed projects to support historic preservation. Within the last few lears, the State and National terms used for historic properties has changed and, therefore the litty Historic Properties Ordinance needs to be amended to reflect the new terminology. Staff took the apportunity to improve and clarify the Code at the same time. The proposed Code amendments would add the new State historic property classifications and references and would provide code provisions to improve the review process as outlined in the memo. The proposed amendments would provide for three levels of review for historic properties (Types I, II, and III) rather than all requests being reviewed by the Historic Landmarks Commission. The intent of these amendments is to allow simple reviews and to ease the burden of reviewing simple projects at the Historic Landmarks Commission level. This would result in an easier, quicker permit review for applicants making historic preservation less burdensome to property owners and contractors.

At its July 16, 2013 meeting, the historic Landmarks Commission held a public hearing and unanimously recommended that the Council adopt the proposed amendment. A copy of the Staff Report and Findings of Fact as adopted by the Historic Landmarks Commission is attached. Also attached to this memo is the proposed ordinance. A public hearing on the Amendment has been advertised and is scheduled for the August 5, 2013 City Council meeting. It is recommended that the Council hold a public hearing and adopt the ordinance as recommended by the Historic Landmarks Commission. If the Council is in agreement with the recommendation of the Historic Landmarks Commission, it would be in order for Council to conduct the public hearing and hold a first reading of the Ordinance.

Mayor Van Dusen called for questions from City Council. There were none. He asked if anyone had any objections to the jurisdiction of the City Council to hear this matter at this time. Hearing none, Mayor Van Dusen asked if any member of the City Council had a conflict of interest or ex parte contact to declare. There were none. He explained the procedures governing the conduct of public hearings to the audience and advised that the substantive review criteria were listed in the Staff report, which is available from staff.

Mayor Van Dusen opened the public hearing at 7:35 p.m. and called for a presentation by the Applicant.

Brett Estes, Community Development Director/Assistant City Manager, 1095 Duane St, Astoria, explained that the code amendments would update the City's code to match the State Historic Preservation Office (SHPO) classifications of historic buildings. Terminology in the amended code reflects current terminology used by the state. Code amendments also make the permitting process easier for property owners. Routine permits can be obtained over the counter. Other permits would still receive public review, but would be reviewed by staff. The Historic Landmarks Commission (HLC) discussed these amendments when developing the Historic Preservation Plan in 2008. The proposed code amendments streamline the process for citizens who own historic properties while still providing the historic review process for the community.

Mayor Van Dusen stated that City Council has always tried to be respectful to the other committees and commissions and that Council values their opinions. He asked if the HLC voted to recommend these amendments to City Council. Director Estes explained that the HLC reviewed the code amendments last month and voted unanimously to recommend the code amendments to City Council. He noted the HLC Chair was in the audience. Mayor Van Dusen asked if the Chair wanted to commend.

LJ Gunderson, President, Historic Landmarks Commission, 4/3 Franklin Ave, stated that the HLC fully supported the code amendments. Making the permitting process as easy as possible encourages property owners to continue improving and restoring their properties. Property owners will be able to obtain permits and receive approval of projects faster at the staff level since they will not have to wait for a HLC meeting, which occurs only once a month.

Councilor Herzig said that Council has a copy of the technical language involved with the code amendments. He thanked the HLC for doing all of the detailed work. It was a laborious process and he appreciated the time and energy that has gone into creating these amendments.

Mayor Van Dusen called for anyone wanting to speak in favor of impartial to or against the Historic Properties Ordinance amendments to come forward. Hearing none, Mayor Van Qusen closed the public hearing at 7:39 p.m.

City Council Action: Motion made by Councilor Warr, seconded by Councilor Mellin, to conduct the first reading of the Historic Properties Ordinance Amendment A13-03. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Fire Chief Ames conducted the first reading of the Historic Properties Ordinance Amendment A13-03.

Item 6(f): 11th Street CSO Separation Project - Pay Adjustment #2 (Public Works)

In March, Council awarded the construction contract to Tapani, Inc., for the bid amount of \$5,717,177. Staff recommended and incorporated a 15% contingency on this project due to the scope, scale, and potential for encountering unknown conditions ouring construction. The construction contingency of 15% is \$857,577. Only one pay adjustment of \$4,391.37 has been processed to date on this project that began construction on April 1st.

Pay Adjustment No. 2 for \$3,877.10 is extra costs incurred by the City due to Centurylink underground telephone wiring conflicts on the 11th Street CSO Separation project. There are a number of reasons for these conflicts including uncharacterized conduits, duct banks, and vaults during design and unmarked or inaccurately marked utilities during design and construction. The costs include extra work to confirm location of utilities by potholing, standby costs, re-coring manholes to adjust grades, and adjustments to water, storm and sanitary sewer line locations and grades.

City staff is working with the City Attorney to prepare the necessary documentation to submit a claim to Centurylink for these additional costs. It is possible that more costs could be incurred as construction will be ongoing through the end of the year. It is recommended that the City Council authorize Pay Adjustment #2 for the 11th Street CSO Separation project for \$35,877.10. Funds are available for this project through IFA funding to be reimbursed by Centurylink.

City Manager Benoit noted that Items 6(f) and 6(g) were both related to change orders on the CSO Separation Project. Item 6(f) was separated out as its own item because staff would like to track the pay adjustment separately.

Engineer Moore explained the City has remained in contact with Centurylink to update them on plans and make them aware of potential conflicts since October 2012, the beginning of the CSO project. The City does not have specific information about Centurylink's utilities and relies on the franchise utilities to tell the City how deep the utilities are. Typical depths can be assumed; however in Astoria, things are not typical. No correspondence has been received from Centurylink. Centurylink has made no effort to move their utilities where there are conflicts. Franchise utilities are required to move utilities when a City project is being completed. During construction, the City found several locations where Centurylink's utilities were not marked. A vault containing telephone lines from the 1900s at 8th Street and Exchange Street has created the biggest conflict. Centurylink has been working with the City since the vault was discovered; however, these conflicts increased the cost of the project. The vault will be abandoned by Centurylink as it contains a tangled mess of spiced cables. The cables are lined with paper and are vulnerable to moisture. A bypass line is being installed at 7th Street and Exchange Street so Centurylink will be outside of the project area while they are splicing.

Councilor Mellin asked if this issue occurred in other areas. Engineer Moore said that other issues did occur, but the vault was the biggest conflict. Working around the vault and dealing with the delays cost about \$20,000. When franchise utilities fail to give the City accurate information, conflicts are found as digging occurs. Centurylink did not give the City of Astoria any information on their utilities.

Mayor Van Dusen asked if the City should send Centurylink a bill for \$35,877.10. City Attorney Henningsgaard stated that staff has done everything they are obligated to do under the City's rules and regulations. The Franchise Agreement, which needs to be updated, clearly requires utility companies to relocate their wires. The City recently adopted an ordinance that includes the same requirement and also requires utility companies to provide the City with digital information about the location of the utilities. Centurylink has not complied with either requirement. He hoped to use this opportunity to receive the reimbursement and obtain an accurate map of Centurylink's utility locations.

City Council Action: Motion made by Councilor LaMear, seconded by Councilor Mellin to authorize Pay Adjustment #2 for the 11th Street CSO Separation project for \$35,877.10 and pursue reimbursement by Centurylink. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen; Nays: None.

Item 6(g): 11th Street CSO Separation Project Pay Adjustment #3 (Public Works)

In March, Council awarded the construction contract to Tapani, Inc., for the bid amount of \$5,717,177. Staff recommended and incorporated a 15% contingency on this project due to the scope, scale, and potential for encountering unknown conditions during construction. The construction contingency of 15% is \$857,577. Pay adjustment No. 3 for \$69,521.82 includes a variety of changes that are itemized in the enclosed memorandum. It is recommended that the City Council authorize Pay Adjustment #3 for the 11th Street CSO Separation project for \$69,521.82. Funds are available for this project through IFA funding.

City Manager Benoit noted that upon approval of this pay adjustment, 91% of the project contingency, which totals \$747,000, will remain in the contingency fund. The project is about 50% complete.

Councilor Herzig referred Page 172 of the agenda packet and noted that \$48,853.41, the largest part of the pay adjustment, was for disposal of contaminated materials. The contractor was cleaning a pipe at the 9th Street outfall and the debris deposited at an approved disposal site, where an oily substance was discovered. Testing revealed it was a non-hazardous petroleum product that had to be disposed of and the City is being billed for the disposal. He believed the contractor should be responsible for paying this bill. City Manager Benoit responded that staff has had some intense internal conversations about the bill.

Engineer Moore explained that in this case, there was no way to know the contaminated material was in the pipe, which was an isolated piece of the 9th Street outfall, which is unique in that the overflow did not go to the outfall, but back into the interceptor. The City did its best to investigate the outfall and the condition of the pipe during design. The isolated section could not be accessed during the investigation. The pipe had to be busted open in order to repair the portion that the City knew was damaged. While cleaning the outfall, in preparation for

the slip linings, the oily substance was sucked up. No one knew the substance existed and there was no way to know it was in the pipe. The substance did not give off an odor, so the crew was unaware that the substance had been sucked up. The debris was dumped according to standard protocol, which unfortunately then contaminated the dumpsite. Staff's position is that this could not have been prevented. Because the contamination came from Astoria's infrastructure, it is the City's responsibility to pay the bill. City Manager Benoit added that the contractor cleaned up the material immediately upon finding it. If cleanup had been delayed, the cost would be much greater. This is a bad situation, but the contractor was very professional and efficient in cleaning up the substance.

Councilor Herzig asked if the contractor carries insurance that might cover the cost of this bill. Engineer Moore did not believe the contractor's insurance would cover this incident. Councilor Herzig stated that when a job goes wrong, it is the contractor's job to take responsibility. He understood there was no way to know in advance about the substance in the pipe and that the City feels responsible, but it is a shame to see an almost \$50,000 bill, even though the contingency fund is still well funded. Engineer Moore understood Councilor Herzig's concerns and said the issue was difficult for staff to accept as well. All of the proper procedures were followed and it was Astoria's utility that was contaminated. The City would have had to deal with the substance one way or another.

Mayor Van Dusen said there were several ways to approach this situation, but he appreciates how the City has decided to handle the issue. Astoria is particularly unique especially since downtown used to be a river. An unknown situation occurs on almost every project. If the unknown situation has not been budgeted, the costs must be paid. Making a habit of holding the contractor responsible for unknown situations will result in higher bids on future projects. Contractors will want to bid high enough that the costs of unforeseen issues will be covered. He believes the City is doing a better job for the citizens when it agrees to pay for these issues out of the contingency fund.

City Council Action: Motion made by Councilor Mellin, seconded by Councilor Warr to authorize Pay Adjustment #3 for the 11th Street CSO Separation project for \$69,521.82. Motion carried unanimously. Ayes: Councilors LaMear, Warr, Herzig, Mellin, and Mayor Van Dusen, Navs None.

Item 6(h): Proposal to Set Up Funding to Assist Residents Experiencing a Hardship Paying Water and Sewer Bitls (Councilor Herzig)

This item was added to the agenda during Changes to the Agenda.

Councilor Herzig thanked City Council for allowing him to add the item to the agenda. He proposed that the City create a fund starting with a minimum of \$10,000, to assist people who are experiencing hardships in paying their water and sewer rates. The rates are increasing and many Astorians are low income, are on a fixed income, of live at poverty level. He has spoken with George Sable at Clatsop Community Action, who agreed to administer the program which would save start from having to do a lot of administrative work. Qualifying for assistance would be similar to the energy assistance programs that Clatsop Community Action already administers. He added this to the agenda so that the issue can be more formally discussed at the next City Council meeting.

Mayor Van Dusen said discussing the fund was a great idea. He called for anyone in the audience wanting to speak on this issue to come forward.

Laurie Caplan, 766 Lexington Ave, Astoria, said she has spoken with Councilor Herzig about creating the fund because she has been in gatherings where people are panicked and upset. She recalled that City Manager Benoit had stated at the City Council meeting on July 1, 2013 that the water and sewer rates would continue to increase. The audience verbally reacted negatively. Even if a resident can afford to pay the bill, it is still a chunk of money that you would want to spend on fun or other bills, clothes, restaurants or other things. The higher rates are taking up so much of residents' incomes. She has noticed an increase in dead lawns in Astoria and believed this was because people are not watering the lawns as a means of reducing their water bills. This is a rational decision for individuals, but some of the blocks in town look dingy and uncared for. This is not good for the overall effect of residence and visitors. If people continue to neglect their yards, property values will be affected. She encouraged City Council to follow through with creating a fund with a minimum of \$10,000 and work with Clatsop County Community Action to recalibrate the funds needed as the program continues.

City Council agreed to add this item to the agenda and conduct a public hearing at the next City Council meeting on August 19, 2013.

NEW BUSINESS & MISCELLANEOUS, PUBLIC COMMENTS

Laurie Caplan, 766 Lexington Ave, Astoria, asked if it would be a good time to reexamine the City's contract with Centurylink and see if another vendor would be more responsive and follow through on the contract to keep the City from having to deal with a company that does not care very much. City Manager Benoit stated he was unaware of the City's options. Changing telecommunications vendors would be similar to switching gas companies, as a lot of infrastructure would be affected. City Attorney Henningsgaard stated the problem is that the utility owns the power lines and distribution system. The only way to change vendors would be to condemn their system, which would be expensive.

Mayor Van Dusen said there are other ways to get Centurylink to respond such as through the state legislature.

Bill Tosslen, 101 South Harbor, Aberdeen, Washington, stated that he has spoken with some City Councilors and understood the law regarding personal property. No one would like the City to tell time or her what they can do with their personal property. Two and a half years ago, his son, daughter-in-law, and then two children moved to Astoria. His son brought a business to Astoria and has started two more businesses in the last six months. Raw sewage continues to leak across his basement floor, which is a landlord/tenant tastle. The landlord was unresponsive for so long that the sewage has caused a toxic weapons grade mold to develop. Raw sewage has leaked out of the basement on to other private property owned by other people on the block. A claim has been made with the Department of Environmental Quality (DEQ). He has done everything he can do to bring this issue to someone's attention. He does not want the City to tell him what to do with his property, but the issue is so egregious. The paradox is that his son and family are low income, and tax money has been paying for the ridiculous medical expenses they have had over the last year not knowing specifically what the medical problems were. He paid a lab to test the mold. The pediatrician and doctors are writing letters. He has been on the phone for about two week and he is angry about the situation.

Mayor Van Dusen clarified that the raw sewage leak was in the residence, not the businesses. Mr. Tosslen stated the family has moved out of the house with the raw sewage leak. His concern is that there are no laws to prevent the homeowner from improperty cleaning the more and renting the house to another family.

City Manager Benoit stated he has spoken with Mr. Tosslen about the issue and did not have any suggestions. Mr. Tosslen has characterized the situation appropriately and it is a difficult civil matter. He is aware that Mr. Tosslen has been in contact with the City, County State, and anyone else who may be able to get involved, but there is no such as

Mr. Tossler added that Serator Merkley alleded to the fact that indoor air quality is being discussed in Washington D.C. The Senators office is interested in this issue. He is concerned about the health of his family. There is no quarantee that his family will recover. His granddaughter has lost 70% of her hearing and must undergo speech therapy. His daughter-in-law has been treated for ruptured eardrums over the last six months. The mold is a serious mold. Other people in the community have had the same problem and have moved out of Astoria. His son still loves Astoria. He asked City Council to find out if something can be done to stop issues like this. The mold should be cleaned up by a hazmat crew. He hired a haz-mat crew to help his family move out of the house.

Mayor Van Dusen suggested that City Council direct staff to write a letter to Senator Merkley, Senator Wyden and Congresswoman Bonamici requesting that the issue be investigated. Legislatures receive many requests and a letter from the City may draw more attention to the situation. City Council agreed. Mr. Tosslen believed that City Council had the authority to approve additions to the International Building Code. The City can create code that prohibits the flow of raw sewage outside.

City Attorney Henningsgaard believed that Astoria's enforcement code could deal with this issue. He suggested that Mr. Tosslen's son and daughter-in-law speak with Oregon Legal Services, a low or no cost legal service funded by State filing fees. The most competent landlord/tenant lawyers in Oregon work for Oregon Legal Services. He suggested Mr. Tosslen speak with Ellen Johnson at the office in Hillsboro, who is an excellent landlord/tenant attorney. His experience with DEQ has revealed that they do not have any enforcement abilities. DEQ is the only state agency that could get involved with this situation; however, they do not have adequate

staff. Civil litigation is a venue should begin as soon as possible. Mr. Tosslen said that civil litigation is completely separate from what he was speaking about. City Attorney Henningsgaard believed civil litigation could be an avenue for Mr. Tosslen to achieve his goals.

Councilor Herzig asked if raw sewage leaking across property lines creates a public health hazard. Mr. Tosslen responded the sewage is on private property. Director Cook stated that the City prohibits raw sewage in the open. Water service is shut off upon repeated violations. Mayor Van Dusen stated this would prevent another family from moving into the home with mold.

City Manager Benoit asked for the address to the property. Mr. Tosslen stated the house is at 762 5th Street, Astoria. The neighbors are upset about the smell of the sewage. A neighbor two processes away has complained of the smell of raw sewage since before Mr. Tosslen's family moved into the house.

Tamara Stanley, 2044 SE D St, Astoria, referred to Consent Calendar Item 5(k) and asked about the next step in the vacating of 1st Street. City Manager Benoit explained that City Council approved the scheduling of the public hearing, which will be held either on August 19th or the first meeting in September 2013. He confirmed Ms. Stanley would like to sell a house that is intruding upon the right-of-way. Ms. Stanley added the house has been in that location since the early 1950s and has been sold many times. The house is currently up for sale. The right-of-way issue was brought to her attention a few months.

Councilor LaMear said the City is not making a lot of progress with the Flavel properties. Since the passing of the Derelict Building Ordinance, she was hopeful that some real action would be taken with the Flavel's. She asked for an update on the Flavel properties. City Attorney Henningsgaard confirmed that after a series of meetings with the enforcement officer, it was decided that a couple of citations would be issued. In May 2013, the enforcement officer asked City Attorney Henningsgaard to review two forms of citations, about which he commented and the last he heard was the officer sconcerns were sent to Director Estes.

One issue is that the City adopted a code that sets high penalties for derelict buildings. Another code section states that except as otherwise provided in the section, a violation of a provision of the code may be punishable by only a \$1,000 fine. In his opinion, this limits the City to firing no more than \$1,000. This issue can easily be remedied, and he suggested amending the ordinance to accept the deferict building sections and the penalties that have already been adopted. Some of the penalties are as much as \$7,500. He offered to present a proposed ordinance amendment at the next City Council meeting to do so.

Mayor Van Dusen asked if any part of the process allows the City to take control of the property. City Attorney Henningsgaard replied that one major problem is finances. The City could foreclose on some of its existing liens, but the City would be in the midst of an expensive legal procedure if the property owner attempted to stop the foreclosures take time, the sale must be advertised to the public, and the sheriff would have to conduct the sale. This would only remove Mary Louise Flavel from the chain of title. Other claimants would still remain in the chain of title. Staff discussions went to the effect of keeping Ms. Flavel focused on doing something to issuing citations, though he did not have much faith that would happen. The idea was to see if the City could get her to act voluntarily.

Mayor Van Dusen asked City Council if a different approach should be used. Councilor LaMear said the City has been very patient so far as the ssue has been ongoing for many years. When she ran for office in 2008, it was her goal to clean up the Flavel building, and she believed every Council had that hope.

Mayor Van Dusen asked City Manager Benoit to present a different approach and options regarding the issue at the next City Council meeting for Council to discuss.

ADJOURNMENT

<u> </u>	G variable at 5.15 pm.		
ATTEST:	APPROVED:		
Finance Director	City Manager		
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August 8, 2013

MEMORANDUM

TO:

MAYOR AND CITY COUNCIL

FROM: PAUL BENIOT, CITY MANAGER

SUBJECT:

VACATION OF A PORTION OF 1ST STREET RIGHT-OF-WAY

DISCUSSION/ANALYSIS

The City has received a request from Tamara Stanley property owner of 2044 SE D Street for the vacation of a 16' by 50' portion of the unimproved 1st Street Right-of-Way to accommodate a portion of the existing house and associated improvements that were built over the property line many years ago.

Based on County Assessor's records, staff has calculated the average real market land value of properties adjacent to the property as \$12.51 per square foot. An assessment of \$1,001.12 (10%) of the real land value (\$10,011.16) has been paid by Ms. Stanley.

Ms. Stanley is in the process of selling her property and due to financing requirements the sale cannot be completed until the encroachment issue is resolved. She has requested that the City Council finds that an emergency exists and, if approved by the Council, the ordinance become effective immediately

At their August 5, 2013 meeting, the Astoria City Council acted to schedule a public hearing on the proposed street vacation on August 19, 2013 at 7:00 p.m.

RECOMMENDATION

It is recommended that the Astoria City Council conduct the public hearing, declare that an emergency exists, and hold the 1st and 2nd readings of the ordinance to vacate a 16' by 50' portion of the unimproved 1st Street right-of-way adjacent to 2044 SE D Street.

Submitted By

Ken Cook, Public Works Director

Prepared By

Cindy Mayhard, ∕PV∜ Admin Assistant

ORDI	INANCE	NO.13-	

AN ORDINANCE GRANTING THE PETITION FOR THE VACATION OF A PORTION OF THE 1ST STREET RIGHT-OF-WAY ADJACENT TO 2044 SOUTHEAST D STREET, ASTORIA, AND DECLARING AN EMERGENCY.

THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

<u>Section 1.</u> <u>Vacation Allowed</u>. That the petition for vacation of the right-of-way is described as follows, is hereby granted:

16 feet by 50 feet of 1st Street adjacent to 2044 SE D Street (Lots, 1, 2, a portion of lot 3, 4 and Lots 15 through 20, Block 25, Williamsport Subdivision), Astoria in the City of Astoria, County of Clatsop, State of Oregon

<u>Section 2.</u> <u>Combining Lots.</u> The above described vacated right-of-way and property is hereby combined into one lot and may not be separated except in compliance with Astoria Development Code and other applicable land use regulations.

<u>Section 3.</u> Other Provisions. An assessment to the applicant in the amount of \$1,001.12 has been determined for the benefit received from the street vacation.

Section 4. Reservations. Nothing in this ordinance or in the action to vacate that portion of the right-of-way or alley described in Section 1 shall cause or require the removal or abandonment of any Franchise Utility of any kind, wire, pole, or object used or intended to be used for any public service, and the right hereby is reserved for the owner of any such utility or object to maintain, continue, repair, reconstruct, renew, replace, rebuild or enlarge all utilities and objects.

<u>Section 5.</u> <u>Declaration of Emergency, Effective Date.</u> As a portion of the house on this property encroaches on the 1st Street right- of-way and the property owner must rectify this prior to a pending sale of the property, the Astoria City Council finds that an emergency exists; therefore, this ordinance will become effective immediately upon approval by the express unanimous vote of the Council.

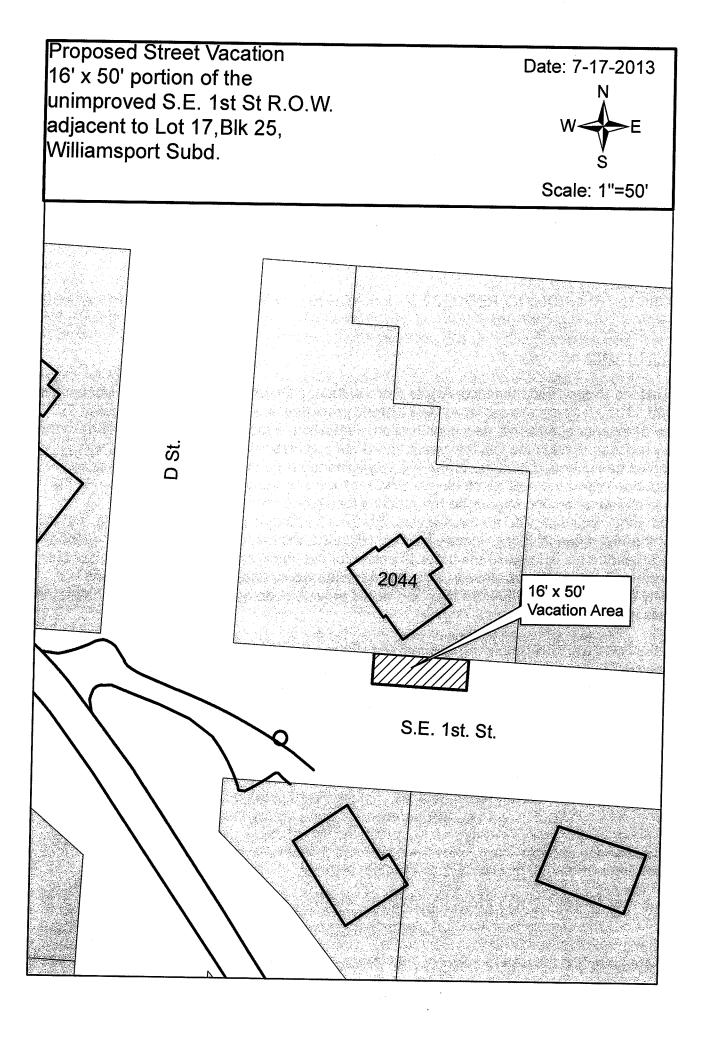
The vacation of that portion of the right-of-way as described in Section 1 of this ordinance is ordered and allowed, subject to the provisions and restrictions contained in Section 2.250 and 2.310 of the Astoria Code.

ADOPTED BY THE CITY COUNCIL THIS 19TH DAY OF AUGUST, 2013.

APPROVED BY THE MAYOR THIS 19TH DAY OF AUGUST, 2013.

Mayor Van Dusen

ATTEST:		Mayor		
City Manager				
ROLL CALL ON ADOPTION Councilor LaMear Herzig Mellin Warr	YEA	NAY	ABSENT	





CITY OF ASTORIA Founded 1811 • Incorporated 1856

COMMUNITY DEVELOPMENT

August 6, 2013

TO:

MAYOR AND ASTORIA CITY COUNCIL

FROM: PAUL BENOIT, CITY MANAGER

SUBJECT: AMENDMENT REQUEST (A13-03) ON HISTORIC PROPERTIES ORDINANCE

BACKGROUND

The Historic Properties Ordinance, Article 6 of the Astoria Development Code, was last updated in 1992. This Ordinance establishes how historic properties are designated, the process for review of exterior alterations, new construction, demolition, appeals, and lists exceptions to the review process. Within the last few years, the State and National terms used for historic properties has changed, and therefore, the City Historic Properties Ordinance needs to be amended to reflect the new terminology. Staff took the opportunity to improve and clarify the code at the same time to streamline the process for historic reviews. The proposed amendments would provide for three levels of review for historic properties (Types I, II, and III) rather than all requests being reviewed by the Historic Landmarks Commission. The intent of these amendments is to make the process easier for the public and reduce the amount of time required for review. The proposed Code amendments would add the new State historic property classifications and references and would provide code provisions to improve the review process as outlined below.

Type I reviews would be approved by staff, the Historic Preservation Officer (HPO), as "over-the-counter" reviews and would be limited to minor alterations that do not impact the historic character of the building. These items would include reroofing, mechanical vents on non-primary elevations, foundation and skirting materials, roof and soffit vents, and placement of microwave receiving dishes on non-primary facades. These reviews would not require public notification or comment and would allow for a quick turnaround for routine building permit items.

Type II reviews would be approved by the Historic Preservation Officer after public notice and a Findings of Fact report has been completed. These would provide the public with opportunity for comment and would include minor alterations to non-primary facades such as construction of outbuildings of less than 200 square feet; reconstruction of decks, stairs, and balustrades; handicap ramps, awnings, skylights, and replacement of non-historic features with a design or material that is more compatible with the historic features.

All other requests would be reviewed by the Historic Landmarks Commission as a Type III review under the same procedures as currently used by the HLC. The intent of these changes is to allow simple reviews and to ease the burden of reviewing simple projects at the HLC level. This would result in an easier, quicker permit review for applicants making historic preservation

less burdensome to property owners and contractors. These Code amendments were identified in the Historic Preservation Plan adopted by the City Council in January 2008.

At its July 16, 2013 meeting, the Historic Landmarks Commission held a public hearing and unanimously recommended that the City Council adopt the proposed amendment. A copy of the Staff Report and Findings of Fact as adopted by the Historic Landmarks Commission is attached. Also attached to this memo is the proposed ordinance. A public hearing and first reading of the Amendment was held at the August 5, 2013 City Council meeting.

RECOMMENDATION

If the Council is in agreement, it would be in order for Council to hold a second reading and adoption of the Ordinance.

The following is sample language for a motion for adoption of the Findings of Fact and Ordinance:

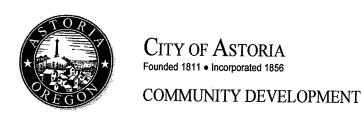
"I move that the Astoria City Council adopt the findings and conclusions contained in the staff report, and adopt the Ordinance amending the Astoria Development Code."

By:

Rosemary Johnson, Planner

Through:

Brett Estes, Community Development Director



July 9, 2013

TO:

HISTORIC LANDMARKS COMMISSION

FROM:

ROSEMARY JOHNSON, PLANNER

SUBJECT:

AMENDMENT REQUEST (A13-03) ON HISTORIC PROPERTIES ORDINANCE

I. BACKGROUND SUMMARY

A. Applicant:

Brett Estes

Community Development Director

City of Astoria 1095 Duane Street Astoria OR 97103

B. Request:

Amend the Astoria Development Code Article 6, Historic Properties,

to include new State classification terms for historic properties, establish Type I, II, and III permit levels of review to allow more

administrative review

C.

Location:

City-wide

II. BACKGROUND

The Historic Properties Ordinance, Article 6 of the Astoria Development Code, was last updated in 1992. This Ordinance establishes how historic properties are designated, the process for review of exterior alterations, new construction, demolition, appeals, and lists exceptions to the review process. In January 2008, the City adopted a Historic Preservation Plan 2008-2012 which identified suggested amendments to the Ordinance and proposed projects to support historic preservation. The various elements of the Plan were prioritized as follows:

Priority 1:

Improve and Clarify the Code

Priority 2:

Survey and Inventory Program

Priority 3:

Economic Incentive Program

Priority 4:

Public Education Program

There were specific goals within each of these preservation programs, many of which have been completed. The Code amendments were a high priority but have not yet been completed. The proposed Code amendments would add the new State historic property classifications and references, and would provide for three levels of review for historic properties rather than all requests being reviewed by the Historic Landmarks Commission.

Type I reviews would be approved by staff, the Historic Preservation Officer (HPO), as "overthe-counter" reviews and would be limited to minor alterations that do not impact the historic character of the building. Most of these request are currently reviewed and approved by the HPO for items such as reroofing, mechanical vents on non-primary elevations, foundation and skirting materials, roof and soffit vents, and placement of microwave receiving dishes on nonprimary facades. These reviews would not require public notification or comment. Type II reviews would be approved by the Historic Preservation Officer after public notice and a Findings of Fact report has been completed. These would provide the public with opportunity for comment and would include minor alterations to non-primary facades such as construction of outbuildings of less than 200 square feet; reconstruction of decks, stairs, and balustrades; handicap ramps, awnings, skylights, and replacement of non-historic features with a design or material that is more compatible with the historic features. All other requests would be reviewed by the Historic Landmarks Commission as a Type III review under the same procedures as currently used by the HLC. The intent of these changes is to codify some of the simple reviews that are already handled administratively and to ease the burden of reviewing simple projects at the HLC level. This would result in an easier, quicker permit review for applicants making historic preservation less burdensome to property owners and contractors.

The draft amendments were provided to the HLC for discussion and recommendations at the June 18, 2013 meeting. The final draft is scheduled for public hearing before the HLC at its July 16, 2013 meeting with the HLC's recommendation going to the City Council for a public hearing at their meeting on August 5, 2013 with second reading and potential adoption at their August 19, 2013 meeting.

Other code amendments suggested in the Historic Preservation Plan will be submitted separately. Staff is currently working on a list of historic preservation guidelines that would not be included in the code but would be in a document that would provide applicants with a clear understanding of what types of design and/or materials are expected when working on a historic property. It is hoped that these guidelines will be ready for review by the end of the year.

III. PUBLIC REVIEW AND COMMENT

A. <u>Historic Landmarks Commission</u>

A public notice was mailed to Neighborhood Associations and various agencies on June 21, 2013. In accordance with Section 9.020, a notice of public hearing was published in the <u>Daily Astorian</u> on July 9, 2013. The proposed amendment is legislative as it applies City-wide. Any comments received will be made available at the Historic Landmarks Commission meeting.

B. <u>City Council</u>

A public notice will be mailed to Neighborhood Associations and various agencies on July 12, 2013. In accordance with Section 9.020, a notice of public hearing will be published in the <u>Daily Astorian</u> on July 29, 2013. Any comments received will be made available at the City Council meeting.

IV. FINDINGS OF FACT

A. Development Code Section 10.020(A) states that "an amendment to the text of the Development Code or the Comprehensive Plan may be initiated by the City Council, Planning Commission, the Community Development Director, a person owning property in the City, or a City resident."

<u>Finding</u>: The proposed amendment to the Development Code is being initiated by the Community Development Director.

- B. Section 10.050(A) states that "The following amendment actions are considered legislative under this Code:
 - 1. An amendment to the text of the Development Code or Comprehensive Plan. . ."

<u>Finding</u>: The proposed amendment is to amend the text of the Astoria Development Code Article 6 concerning Historic Properties. The Code is applicable City-wide. Processing as a legislative action is appropriate.

- C. Section 10.070(A)(1) requires that "The amendment is consistent with the Comprehensive Plan."
 - 1. CP.005(5) concerning General Plan Philosophy and Policy Statement states that local comprehensive plans "Shall be regularly reviewed, and, if necessary, revised to keep them consistent with the changing needs and desires of the public they are designed to serve."

<u>Finding</u>: The Historic Properties Ordinance was last updated in 1992. The proposed amendments were included as action items in the Historic Preservation Plan 2008-2012 adopted in January 2008.

2. CP.250(1) concerning Historic Preservation Goals states that "The City will Promote and encourage, by voluntary means whenever possible, the preservation, restoration and adaptive use of sites, areas, buildings, structures, appurtenances, places and elements that are indicative of Astoria's historical heritage."

CP.250(3) concerning Historic Preservation Goals states that "The City will Encourage the application of historical considerations in the beautification of Astoria's Columbia River waterfront.

CP.250(4) concerning Historic Preservation Goals states that "The City will Actively involve Astoria's citizens in Astoria's historic preservation effort, including the development of a public information and education program.

CP.255(1) concerning Historic Preservation Policies states that "The City will use its Historic Properties Section of the Zoning Ordinance, an educational and technical assistance program, the tax incentives available

at the Federal, State, and local levels, and the cooperative efforts of local organizations as the means to protect identified historic buildings and sites."

CP.255(2) concerning Historic Preservation Policies states that "The City will establish procedures for regular financing of historic projects through public and private sources of funds."

CP.255(6) concerning Historic Preservation Policies states that "The City will make available to property owners information and technical advice on ways of protecting and restoring historical values of private property."

Finding: The proposed amendment will adopt changes recommended in the Historic Preservation Plan that supports the intention of the Comprehensive Plan (CP) to foster historic preservation through clear Code language, update of the Development Code to improve the historic review process, and provide education to citizens and historic property owners on the preservation program and its benefits. The proposed changes would also implement the new State classifications of historic properties that were recently used in the Adair-Uppertown Historic Inventory. The previous classifications would remain since there are several other adopted inventories that still use those classifications. The Historic Preservation Plan recommends amendments to the Development Code to implement the various aspects of the Plan. Additional recommended amendments in the Plan will be considered separately in the future.

3. CP.200(6) concerning Economic Development Goals states that the City will "Encourage the preservation of Astoria's historic buildings, neighborhoods and sites and unique waterfront location in order to attract visitors and new industry."

CP.205(5) concerning Economic Development Policies states that "The City encourages the growth of tourism as a part of the economy. Zoning standards which improve the attractiveness of the city shall be considered including designation of historic districts, stronger landscaping requirements for new construction, and Design Review requirements."

CP.020(6) concerning Community Growth - Plan Strategy states that "The City encourages historic preservation generally, the restoration or reuse of existing buildings. However, these structures must be improved in a timely manner."

<u>Finding</u>: The Plan recommends Code amendments to provide a simple, quicker process for historic review thereby encouraging historic preservation. It also recommends historic design review that helps maintain the character of Astoria. Design review standards are being drafted under a separate document to allow more flexibility in the future. The Code recognizes the importance of tourism and the impact of inappropriate development within the community.

Finding: The request is consistent with the Comprehensive Plan.

D. Section 10.070(A)(2) requires that "The amendment will not adversely affect the ability of the City to satisfy land and water use needs."

<u>Finding</u>: The proposed amendment will satisfy land use needs in that it will codify policies established through the Historic Preservation Plan for the preservation of historic properties that will be a benefit to the community's character and economy. The revised Code sections will allow for three levels of historic review providing more administrative permit review that will shorten the time of the review. The opportunity for public input would be preserved in Type II & Type III review with specific parameters for Type I administrative reviews. The proposed amendment will not adversely affect the ability of the City to satisfy land and water use needs.

V. <u>CONCLUSION AND RECOMMENDATION</u>

The request is consistent with the Comprehensive Plan and Development Code. Staff recommends that the Historic Landmarks Commission forward the proposed amendment to the City Council for adoption.

	ORDIN	NANCE N	O. 13-
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AN ORDINANCE AMENDING THE ASTORIA DEVELOPMENT CODE ARTICLE 6 CONCERNING HISTORIC PROPERTIES, AND ARTICLE 1 CONCERNING DEFINITIONS

THE CITY OF ASTORIA DOES ORDAIN AS FOLLOWS:

<u>Section 1</u>. Astoria Development Code Article 6 pertaining to Historic Properties is hereby deleted and replaced to read as follows:

Complete Article 6, Historic Properties Ordinance attached to this document.

<u>Section 2</u>. Astoria Development Code Article 1, Section 1.400 pertaining to Definitions is amended with the addition to read as follows:

- "BUILDING ENVELOPE: The outer bounds, both vertically and horizontally, of an enclosed structure.
- BUILDING MASS: The height, width, and depth of a structure including non-enclosed features such as stairs and decks.
- CONSISTENT: For the purpose of Article 6, Historic Properties Ordinance, consistent shall mean to be similar to the original historic feature in design, size, and/or material, or would meet the commonly acceptable intent of an original feature.
- FOOTPRINT: The outer bounds, horizontally, of all features of a structure including decks, stairs, and other non-enclosed features that are attached to the structure and are constructed 12" or more above grade."

<u>Section 3</u>. <u>Effective Date</u>. This ordinance and its amendment will be effective 30 days following its adoption and enactment by the City Council.

ADOPTED BY T	THE COMMON CO	DUNCIL THIS _	DAY OF		, 2013.
APPROVED BY	THE MAYOR THI	S DAY	OF		_, 2013.
ATTEST:		_	M	ayor	
Paul Benoit, City	Manager				
ROLL CALL ON	ADOPTION:	YEA	NAY	ABSENT	
Commissioner	LaMear Herzig Mellin				

Mayor Van Dusen

Warr

ARTICLE 6

HISTORIC PROPERTIES

6.010. PURPOSE.

It is the purpose of the City to promote and encourage the preservation, restoration, rehabilitation, and adaptive use of buildings, structures, appurtenances, objects, sites, and districts that are indicative of Astoria's historical heritage; to carry out certain provisions of the Land Conservation and Development Commission Goal 5 "Open Spaces, Scenic and Historic Areas, and Natural Resources"; to establish a historic design review process for historic structures, and to assist in providing the means by which property owners may qualify for Federal and State financial assistance programs assisting historical properties.

6.020. SPECIAL PROVISIONS.

A. Signs.

- 1. Signs or plaques denoting a historic District, building or site will be permitted in accordance with the sign regulations for the zone in which it is located. Such signs will be of dignified design and positioned in a manner that is compatible with the building or site.
- 2. Any signs constructed or placed on or in association with a historic building will be reviewed by the Historic Preservation Officer to ensure that they are in scale and relate well to the architectural style of the building.
- 3. Restoration or reconstruction of historic signs are encouraged and will be reviewed by the Historic Preservation Officer to verify that they are a historic restoration or reconstruction. Any change in design and/or wording is not considered to be a historic sign restoration/reconstruction and would be subject to the Sign Ordinance regulations.

6.030. <u>HISTORIC DISTRICT ESTABLISHMENT.</u>

A. The Historic Landmarks Commission, the City Council, or the owners of at least one-third of the privately owned property within a proposed District may initiate the proceedings for designation of a Historic District. If there is multiple ownership in a property, each consenting owner shall be counted as a fraction equal to the interest the owner holds in that property.

A request that an area be designated as a Historic District will be considered by the Historic Landmarks Commission following receipt of a complete application by the

City of Astoria Development Code

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Historic Preservation Officer. The Historic Landmarks Commission will transmit its recommendation of the area as a Historic District to the City Council. The City Council shall hold a public hearing in accordance with the procedures set forth in 9.010 through 9.100 except that notices of the hearing date will be mailed only to owners of property lying on or within the boundaries of the proposed District.

Upon receipt of the Historic Landmark Commission's recommendation, the City Council may authorize submittal of a nomination for Historic District status to the State Advisory Committee on Historic Preservation.

6.040. <u>HISTORIC LANDMARK ESTABLISHMENT.</u>

A. Application.

The Historic Landmarks Commission, City Council or a property owner may initiate the proceedings for designation of a Historic Landmark.

The application should include the following information as applicable: history of the structure; tenants both residential and commercial; exterior features and materials; alterations to the structure; architect; date of construction; outbuildings; photographs, both historic and current; and any other information available.

B. <u>Existing Listings on the National Register of Historic Places</u>.

For the purposes of Historic Landmark designation, buildings, structures, appurtenances, objects, signs, sites and districts which are listed on the National Register of Historic Places shall be automatically considered a Historic Landmark.

C. <u>Primary, Secondary, Eligible/Significant, and Eligible/Contributing Classifications</u>.

For the purposes of Historic Landmark designation, buildings, structures, appurtenances, objects, signs, sites and districts which are classified as Primary, Secondary, Eligible/Significant, or Eligible/Contributing shall be automatically considered a Historic Landmark.

D. Procedures.

Upon receipt of a complete application requesting that a building, structure, appurtenance, object, sign, or site be designated historic, the Historic Landmarks Commission shall consider the request. The Historic Landmarks Commission shall hold a public hearing on the request in accordance with the procedures set forth in Article 9.

The Historic Landmarks Commission may approve, modify or reject such request in accordance with Section 9.030 based on the criteria in Section 6.040.E.

E. <u>Criteria for Historic Landmark Designation</u>.

The Historic Landmarks Commission shall consider and weigh the following criteria in making a determination of potential historic significance:

1. Physical Integrity.

Property is essentially as constructed on original site. Sufficient original workmanship and material remain to serve as instruction in period fabrication.

2. <u>Architectural Significance</u>.

Rarity of type and/or style. Property is a prime example of a stylistic or structural type, or is representative of a type once common and is among the last examples surviving in the City. Property is a prototype or significant work of an architect, builder, or engineer noted in the history of architecture and construction.

3. <u>Historical Significance</u>.

Property is associated with significant past events, personages, trends or values and has the capacity to evoke one or more of the dominant themes of national or local history.

4. <u>Importance to Neighborhood</u>.

Property's presence contributes and provides continuity in the historical and cultural development of the area.

5. Symbolic Value.

Through public notice, interest, sentiment, uniqueness or other factors, property has come to connote an ideal, institution, political entity or period.

6. Chronology.

Property was developed early in the relative scale of local history or was early expression of type/style. The age of the building, structure, site, or object should be at least 50 years, unless determined to be of exceptional significance.

7. The request shall be consistent with the applicable goals and policies of the Comprehensive Plan.

6.050. EXTERIOR ALTERATION.

A. <u>Exemptions</u>.

Nothing in this Section shall be construed to prevent ordinary maintenance of a structure listed or identified as a Historic Landmark as described in Section 6.040. The following are considered to be normal maintenance and repair and are not subject to this Section including, but not limited to:

- Replacement of gutters and downspouts, or the addition of gutters and downspouts, using materials that match those that were typically used on similar style buildings.
- 2. Repairing, or providing a new foundation that does not result in raising or lowering the building elevation more than one foot unless the foundation materials and/or craftsmanship contribute to the historical and architectural significance of the landmark.
- 3. Replacement of wood siding, when required due to deterioration of material, with wood material that matches the original siding in size, dimension, and material.
- 4. Repair and/or replacement of roof materials with the same kind of roof materials existing, or with materials which are in character with those of the original roof.
- 5. Application of storm windows made with wood, bronze or flat finished anodized aluminum, or baked enamel frames which complement or match the color detail and proportions of the building.
- 6. Replacement of existing sashes with new sashes, when using material which is consistent with the original historic material, dimensions, and appearance.
- 7. Painting and related preparation.
- 8. Installation of decorative stained and/or leaded glass in existing windows.
- 9. Fences, retaining walls, and/or landscaping features unless the existing features are noted in the historic designation as contributing features to the historic property.

B. <u>Certificate of Appropriateness</u>.

Unless otherwise exempted, no person, corporation, or other entity shall change, add to, or modify a building, structure, appurtenance, object, sign, or site in such a way as to affect its exterior appearance, if such structure is listed or identified as a Historic

City of Astoria Development Code

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Landmark as described in Section 6.040 without first obtaining a Certificate of Appropriateness.

In obtaining a Certificate of Appropriateness, the applicant shall file an application on a form furnished for that purpose with the Community Development Department.

C. Type I Certificate of Appropriateness - Immediate Approval.

Projects that are limited in scope or minor alterations that meet the criteria listed below are classified as Type I Certificate of Appropriateness permits. Historic Design review performed by the Historic Preservation Officer or designee shall be administrative and shall not require public hearing nor public notice.

- The Historic Preservation Officer shall review and approve the following Type I permit requests:
 - a. There is no change in historic character, appearance or material composition from the existing structure or feature; or
 - b. The proposed alteration duplicates the affected building features as determined from a photograph taken during either the Primary or Secondary development periods, original building plans, or other evidence of original building features; or
 - c.. The proposed alteration is required for the public safety due to an unsafe or dangerous condition; or
 - d. The proposed alteration relates to signage in scale to the architectural style of the building.
- 2. In addition to the Type I permit reviews listed in Section 1 above, the Historic Preservation Officer shall review and approve the following Type I permit requests if it meets the following:
 - a. Criteria.
 - 1) Located on the rear or interior side yard, not adjacent to a public right-of-way, except as noted below; and/or
 - 2) Reconstruction and/or replacement of porch and/or stairs on any elevation; and/or
 - 3) Will not result in an increase in building footprint or envelope except for mechanical venting.
 - b. Type I Permit Requests:

- Installation of mechanical equipment and venting located on other than the primary facade or street scape, or of less than one square foot if located on a non-primary facade street side. Ground mounted equipment shall be screened from view to the maximum extent practicable if visible from a City right-of-way.
- 2) Installation of contemporary composite material on the flat decking area of porches, decks, and/or stair treads.
- 3) Replacement of roofing material as follows:
 - a) With similar material and/or composition shingles.
 - b) Flat roofing not visible from the street scape may be a contemporary material.
 - c) Original roof wood shingle or shakes, should be maintained in place whenever possible. Composition roofing is allowed as a substitute for wood shingles in a complete replacement.
 - d) Original roof tile, slate, or rolled composition roofing should be maintained in place whenever possible. Imitation slate and wood are allowed as a substitute for original materials in a complete replacement.
- 4) Removal of an utilitarian chimney that is not a character defining feature.
- 5) Replacement of skirting material with fiber cement material or other compatible contemporary material.
- 6) Installation of roof and/or soffit vents.
- 7) Replacement of existing columns with similar design and dimension of contemporary material other than vinyl material.
- 8) Installation of television microwave receiving dish.
- 9) Construction of stairs and railings on any elevation that are not attached to a building.
- D. <u>Type II Certificate of Appropriateness Administrative Review.</u>

Projects that are limited in scope or minor alterations that meet the criteria below are

6.090

classified as Type II Certificate of Appropriateness permits. Historic Design review performed by the Historic Preservation Officer or designee shall be administrative and shall not require public hearing before the Historic Landmarks Commission. These reviews shall be considered as a limited land use decision and shall require a public notice and opportunity for appeal in accordance with Article 9 of the Astoria Development Code.

The Historic Preservation Officer shall review and approve the following Type II permit requests if it meets the following:

1. Criteria.

- a. Located on the rear or interior side yard, not adjacent to a public right-ofway, except as noted below; and/or
- b. Reconstruction and/or replacement of porch and/or stairs on any elevation; and/or
- c. May result in an increase in building footprint of no more than 10%, and will not result in an increase in building envelope except for mechanical venting.

2. Type II Permit Requests:

- a. Construction of outbuildings or enclosures (less than 200 square feet).
- b. Awnings on residential property.
- c. Awnings on any elevation of a commercial property.
- d. Handicap accessible ramps on any elevation.
- e. Reconfiguration with not more than 10% increase in footprint, and/or reconstruction of existing decks or porches with similar materials and/or with a change in materials.
- f. Reconstruction of existing stairs and balustrades with a historic design.
- g. Replacement and/or reconfiguration of basement windows on any elevation.
- h. Installation of flat mounted skylight located on other than the primary facade or street scape.

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- Changes to fences, retaining walls, and/or landscaping features that are noted in the historic designation as contributing features to the historic property.
- j. Replacement of non-historic features such as aluminum or vinyl windows or siding, steel or fiberglass doors, etc. with a design, size, and material that is consistent with the existing historic features of the structure.
- k. Removal of a chimney that is considered as a character defining feature as noted in the historic designation.
- Solid waste disposal area enclosure.
- m. Construction of stairs and railings on any elevation that are attached to a building.

E. <u>Type III Certificate of Appropriateness – Historic Landmarks Commission Review.</u>

Projects that do not meet the criteria for a Type I or Type II review are classified as Type III Certificate of Appropriateness permits. Historic Design review performed by the Historic Landmarks Commission based upon the standards in the Development Code shall be considered discretionary and shall require a public hearing, notice, and opportunity for appeal in accordance with Article 9 of the Astoria Development Code.

F. <u>Historic Design Review Criteria</u>.

Type II and Type III Certificate of Appropriateness exterior alteration requests shall be reviewed by the Historic Landmarks Commission or Historic Preservation Officer as indicated in Section 6.050 following receipt of a complete application.

The following standards, in compliance with the Secretary of the Interior's Standards for Historic Preservation, shall be used to review Type II and Type III exterior alteration requests. The standards summarized below involve the balancing of competing and conflicting interests. The standards are intended to be used as a guide in the Historic Landmark Commission's deliberations and/or the Historic Preservation Officer's decision.

- 1. Every reasonable effort shall be made to provide a compatible use for a property which requires minimal alteration of the building, structure, or site and its environment, or to use a property for its originally intended purpose.
- 2. The distinguishing original qualities or character of a building, structure, or site and its environment shall not be destroyed. The removal or alteration of any historic material or distinctive architectural features should be avoided when possible.

6.090

- 3. All buildings, structures, and sites shall be recognized as products of their own time. Alterations that have no historical basis and which seek to create an earlier appearance shall be discouraged.
- 4. Changes which may have taken place in the course of time are evidence of the history and development of a building, structure, or site and its environment. These changes may have acquired significance in their own right, and this significance shall be recognized and respected.
- 5. Distinctive stylistic features or examples of skilled craftsmanship which characterize a building, structure, or site shall be treated with sensitivity.
- 6. Deteriorated architectural features shall be repaired rather than replaced, wherever possible. In the event replacement is necessary, the new material should match the material being replaced in composition, design, color, texture, and other visual qualities. Repair or replacement of missing architectural features should be based on accurate duplications of features, substantiated by historic, physical, or pictorial evidence rather than on conjectural designs or the availability of different architectural elements from other buildings or structures.
- 7. The surface cleaning of structures shall be undertaken with the gentlest means possible. Sandblasting and other cleaning methods that will damage the historic building materials shall not be undertaken.
- 8. Every reasonable effort shall be made to protect and preserve archaeological resources affected by or adjacent to any project.
- 9. Contemporary design for alterations and additions to existing properties shall not be discouraged when such alterations and addition do not destroy significant historical, architectural, or cultural material, and such design is compatible with the size, scale, color, material, and character of the property, neighborhood or environment.
- 10. Wherever possible, new additions or alterations to structures shall be done in such a manner that if such additions or alterations were to be removed in the future, the essential form and integrity of the structure would be unimpaired.

6.070. <u>NEW CONSTRUCTION</u>.

A. <u>Certificate of Appropriateness</u>.

No person, corporation, or other entity shall construct a new structure adjacent to or across a public right-of-way from a Historic Landmark as described in Section 6.040, without first obtaining a Certificate of Appropriateness from the Historic Landmarks Commission.

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In obtaining a Certificate of Appropriateness as required above, the applicant shall file an application on a form furnished for that purpose with the Community Development Department.

B. <u>Historic Landmarks Commission Historic Design Review Criteria.</u>

A request to construct a new structure shall be reviewed by the Historic Landmarks Commission following receipt of the request. In reviewing the request, the Historic Landmarks Commission shall consider and weigh the following criteria:

- 1. The design of the proposed structure is compatible with the design of adjacent historic structures considering scale, style, height, architectural detail and materials.
- 2. The location and orientation of the new structure on the site is consistent with the typical location and orientation of adjacent structures considering setbacks, distances between structures, location of entrances and similar siting considerations.

6.080. <u>DEMOLITION AND MOVING.</u>

A. <u>Certificate of Appropriateness</u>.

No person, firm, or corporation shall move, demolish, or cause to be demolished any structure listed or identified as a Historic Landmark as described in Section 6.040 without first obtaining a Certificate of Appropriateness.

In obtaining a Certificate of Appropriateness, the applicant shall file an application on a form provided for that purpose with the Community Development Department.

B. <u>Criteria for Immediate Approval.</u>

The Historic Preservation Officer shall issue a Certificate of Appropriateness for moving or demolition if any of the following conditions exist:

- 1. The structure has been damaged in excess of 70% of its assessed value by fire, flood, wind, or other natural disaster or by vandalism; or
- 2. The Building Official finds the structure to be an immediate and real threat to the public health, safety and welfare.

All other requests will be reviewed by the Historic Landmarks Commission.

C. <u>Historic Landmarks Commission Review Criteria</u>.

6.090

Those demolition/moving requests not meeting the conditions for immediate approval shall be reviewed by the Historic Landmarks Commission following receipt of an applicant's request. In reviewing the request, the Historic Landmarks Commission shall consider and weigh all of the following criteria:

- 1. The structure cannot be economically rehabilitated on the site to provide a reasonable income or residential environment compared to structures in the general area.
- 2. There is demonstrated public need for a new use, if any is proposed, which outweighs the benefit which might be served by preserving the subject building(s) on the site due to the building's contribution to the overall integrity and viability of the historic district.
- 3. The proposed development, if any, is compatible with the surrounding area considering such factors as location, use, bulk, landscaping, and exterior design.
- 4. If the building is proposed to be moved, the new site and surrounding area will benefit from the move.

Any review shall be completed and a decision rendered within 75 days of the date the City received a complete application. Failure of the Historic Landmarks Commission to meet the time lines set forth above shall cause the request to be referred to the City Council for review. All actions of the Historic Landmarks Commission can be appealed to the City Council. The Historic Landmarks Commission will follow the procedural requirements set forth in Article 9.

D. <u>Conditions for Demolition Approval</u>.

As a condition for approval of a demolition permit, the Historic Landmarks Commission may:

- 1. Require photographic documentation, and other graphic data or history as it deems necessary to preserve an accurate record of the resource. The historical documentation materials shall be the property of the City or other party determined appropriated by the Commission.
- 2. Require that the property owner document that the Historic Preservation League of Oregon or other local preservation group has given the opportunity to salvage and record the resource within 90 days.

E. Appeal - Extension of Review Period.

6.090

On appeal or referral, the City Council may extend the review period for demolition/moving requests a maximum of an additional 120 days from the date of receipt of an application upon a finding that one of the following conditions exists:

- 1. The applicant has not submitted sufficient information to determine if an immediate demolition or moving should be allowed.
- 2. There has been little or no activity, within a reasonable amount of time, by the permit applicant to explore other viable alternatives.
- 3. There is a project under way which could result in public or private acquisition of the historic building or site and the preservation or restoration of such building or site, and that there is reasonable grounds to believe that the program or project may be successful.

If, at the end of an extended review period, any program or project is demonstrated to the City Council to be unsuccessful and the applicant has not withdrawn his/her application for a moving or demolition permit, the Community Development Director shall issue the permit if the application otherwise complies with the code and ordinances of the City.

F. Exception.

In any case where the City Council has ordered the removal or demolition of any structure determined to be dangerous, nothing contained in this chapter shall be construed as making it unlawful for any person without prior approval of the Historic Landmarks Commission, pursuant to this chapter, to comply with such order.

6.090. <u>ADMINISTRATIVE PROCEDURES</u>.

- A. The Historic Landmarks Commission and/or Historic Preservation Officer will follow the procedural requirements set forth in Article 9 with regard to application, public notice, quasi-judicial public hearing procedure, appeals, action on applications, filing fees, and additional costs.
- B. In the consideration of an exterior alteration, demolition or moving request, the Historic Landmarks Commission and/or Historic Preservation Officer will approve or deny the request or recommend changes in the proposal which would enable it to be approved. The property owner will be notified of the Historic Landmarks Commission's and/or Historic Preservation Officer's decision within 10 working days of the date of action. The applicant may resubmit proposals for which changes have been recommended by the Historic Landmarks Commission.
- C. In approving an exterior alteration, demolition or moving request, the Historic Landmarks Commission and/or Historic Preservation Officer may attach conditions

6.090

which are appropriate for the promotion and/or preservation of the historic or architectural integrity of the structure, appurtenance, object, site, or district. All decisions to approve, approve with conditions, or deny shall specify the basis of the decision. A decision of the Historic Preservation Officer may be appealed to the Historic Landmarks Commission may be appealed to the City Council.



August 8, 2013

MEMORANDUM

TO:

Mayor Van Dusen and City Council

FROM: Paul Benoit, City Manager

SUBJECT:

Liquor License Application

Discussion & Analysis

A liquor license application has been filed by David Kroening, Andrew Bornstein, Jerry Kasinger, Luke Colvin, Jack Berka, David Snodgrass, Pamela Snodgrass, Joe Haggren and Mark Rose doing business as River Barrel Brewing Inc, located at the foot of 7th Street, Astoria. The application is a New Outlet – Full On-Premises Sales - Brewery License. A copy of the application is attached.

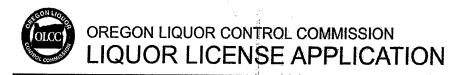
The appropriate departments have reviewed the application. No objections to approval were noted.

Recommendation

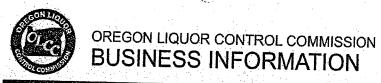
Staff recommends that the City Council consider this application for approval.

Respectfully submitted,

Mark Carlson, CPA Finance Director



Application is being made for:		CITY AND COUNTY USE ONLY
LICENSE TYPES	ACTIONS	Date application received: $\frac{9-17-13}{1}$
Full On-Premises Sales (\$402.60/yr)	Change Ownership	
☐ Commercial Establishment ☐ Caterer	New Outlet Greater Privilege	The City Council or County Commission:
Passenger Carrier	Additional Privilege	City of Astoria (name of gity or county)
Other Public Location	Other	recommends that this license be:
Private Club		
Limited On-Premises Sales (\$202.60/yr)		☐ Granted ☐ Denied
Off-Premises Sales (\$100/yr) with Fuel Pumps		By:(date)
Brewery Public House (\$252.60)		
☐ Winery (\$250/yr)		Name:
Other:		Title:
90-DAY AUTHORITY		
Check here if you are applying for a change	of ownership at a business	OLCC USE ONLY
that has a current liquor license, or if you are a Sales license and are requesting a 90-Day Ten	pplying for an Off-Premises	Application Rec'd by:
	iporary Authority	Date: 7/1 /2013 Cow
APPLYING AS: ☐Limited ☑ Corporation ☐ Limited Lia	, , , , , , , , , , , , , , , , , , ,	Date: /// /20/3 (Du)
☐Limited ☑ Corporation ☐Limited Lial Partnership Company	bilityindividuals	90-day authority: ☐ Yes 💆 No
1. Entity or Individuals applying for the license	e: [See SECTION 1 of the G	uide]
River Barrel Brewing Inc.	3	
0	<u>4</u>	
2. Trade Name (dba):River Barrel Brewing		
3. Business Location: Foot of 7th Street, Astori	a. Clatson County, Oregon 9	97103
(number, street, rural route)	(city)	(county) (state) (ZIP code)
4. Business Mailing Address: 42 7th Street Sui		
(PO box, number, str		ity) (state) (ZIP code)
5. Business Numbers: 503-468-0800		, , , , , , , , , , , , , , , , , , , ,
(phone)		(fax)
6. Is the business at this location currently lice		• •
7. If yes to whom:	Type of Licens	Se:
8. Former Business Name:	4	
9. Will you have a manager? Yes No		
:		r must fill out an Individual History form)
10. What is the local governing body where you		- ,
		(name of city or county)
11. Contact person for this application: David Kro	pening 585-224-5075	
(name) 42 7th Street Suite #100 Astoria, OR 97103		(phone number(s))
(address)	(fax number)	dave@riverbarrelbrewing.com (e-mail address)
	•	
I understand that if my answers are not true Applicant(s) Signature(s) and Date:	and complete, the OLCC I OR	nay deny mynicense application. EGON LIQUOR CONTROL COMMISSION
	· labalia	
Dat	e 6/20/13 ®	JUL_0_5_2013Date
②Dat		Date
	54	ALEM REGIONAL OFFICE



Please Print or Type		
Applicant Name:	River Barrel Brewing	Inc. Phone: 585-224-5075
	River Barrel Brewin	
Business Location	Address: Foot of 7th Stree	f
city: Astor	ia	ZIP Code: 97103
DAYS AND HOURS	S OF OPERATION	
Business Hours: Sunday	10 pm Monday I am to II 10 pm Tuesday II am to II 10 pm Wednesday II am to II 10 pm Thursday II am to II Qam Friday II am to II	2 pm Definition of the exterior area is adequately viewed and/or supervised by Service Permittees.
Seasonal Variations:	☑ Yes ☐ No If yes, explain:_ Me/ Month5 Check all that apply:	Outdoor areas open only DAYS & HOURS OF LIVE OR DJ MUSIC
Live Music	☐ Karaoke	
Recorded Music	Coin-operated Games	Sunday 8 om to 10 pm Monday 8 om to 10 pm
DJ Music	☐ Video Lottery Machines	Tuesday & on to loom Wednesday & om to 10 pm
□ Dancing □ Nude Entertainers	Social Gaming Pool Tables Other:	Thursday 5 om to 10 om Friday 6 om to 10 om Saturday 7 om to 10 om
SEATING COUNT		
Restaurant: 48	Outdoor: 32	OLCC USE ONLY
Lounge: 4/	Other (explain): Tap (00M - 48	Investigator Verified Seating: (Y) (N) Investigator Initials:
Banquet:	Total Seating: 175	Date:
I understand if my answ	ers are not true and complete, the OLC	C may deny my license application
Applicant Signature:	1 tul hamin	Date: 6/20/13
	1-800-452-OLCC	

(rev. 12/07)



August 8, 2013

MEMORANDUM

TO: Mayor Van Dusen and City Council

FROM: Paul Benoit, City Manager

SUBJECT: Liquor License Application

Discussion & Analysis

A liquor license application has been filed by Todd Shelton and Lawrence Cary doing business as North Coast Distrillery LLC, located at 1270 Duane Street, Astoria. The application is a New Outlet – Distillery License. A copy of the application is attached.

The appropriate departments have reviewed the application. No objections to approval were noted.

Recommendation

Staff recommends that the City Council consider this application for approval.

Respectfully submitted,

Mark Carlson, CPA Finance Director

	Application is being made for:		CITY AND COUNTY USE ONLY
	LICENSE TYPES	ACTIONS	11
- 1	Full On-Premises Sales (\$402.60/yr)	Change Ownership	Date application received:
	Commercial Establishment Caterer	New Outlet	The City Council or County Commission:
	Passenger Carrier	Greater Privilege	H
- 1	Other Public Location	Additional PrivilegeOther	(name of city or county)
	Private Club	Li Other	recommends that this license be:
	Limited On-Premises Sales (\$202.60/yr)		☐ Granted ☐ Denied
ł	Off-Premises Sales (\$100/yr)	•	Bv:
	with Fuel Pumps		By:(signature) (date)
	Brewery Public House (\$252.60) Winery (\$250/yr)		Name:
ı	☑ Other: Distillery		
١,			Title:
	Obeck here if you are applying for a strong		OLCC USE ONLY
ti	Check here if you are applying for a change on the change of the contract liquor license, or if you are applying the contract liquor license, or if you are applying the contract liquor license.	of ownership at a business	
8	Sales license and are requesting a 90-Day Temp	orary Authority	Application Rec'd by: OLCC
	PPLYING AS:	orally riddronly	Date: 7/3/2013 €000 90-day authority: ☐ Yes X No
	Limited Corporation Limited Liabil	like a final to the contract	Date. 73/2613 (%)
	Partnership Company	lity 🛄 Individuals	90-day authority: ☐ Yes 🕱 No
<u></u>			
1.	Entity or Individuals applying for the license:	See SECTION 1 of the G	enide]
①	North Coast Distilling LLC		oude)
_	North Coast Distilling LLC		
. ②	Trade Married W. A. North O. and District	4	
2	Trade Name (dba):North Coast Distilling		
3.	Business Location: 1270 Duane Street	Astoria	Clatsop OR 97103
	(number, street, rural route)		(county) (state) (ZIP code)
4.	Business Mailing Address: 286 Lexington Av	enue. Astoria. OR 97103	
	(PO box, number, street	t, rural route) (ci	ity) (state) (ZIP code)
5. E	Business Numbers: 503-884-7175	•	(Zil Code)
	(phone)		
6. 1	s the business at this location currently licens		(fax)
		ed by OLCU? Lives	No
7. li	f yes to whom:	Type of Licens	se:
8. F	ormer Business Name:		
9. V	Vill you have a manager? ☑Yes ☐No Na	me:_Larry Cary	•
		(managei	r must fill out an Individual History form)
10. V	Vhat is the local governing body where your b	ousiness is located?_City of	of Astoria
			(name of city or county)
11. C	ontact person for this application: Alyssa Ler	nire, Davis Wright Tremair	ne LLP 503-778-5469
4	(name) 1300 SW Fifth Ave., Suite 2400, Portland, OR	07204 602 770 5000	(phone number(s))
(address)	97201 503-778-5299 (fax number)	alyssalemire@dwt.com
اعضرا	profiled that if my anguage	•	(e-mail address)
aniu Annii	erstand that if my answers are not true an	d complete, the OLCC n	nay de pero⊞ive application.
ر Thhi	of mail of signature (s) and Date:		GGM LIQUOR CONTROL COMMISSION
D	Attorney-in-Fact Date	du/vi3 3	Date
a			JUN 2 8 2013 Date
	Date	.	Date

Applicant Name:	North Coast Dist	illing LLC		Phone:	<u>503-884-7</u>	175
Trade Name (dba	a): North Coast D	Distilling				
Business Location	n Address: 1270	0 Duane Stree	et :			
City: Astoria				ZIP Code:_	97103	
DAYS AND HOU	RS OF OPERAT	ION				
Business Hours: Sunday 11:30 am	o 9:00 pm	Outdoor Area	Hours: N/A	The outdoor area		
Monday f Tuesday 11:30 amt Wednesday 11:30 am t	o <u></u> M o <u>9:00 pm</u> T o <u>9:00 pm</u> V	Monday Fuesday	to to	☐ Food service☐ Alcohol service☐ Enclosed, how	Hours:	to to
Thursday 11:30 am triday Friday 11:30 am triday Saturday 11:30 am triday	0 <u>9:00 pm</u> T 0 <u>9:00 pm</u> F	Vednesday hursday riday aturday	to to to	The exterior area i	s adequately vice Permitte	viewed and/or
				YS & HOURS O		
Seasonal Variation						
ENTERTAINMENT	Check all that	t apply: N/A	DA	YS & HOURS OF		
ENTERTAINMENT Live Music Recorded Music	Check all that Karaoke	t apply: N/A a erated Games	DA	YS & HOURS OF I/A Sunday Monday	E LIVE OF	R DJ MUSK
ENTERTAINMENT Live Music Recorded Music DJ Music	Check all that Karaoke Coin-op Video Lo	t apply: N/A a erated Games ottery Machines	DA	YS & HOURS OF I/A Sunday Monday Tuesday Wednesday	to to to to	R DJ MUSIO
ENTERTAINMENT Live Music Recorded Music	Check all that Karaoke	t apply: N/A a erated Games ottery Machines eaming	DA	YS & HOURS OF I/A Sunday Monday Tuesday Wednesday Thursday Friday	to to to to to	R DJ MUSIO
ENTERTAINMENT Live Music Recorded Music DJ Music Dancing	Check all that Karaoke Coin-op Video Lo Social G	t apply: N/A a erated Games ottery Machines eaming	DA	YS & HOURS OF I/A Sunday Monday Tuesday Wednesday Thursday	to to to to	R DJ MUSI
ENTERTAINMENT Live Music Recorded Music DJ Music Dancing Nude Entertainers	Check all that Karaoke Coin-op Video Lo Social G	t apply: N/A a erated Games ottery Machines saming	DA	YS & HOURS OF I/A Sunday Monday Tuesday Wednesday Thursday Friday	to to to to to	R DJ MUSI
INTERTAINMENT Live Music Recorded Music DJ Music Dancing Nude Entertainers EATING COUNT Staurant:	Check all that Karaoke Coin-op Video Lo Social G	t apply: N/A a erated Games ottery Machines saming	DA	YS & HOURS OF J/A Sunday Monday Tuesday Wednesday Thursday Friday Saturday	to to to to to course only	R DJ MUSI
Intertainment Live Music Recorded Music DJ Music Dancing Nude Entertainers EATING COUNT staurant: nge:	Check all that Karaoke Coin-op Video Lo Social G Pool Tab Other:	t apply: N/A e erated Games ottery Machines caming oles	DA	YS & HOURS OF //A Sunday Monday Tuesday Wednesday Thursday Friday Saturday	to to to to to to to to do	R DJ MUSI
Intertainment Live Music Recorded Music DJ Music Dancing Nude Entertainers EATING COUNT staurant: nge:	Check all that Karaoke Coin-op Video Lo Social G Pool Tab Other:	t apply: N/A e erated Games ottery Machines caming bles Tasting Roc	DA	YS & HOURS OF A Sunday Monday Tuesday Wednesday Thursday Friday Saturday OL Investigator Verified Investigator Initials:	to to to to to to to could describe to to describe to describe to describe the describe to describe the describe to describe the describe to describe the described the describe	R DJ MUSI
INTERTAINMENT Live Music Recorded Music DJ Music Dancing Nude Entertainers EATING COUNT Staurant:	Check all that Karaoke Coin-op Video Lo Social G Pool Tab Other: Outdoor: Other (explain): Total Seating:	t apply: N/A e erated Games ottery Machines saming oles Tasting Roc 26	DA N	YS & HOURS OF MANAGEMENT AND MONDAY Tuesday Wednesday Thursday Friday Saturday OL Investigator Verified Investigator Initials: Date: 7/12	to t	R DJ MUSI

www.oregon.gov/olcc

(rev. 12/07)



August 8, 2013

MEMORANDUM

TO:

Mayor Van Dusen and City Council

FROM: Paul Benoit, City Manager

SUBJECT: Liquor License Application

Discussion & Analysis

A liquor license application has been filed by Stephen C and Karen Allen doing business as Andrew & Steve's Chartroom/Astoria Brewing Company, located at 1196 Marine Drive, Astoria. The application is an Additional Privilege - Brewery License. A copy of the application is attached.

The appropriate departments have reviewed the application. No objections to approval were noted.

Recommendation

Staff recommends that the City Council consider this application for approval.

Respectfully submitted,

Mark Carlson, CPA Finance Director

CITY AND COUNTY USE ONLY
Date application received:
The City Council or County Commission:
(name of city or county)
recommends that this license be:
☐ Granted ☐ Denied
₫
By:(signature) (date)
Name:
Title:
OLCC USE ONLY
Application Rec'd by:
- 7/ 1
Date: 7/23/2013 (COV)
90-day authority: ☐ Yes 🗖 No
uide]
storia Brewing Company
LATSOP OR 97103
(county) (state) (ZiP code)
ORIA OR 977103
y) (state) (ZIP code)
503 325 2286
(fax)
No.
e: FULL
must fill out an Individual History form)
RIA (name of eith an annth)
(name of city or county) 71 503 440 5940
(phone number(s))
ve@allencpas.com
RECETVED (ress)
RECEIVED ************************************
JUL 2 3 2013 _ Date
Dete
ALEM REGIONAL OFFICE

1-800-452-OLCC (6522) • www.oregon.gov/olcc



Please Print or Type	
Applicant Name: Astoria Brewing Company Trade Name (dba): Astoria Brewing Company Business Location Address: 1/9/6 M. 5	14 Jac Phone: 503 741-3037
Trade Name (dba): Astoria Browing Co.	mpany
Business Location Address: 1194 Marine	0-
City: Astoria	ZIP Code: 97/03
DAYS AND HOURS OF OPERATION	
Business Hours: Outdoor Area Hours:	The outdoor area is used for:
Sunday / Sunday to to	•
Tuesday '' to '' Tuesday /	☐ Alcohol service Hours:to
Thursday to Wednesday to	☐ Enclosed, how
Friday ' to ' Friday to	The exterior area is adequately viewed and/or supervised by Service Permittees.
Saturday to to to to	(Investigator's Initials)
Seasonal Variations: ☐ Yes ☑ No If yes explain	
Seasonal variations: Yes No If yes, explain:	·
ENTERTAINMENT Check all that apply: DA	AYS & HOURS OF LIVE OR DJ MUSIC
Live Music Karaoke	,
Recorded Music Coin-operated Games	Sunday to
DJ Music Video Lottery Machines	Monday to Tuesday to
Dancing Social Gaming	Wednesday / to
Nude Entertainers Pool Tables	Thursdayto
Other:	Saturday to
SEATING COUNT	
Restaurant: Outdoor:	OLCC USE ONLY
Lounge: Other (explain): Brewards Saufing 30	Investigator Verified Seating:(Y)(N) Investigator Initials:
Banquet: Total Seating:	Date:
I understand if my answers are not true and complete, the OLCC ma	ay deny my license application
Applicant Signature:	Date: 1-18-2017

1-800-452-OLCC (6522) www.oregon.gov/olcc

(ray 12/07)



August 9, 2013

MEMORANDUM

TO:

MAYOR AND CITY COUNCIL

FROM: (PPAUL BENOIT, CITY MANAGER

SUBJECT:

WASTEWATER TREATMENT PLANT EFFLUENT TREATMENT

UPGRADES - PAY ADJUSTMENT NO. 1

DISCUSSION/ANALYSIS

The Wastewater Treatment Plant (WWTP) Effluent Treatment Upgrades project includes the following improvements:

- Dechlorination equipment and instrumentation
- Chlorine contact chamber upgrades
- Wastewater effluent flow meter replacement
- Wastewater effluent pH adjustment equipment and instrumentation
- Chlorine feed system upgrades and instrumentation

In November 2012, the construction contract was awarded to R&G Excavating (R&G). Since that time R&G has been working through submittals, procuring long-lead time equipment and mobilized to the site. Due to the nature of the improvements, the primary construction activity needs to occur during the drier summer months when the flows to the treatment plant are at their lowest point. The major construction effort began the last week of June.

Pay adjustment No. 1 for \$30,730.06 includes several changes that are itemized below:

A. Concrete leveling base in Chlorine Contact Basin	\$20,966.36
B. Installation of new conductors to Chemical Feed Building	\$9,513.70
C. Upgrade main electrical distribution panel	\$250.00
D. Contractor Contribution (credit)	(\$5,506.09)

The largest line item in this pay adjustment is for concrete leveling base in the chlorine contact basin costing \$20,966.36. After the contractor established a temporary chlorine bypass with a system of three large truck transportable Baker tanks and temporary pumping system, they dewatered the basin and did a thorough cleaning that exposed a rounded floor with a slope not shown on as-bilt plan records. The new UltraBlock baffle

walls that will be constructed as part of this project require a flat bottom, so the project team worked diligently to develop the best, most cost-effective solution to the issue. This solution consists of installing a level concrete floor that could be paved for successful installation of the baffle walls.

The next item in the pay adjustment includes the installation of new electrical conductors to the chemical feed building from the existing onsite laboratory building. The existing conduits do not include Ground and Neutral wires that are required by Code. The additional cost of \$9,513.70 includes the Ground and Neutral wires and upgraded new conductors that will allow for the connection of additional loads in the future. R&G has agreed to contribute \$5,506.09 towards the upgrade to the conductors so they can use this power instead of a separate onsite generator for the temporary chlorine bypass pumping system. The net cost to the City will be \$4007.61. Following is a summary of the pay adjustments:

Pay Adjustment	Amount	Contract Amount	Contingency Balance	Contingency Balance Percentage
		\$1,049,000.00	\$105,000.00	100%
1	\$30,730.06	\$1,079,730.06	\$74,269.94	71%
Credit	\$5,506.09	\$1,074,223.97	\$79,776.03	76%

RECOMMENDATION

It is recommended that the City Council authorize Pay Adjustment #1 for the WWTP Effluent Treatment Upgrades project for \$25,223.97. Funds are available for this project through IFA funding.

Ken P. Cook, Public Works Director

Prepared By:

Cindy D. Moore, City Support Engineer

CINDY O. MODRE



Date: August 8, 2013

MEMORANDUM

TO: _ MAYOR AND CITY COUNCIL

FROM: PAUL BENOIT, CITY MANAGER

SUBJECT: ASTORIA LANDFILL CLOSURE PLAN - OREGON DEPARTMENT OF

ENVIRONMENTAL QUALITY APPROVAL

BACKGROUND

The City owns an inactive landfill located at 1800 Williamsport Road within the southeast municipal boundaries of the City of Astoria. The City began operating the site as a municipal open waste burning facility in about 1965; however unverified information indicates that the landfill may have operated privately for years prior to that date. The site accepted general household wastes, and selected commercial and industrial wastes. The primary sources of the site's industrial waste were fish and seafood processing plants, and the Crown-Zellerbach paper pulp mill located in Wauna. Automobiles were also crushed on-site and sold as scrap.

A solid waste transfer station was constructed on the site in 1985 and general land filling activities then ceased at the site. Currently the transfer station is operated by the Recology Company (formerly Western Oregon Waste). The City has a requirement to close the landfill, but has lacked adequate funding to implement full closure. In September, 2011, DEQ provided the City with a \$100,000 grant to have a Site Investigation (SI) performed. The SI has resulted in very favorable findings for the City.

DISCUSSION/ANALYSIS

The City has been in the process of obtaining Oregon Department of Environmental Quality (DEQ) approval of a Landfill Closure Plan for the inactive landfill located along Williamsport Road. The City hired Maul Foster Alongi (MFA) in November of 2012. MFA is an engineering consulting firm that specializes in solid waste and landfill closures. They have worked diligently with the City and DEQ staff to prepare a landfill closure plan that meets all of the state requirements for closure. The plan has been submitted to the City and DEQ for a preliminary review and all comments have been addressed. The plan has now been submitted for City Council approval before going to the DEQ for final approval. The complete 100+ page plan has been electronically forwarded to the Mayor and Council for review. The following is a summary of the plan requirements:

- 1) Capping of old garbage areas the majority of the capping requirements will be achieved by the construction of the sports complex. Some capping is required on the west side of the transfer station access road which will be done by the developer and paid for by the City.
- 2) Post closure monitoring after the sports complex is constructed and the old landfill is completely capped, the City will be required to monitor both groundwater and gases. Public Works has budgeted \$50,000 in the Landfill Reserve Fund for the current fiscal year (2013/2014) which includes one-time training and equipment expenditures and expects future years to only need to budget approximately \$15,000 to \$20,000 per fiscal year.
- 3) Financial assurance requirements state law requires that any landfill owner develop a financial assurance certificate. City staff has been working closely with the DEQ on the development of this certificate. The financial assurance certificate will be finalized sometime between the closure plan approval by DEQ and the finalization of the redevelopment project. The certificate is reviewed annually by DEQ to assure that the post-closure activities anticipated at closure time were accurate and whether adjustments are necessary. Currently it appears that the financial assurance requirements required will only consist of a documentation and commitment of the funds necessary to carry out post closure activities (monitoring of groundwater and gases) over the duration of the post closure care period which is anticipated to be 30 years. Staff anticipates that this obligation will be met through the annual budgeting process with the use of existing revenue generated by Recology activities at the site.

RE-DEVELOPMENT PROJECT

Columbia Memorial Hospital (CMH) has proposed a re-development project at the City landfill that consists of constructing a sports complex which would be owned and operated by the Astoria School District. This redevelopment would provide an excellent opportunity for the City to achieve landfill closure while also making good use of the site for the benefit of the community. The Hospital has completed the first phase of the development which included earthwork preparation over the old landfill material and pre-loading the fill area to allow settlement over the past winter. Full construction is starting and planned to be complete by spring of 2014. The sports complex will allow the use of John Warren Field by the hospital for expansion of valuable services to the City and regional residents. A four party agreement outlining the terms of the exchange has been previously approved by the City Council.

The sports complex will require careful planning and a design that will assure the compatible use with both the existing transfer station and the potential future use of the City Public Works Department for a relocated Public Works Operations shop and yard. The Hospital's design team is working closely with the City and Recology during the development of their sports complex plans. An important part of this planning is the assurance that all DEQ requirements and obligations for landfill closure are met. The sports complex plans are now at 95 percent completion.

A primary responsibility of the City is to assure that the re-development is conducted in a manner that satisfies the DEQ requirements for proper closure of the entire limits of the old landfill. This will assure minimal future effort on the City's part with long term maintenance and post-closure requirements. Since the Sports Complex would be located on the east side of the main access road, it is also important that the closure plans include the old landfill area on the west side of the access road. This is where Recology would like to expand their use in

the near future and where the County would like to construct a household hazardous waste collection facility.

Post-closure activities consist of monitoring and maintaining the waste containment systems and monitoring groundwater to ensure that waste is not escaping and polluting the surrounding environment. The required post-closure period is typically 30 years from site closure. Specific post-closure requirements consist of maintaining the integrity and effectiveness of the final cover system, leachate collection system, groundwater monitoring system, and methane gas monitoring system. These activities will be budgeted on an annual basis and are proposed to be funded thorough the Landfill Reserve Budget.

RECOMMENDATION

It is recommended that City Council approve the Landfill Closure Plan and authorize MFA to submit the plan to DEQ on the City's behalf for final acceptance

Submitted By

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ASTORIA LANDFILL CLOSURE PLAN UPDATE

Prepared for CITY OF ASTORIA



August 7, 2013 Project No. 0097.02.03

Prepared by Maul Foster & Alongi, Inc. 2001 NW 19th Avenue, Suite 200, Portland OR 97209

ASTORIA LANDFILL CLOSURE PLAN UPDATE

The material and data in this plan were prepared under the supervision and direction of the undersigned.

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SERED PROFESSOR BANTZPE P OREGON OF THE OT. 2012 PCOB FAUST RENEWS: 12-31-13

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95% DESIGN REVIEW DRAWINGS

1.1 Site Background

The Astoria Landfill is a former disposal site for Clatsop County and the City of Astoria (the City). The site is located at 1790 Williamsport Road in Astoria, Oregon (Figure 1-1). The landfill was operated for municipal solid waste disposal by Clatsop County and the City for approximately 25 years, with final waste placement in 1986. The City owns the property and continued disposing of street sweepings and clean fill at the site until 2012; no materials are currently disposed at the site.

1.2 Previous Closure Plans

The original landfill closure plan was approved by the Oregon Department of Environmental Quality (DEQ) in June 1986. Modifications to the closure plan were approved by DEQ in 1986, 1990, and 1995; however, activities necessary for attaining final closure of the site have not been completed. This document will serve as an update to the Astoria Landfill Closure Plan Technical Memorandum (Parametrix, 1995) for proposed final closure in anticipation of redevelopment of the site.

1.3 Project Description

The approach for final closure of the landfill is to integrate closure design elements and grading with proposed redevelopment of the site. The proposed development for the site is a proposal by Columbia Lutheran Charities to construct a multi-use sports complex with synthetic turf athletic fields, spectator seating, vehicular access and parking facilities, associated support structures, and associated stormwater and service utilities. Acceptance of final closure and concurrent construction of the development will simplify both projects with a single agency review effort and efficient utilization of the site.

Closure methods will generally follow the methods approved in the 1995 closure plan (Parametrix, 1995) with updates and revisions as noted in this document, made necessary because of changes at the project site and proposed end use.

2 SITE CONDITIONS

2.1 Site Investigations

The following site investigation reports were used to determine closure requirements and determine site history:

- Braun Intertec Northwest, November 1991¹—Investigation included four test pits in the borrow source areas. Material was tested for Atterburg limits, moisture/density relation, and permeability.
- Parametrix, August 1995—Investigation included methane gas investigation (bar-hole testing) and test pits for cover depth verification and extent delineation.
- Foundation Engineering, April 1996²—Investigation included three test pits of the borrow source material. Material was tested for hydraulic conductivity, water content, gradation, and moisture density relation.
- GeoEngineers, February 2012—The investigation was commissioned by DEQ to characterize the site. Soil samples were collected from the ash residue fill (under the transfer station), the firing range, street sweeping piles, and in-place cover soil. Other samples were collected to characterize soil gas content, surface water, pore water, groundwater, and sediment in Craig Creek.
- Maul Foster & Alongi, Inc. (MFA), January 2013—Two borings were completed in the landfill area to measure soil gas. Permeability testing was completed on one of the borings.
- MFA, May 2013—Five trenches were excavated along the assumed waste boundary west
 of the access road to determine lateral extent and depth of waste.

Additional investigations have been completed at the site; however, no data were obtained from those actions. A summary of results from the 1990 closure plan was provided in the Parametrix report (Parametrix, 1995).

2.2 Extent of Waste

The landfill waste boundary has been determined by previous site investigations, as summarized in the closure plan (Parametrix, 1995). The boundary included in the design plans encompasses approximately 11 acres, as shown in Figure 2-1. Additional fill characterized as ash fill deposited from burning of waste at the site is located beneath the transfer station and encompasses approximately 3 additional acres.

Waste may be present along the western and southwestern edges of the site. In order to determine the edge of waste placement for the cap design, trenches were excavated perpendicular to the waste boundary in five suspected locations. Additional trenches or test pits may be excavated within the existing waste boundary in the same area to confirm depths of existing cover soil when the cap is constructed. If small or sparse deposits of waste are located during construction, they may be excavated and moved to the Western Oregon Waste (WOW) transfer station for disposal in lieu of capping with soil cover.

¹ Braun Intertec Northwest investigation data located in Appendix to Parametrix Closure Plan (Parametrix, 1995).

² Foundation Engineering investigation data located in Appendix to Parametrix Closure Plan (Parametrix, 1995).

Waste was found to be under more than 5 feet of soil cover (typical depth of trench excavation) over most of the western fill area. A deposit of near-surface waste was discovered along the toe of the native slope along the southwest boundary of the exploration area, with increased cover soil depth moving away from the slope. The locations of the test trenches are shown on Figure 2-2, and results of the exploration trenches are included in the existing depth to waste analysis shown on Figure 3-1.

2.3 Surface Grades and Soil Cover

The landfill area is generally flat, with moderate to steep slopes around the landfill perimeter and surrounding area. The landfill has been graded intermittently since the site stopped accepting waste in 1986. Beginning in late 2012, clean soil has been moved from two borrow sources adjacent to the site (see Figure 2-1) to provide additional waste cover and to raise site grades for development.

Soil cover depth was measured for the 1995 closure plan (Parametrix, 1995). Cover soil at that time was found to be generally 4 feet to 9 feet thick over the main landfill, with areas of shallower cover to as little as 6 inches around the perimeter, particularly along the west and south boundaries. Figure 2-2 shows a summary of the boring and test pit locations that catalog cover soil depths. Fill has recently been placed over the site, increasing the depth of cover over much of the site.

2.4 Site Soils

Cover soils at the site have been obtained from two borrow sources immediately adjacent to the site, as shown on Figure 2-1. Soils have shown consistent physical characteristics through previous investigations for gradation, classification, and hydraulic conductivity (permeability). Table 2-1 presents a summary of characteristics. The results of all investigations indicate that site soils used for waste cover have low measured hydraulic conductivity. The in-place cover soils are desirable for use as final cover material.

2.5 Groundwater

The City currently monitors groundwater on a quarterly basis at three monitoring wells (see Figure 2-1). Groundwater at the site is known to contain contaminants typically associated with municipal waste landfills. Groundwater generally flows from north to south. No planned beneficial uses for groundwater are anticipated, as municipal supplies are readily available to the site. Additionally, there is no current or anticipated use of groundwater for residential or commercial purposes in the vicinity of the site, according to public records searches and adjacent property owner surveys performed in 2011 (GeoEngineers, 2012). Groundwater monitoring system improvements will be completed as discussed in Section 3.3.6.

2.6 Stormwater

The site is located in a valley at the base of vegetated slopes extending to the north and east. Exterior slopes extend at horizontal distances of 300 feet to more than 500 feet from the perimeter of the site, and elevations increase vertically as much as 500 feet above the current site grades.

Stormwater at the site currently drains via surface flow to a network of perimeter ditches, culverts, and stormwater piping. Historically, most run-on stormwater has collected in one of two depressions, then has routed to Craig Creek via subsurface drainage pipes. The depressions have been filled as part of the initial site grading. The site discharge point for all site drainage to Craig Creek is located at the south perimeter of the landfill (Figure 2-1). Two abandoned stormwater lines currently run through the landfill area; these lines will be further decommissioned as discussed in Section 3.6.

2.7 Utilities

The landfill site does not currently use public or franchise utilities. The WOW transfer station is currently served by a 6-inch municipal water line, above ground electric service, and telecommunications. Public sanitary sewer connection is not currently available at the site; the nearest connection point to the public sanitary sewer system (without installation of a lift station) is in SE Front Street (Highway 202).

2.8 Landfill Gas

The placed waste materials continue to produce landfill gas (LFG) at the site. Waste placement in the landfill ended in 1986. The Parametrix closure plan included investigation data of the site, using bar-hole testing, and found methane at concentrations ranging from 5 to 75 percent of the lower explosive limit in seven of 32 total explorations (Parametrix, 1995).

The GeoEngineers investigation included soil gas testing and surface readings in structures. The soil gas probes found methane at concentrations from 4.4 to 40.5 percent. Low concentrations of methane were found in stormwater piping south of the transfer station, and elevation concentrations were detected in a manhole south of the transfer station (as high as 11.5 percent). Methane was not detected inside any above ground structures at the waste transfer station (GeoEngineers, 2012).

MFA completed two test borings in 2012 and found soil gas concentrations of methane ranging from 0.18 to 31 percent. LFG testing efforts preceding the MFA investigation were focused only on methane, and therefore additional testing was completed for hydrogen sulfide and non-methane organic compounds (NMOCs). NMOCs were detected in both samples; however, concentrations were below risk-based criteria screening values for residential and occupational soil gas. Hydrogen sulfide was not detected in the samples (MFA, 2013). No other observations such as odor or soil/vegetation discoloration were recorded at the site in previous investigations (GeoEngineers, 2012; Parametrix, 1995) to indicate presence of hydrogen sulfide.

2.9 Site Uses

There currently are four primary site uses (Figure 2-1). The landfill site was most recently used for disposal of street sweepings and inert fill from City operations (no public disposal permitted). The City no longer disposes of street sweepings or accepts inert fill at the site and is exploring alternate disposal alternatives. Municipal waste disposal at the landfill was discontinued in 1986 and is not a current site use.

The northern portion of the site (outside the landfill area) is an active rock borrow area. Material from this area has been used by Columbia Lutheran Charities to preload the proposed development area and will be reused during development for aggregate bases and surfaces. The rock borrow area is anticipated to continue operation following closure of the landfill and redevelopment of the site.

WOW currently operates a waste transfer station in the northwest corner of the site on an approximate four acre parcel leased from the City. Municipal and demolition waste as well as recyclable materials are accepted at the transfer station. All materials accepted at the station are transported off site for disposal or recycling. The transfer station was constructed over a former refuse burn area; ash from refuse incineration remains below the facility. The transfer station is anticipated to continue operation after final closure and development of the landfill.

A government-only firing range also exists northwest of the transfer station. The firing range is anticipated to continue operation after final closure and redevelopment of the landfill. No closure activities are proposed for the firing range as part of this closure plan but may be required in the future.

3 PROPOSED CLOSURE PLAN

3.1 Project Goals for Closure

The goal of final closure for the Astoria Landfill site is to complete the closure to DEQ requirements and prepare the site for redevelopment. The site represents an opportunity to reuse the City-owned landfill property for beneficial and publicly accessible uses, rather than allowing it to remain vacant.

3.2 Closure Requirements and Previous Amendments

Closure of a municipal waste landfill is governed by OAR 340-094-0120. In accordance with subpart (2)(a) of the regulation, the following closure requirements apply unless alternatives are approved by DEQ:

- All areas containing solid waste shall be closed with at least 3 feet of compacted soil.
- 2. Overland slopes will be graded to a minimum of two percent and a maximum of 30 percent.
- 3. The finished surface of the closed areas shall consist of soils of a type or types consistent with the planned future use and approved by DEQ. Unless otherwise approved by DEQ, a vegetative cover of native grasses shall be promptly established over the finished surface of the closed site.
- 4. All surface water must be diverted around the area of the disposal site used for waste disposal or otherwise prevented from contacting the waste.

5. All systems required by DEQ to control or contain discharges to the environment must be completed and operational.

The closure of the Astoria landfill was originally permitted in 1987, with closure conditions amended in 1990 and 1995. The 1995 closure plan (Parametrix, 1995) conditions will continue to be satisfied with this proposed closure plan, excepting redevelopment-specific amendments and adjustments to current site conditions as specified below.

3.3 Proposed Closure Elements

The closure elements described in this section are identified as design recommendations in Section 3.3.4 of the 1995 closure plan (Parametrix, 1995) and will continue to apply to the site. Each item is discussed as it applies to the current site conditions and proposed modifications, if applicable.

3.3.1 Leachate Surface Seepage Collection System

Leachate collection and disposal systems are not required as part of the closure plan. In previous site observations there have been some noted discharges of leachate to groundwater and surface water along the west or southern boundaries, which lie below the primary surface of the landfill however sampling results do not warrant a collection or treatment system (GeoEngineers, 2012). Installation of cap material and drainage improvements to the landfill area are expected to reduce or eliminate potential for leachate seepage following final closure. Monitoring will continue consistent with the at the site; if seeps are observed following closure or redevelopment, the City will discuss required actions with DEQ.

3.3.2 Regrading of Southern Landfill Slope

The existing slope of the southern face of the landfill is approximately 30 percent, so regrading is not required for final closure. As part of the redevelopment construction, invasive species and debris will be removed from the slope and additional soil or rock armor will be placed as necessary to achieve the desired cover depth.

3.3.3 Final Cover System

The final closure cover system in the approved 1995 Closure Plan consists of 1 foot compacted subgrade material, at least 18 inches of compacted clay/siltstone to achieve a permeability of 1x10⁻⁶ cm/sec, and 6 inches of topsoil; there is no proposed change to this minimum cover section. Permeability of in-place cover soils and on-site borrow sources has been measured as described in Section 2.4. Use of these soils satisfies the DEQ requirements for low-permeability soil.

Records of soil cover depth investigation through 1995 show that cover soil exists at depths of 6 inches to as much as 9 feet (Parametrix 1995). In 2011, 11 additional borings completed to a maximum depth of 5 feet below ground surface by GeoEngineers show cover soil at depths from 6 inches to greater than 5 feet (GeoEngineers, 2012). Additional investigation was completed by MFA on May 9, 2013, to delineate the edge and depth of landfill waste west of the existing access road.

Refuse was located at depths ranging from 6 inches to greater than 5 feet; the excavation locations and depths are shown in Figure 3-1.

The spot elevations and thicknesses measured in these three investigations were compared to the most recent topographic survey information in order to determine the current thickness of cover soil around the landfill, and are shown in Table 3-1 and Figure 3-1. The thicknesses presented in this analysis will serve as a basis for additional cover soil installation to provide the required cap thickness. A map of the soil cover installation required to achieve final closure is shown on Figure 3-2.

Soil from the adjacent borrow sources has recently been placed in preparation for the proposed development. The cover soil requirements for closure will require reevaluation once an updated topographic survey is completed for the site, as site surface elevations have changed significantly from the topography used for the analysis presented in this plan.

3.3.4 Maintain Surface Water Contours for Drainage

The site was recently graded and surface elevation increased in preparation for site development. Contours were maintained during grading activities to promote drainage of the site to the existing stormwater discharge points. Final grading of the redeveloped site will be completed as discussed in Section 4.2. However, if the site is not redeveloped, then a new grading plan will be developed with slopes between 2 and 30 percent directing stormwater to the existing western perimeter drainage ditch. Additional perimeter drainage features such as ditches and culverts may be required along the east and north site perimeter to collect stormwater run-on. This alternative grading and surface water management approach would be required only if the development of the sports complex were to be discontinued.

3.3.5 Landfill Gas Controls

No LFG controls are required or proposed for the landfill closure as a standalone project. Recent site investigations (GeoEngineers, 2012; MFA, 2013) indicate that while LFG is still being produced at the site, it is mainly composed of methane with low concentrations of some NMOCs, as described in Section 2.8. Measurements at the property boundaries and within structures (transfer station structures) show that concentrations were not detected or do not exceed regulatory requirements for additional control action at the existing facilities.

Passive gas controls are required for future structures and selected site development components to be constructed as part of the sports complex, and are described in Section 4.3.3.

3.3.6 Surface/Groundwater Monitoring

Surface and groundwater monitoring will continue at the site following closure. DEQ may evaluate the need for revisions to the monitoring program as part of the closure permit.

MW-1 was identified as damaged in the 2011 site investigation and recommended for replacement (GeoEngineers, 2012); erosion was observed around the well casing which also compromised the concrete collar. As part of the landfill closure the drainage ditch adjacent to the well (which caused the erosion) will be routed through a buried conveyance pipe. The concrete collar will be replaced and the well will be preserved and remain in place. Installation of the pipe will prevent surface erosion and potential for surface water intrusion to the monitoring well.

3.4 Waste Transfer Station

The waste transfer station operated by WOW is built over remnants of a refuse burn pile. Ash deposits located below the facility were characterized and determined to have pesticides, herbicides, polychlorinated biphenyls, and metals (GeoEngineers, 2012). The transfer station is predominantly covered with impervious surfaces, including asphalt paving, concrete, and structures.

LFG sampling was also conducted at the transfer station (GeoEngineers, 2012). Samples were taken with a handheld meter inside the buildings and at three on-site vapor wells. Methane was detected in the wells at between 5 and 23 percent; however, no methane was detected inside any aboveground or occupied structures.

The existing cover at the waste transfer station is sufficient to protect the buried waste from exposure to surface water, and serves to prevent LFG from concentrating inside the aboveground structures, as demonstrated in the site investigations. No additional closure measures are proposed at the transfer station at this time; however, methane monitoring should continue at regular intervals.

3.5 Stormwater Management

Stormwater will be managed consistent with existing practices by directing surface runoff to perimeter drainage ditches and subsurface drainage infrastructure; see Figure 2-1. Runoff control will be enhanced with site grading to meet DEQ requirements for overland slopes (Section 3.2); the site will be stabilized with vegetation or other best management practices as necessary.

Run-on controls will also be installed to minimize the potential for off-site stormwater to enter the site and potentially cause surface erosion or infiltration to the waste. Perimeter ditches will be constructed along the north and east perimeters of the site; these will be routed to primary conveyance ditches or structures. All stormwater and run-on water will outfall to Craig Creek, consistent with current drainage patterns.

The existing Craig Creek diversion extends from west of the access road (immediately southwest of the WOW site) to the south side of the access road, at which point it discharges to a surface channel. The channel runs through a capped portion of the landfill (see Figure 2-1); as a result of erosion of the landfill cap in this area, the channel currently runs through the waste profile. Additionally the creek has eroded foundation soils around monitoring well 1 (described in Section 3.3.6) An extension of the diversion pipe within the waste boundary is recommended to isolate surface water from solid waste. This activity is dependent on the ability to obtain regulatory permits (i.e. wetland removal/fill), if applicable.

Stormwater control measures are proposed for development of the sports complex. The redevelopment-specific stormwater controls are discussed in Section 4.6, and will supersede the installation of controls described in this section.

3.6 Existing Stormwater Structure Decommissioning

Stormwater structures located in the landfill area east of the access road will be decommissioned based on Oregon Department of Transportation specifications. Concrete pipes will be plugged at the ends with concrete or grout and may be filled with controlled-density fill (CDF). Pipes of other material (e.g., polyvinyl chloride [PVC]) will be filled with CDF and plugged at the ends with concrete or grout. Structures such as manholes and inlets will be demolished to at least 3 feet below existing grade and filled with compacted gravel. Existing culverts will be completely removed. Figure 2-1 shows the location of existing stormwater components that will be decommissioned.

3.7 Operations, Maintenance and Monitoring Plan

An Operations, Maintenance and Monitoring Plan will be prepared following issuance of the landfill closure permit. The plan will describe general maintenance procedures, best management practices for facility operation, and monitoring protocols for groundwater, surface water, and landfill gas. The plan will address conditions of the DEQ issued landfill closure permit.

4 REDEVELOPMENT PLAN

The site is currently planned for redevelopment as a multi-use sports complex. The components described in this section are consistent with the current redevelopment plan; other plans for redevelopment of the site would require DEQ's separate review and approval. The measures proposed for the redevelopment regarding LFG control, stormwater handling, and grading are not required as part of the landfill closure, but are necessary for development over the closed municipal waste landfill to protect the public and the environment during the landfill's active use.

The proposed redevelopment includes several components typical of municipal site development. Each component has been designed to accommodate the final closure of the landfill and protect the public against potentially harmful exposures associated with historical landfill materials; guidance for landfill gas controls for development are provided in Appendix A. The proposed facility at final build-out will include a 400-foot-by-400-foot synthetic turf field, a grandstand building with integrated concessions and restrooms, locker and storage building, softball bleachers, at-grade dugouts, announcer booths, and paved and gravel parking areas. A map of the proposed development is shown on Figure 4-1. Preliminary drawings are also attached to this plan for initial review.

4.1 Proposed Site Uses

The site redevelopment proposal includes construction of a multi-use synthetic turf athletic field with associated support facilities. The facility will be utilized by the public for local school sports activities and will be publicly accessible. Current uses adjacent to the site include the WOW waste transfer station and a government-only shooting range; both of these uses will be maintained. Aggregate borrow also takes place adjacent to the site and will also continue after construction of the sports complex.

Expansion of the waste transfer station facility may be evaluated in the future. DEQ will be contacted if expansion requires disturbing subsurface materials or removes impervious areas or other cap soils from the site.

A site-specific health and safety plan will also be prepared for any project that has the potential to encounter buried waste materials and LFG. This section identifies currently known future uses at the site; however, other uses may be incorporated in the future.

4.2 Grading

Final grades for the site will be achieved by importing soil from the adjacent borrow sources. Site preparation grading was started in 2012 and is currently active. Preparation grading work includes placement of fill soil from the adjacent borrow sources over the landfill area to establish rough site grades. This fill material will contribute to a portion of the required landfill cover thickness, as discussed in Section 3.3.3. Rock material from the adjacent rock borrow source was also installed in stages over the landfill to preload and consolidate underlying soils and buried waste. The rock material will remain on site and will be processed and used for final construction of the development infrastructure (subgrade, gravel roadways, etc.). Two wetland depressions were also filled (under permit from the U.S. Army Corps of Engineers) to establish grades for the site.

Fine grading of the subgrade surface soil (landfill cover surface) will be completed to achieve the necessary subgrade elevations for installation of site features for development. Additional soil will be imported from the adjacent borrow sources (Figure 2-1) as necessary to achieve required elevations. During fine grading, additional soil may be placed on the landfill cover, but no soil cover will be removed. Therefore, the soil cover depths determined in Section 3.3.3 remain valid.

Final site grades will generally be between 1 and 5 percent, with perimeter slopes as steep as 30 percent. Surfaces graded flatter than the required landfill closure surface slope of 2 percent will be paved with concrete (sidewalks) or asphalt (parking, driveways) to reduce or prevent infiltration of stormwater to the soil cap. In addition, the sports field will be installed with a surface slope of 0.5 percent and equipped with a subsurface drainage system and low-permeability liner underlayment to mitigate for flat slopes as described in Section 4.3.

4.3 Sports Field Components

The sports field will consist of a 400-foot-by-400-foot playing surface with synthetic grass, a stormwater underdrain system, and an LFG barrier and collection system. Each system is designed to provide an optimal playing surface while providing maximum protection to the public from potential exposure to LFG generated by the closed landfill.

The turf will be underlain by 2 inches of select material and 8 inches of granular drain rock. A network of low-profile perforated strip drain pipes will collect and convey stormwater from the field. A low-permeability liner, such as geosynthetic clay liner (GCL) or linear low-density polyethylene (LLDPE) liner, will underlie the drainage network to improve drainage efficiency. The same LLDPE liner will serve as a secondary cap over the landfill to stop the upward movement of LFG in the soil and then to direct the LFG to a passive venting system. A typical cross section of the sports field is shown in Figure 4-2.

4.3.1 Synthetic Turf

The field surface will be constructed of a synthetic turf. The turf will be installed at a constant slope of 0.5 percent to minimize effects on sports activities. The turf is approximately 1 inch deep and will be underlain by 2 inches of well-graded gravel as a leveling course. The turf is also permeable to allow rapid infiltration of stormwater to the drainage system described below.

4.3.2 Stormwater Drainage System

The sports field will be equipped with a subsurface drainage collection and conveyance system to account for low overland design slope (0.5 percent). The system will consist of a low-permeability liner overlain by an 8-inch layer of open graded drain rock with a network of low-profile perforated PVC pipes. The liner will consist of a GCL installed directly over a compacted subgrade. The GCL will prevent stormwater from infiltrating through the soil cap to buried waste.

The perforated pipes will be installed directly over the GCL at a 45-degree angle perpendicular to the grading slope, and spaced 10 feet on-center to maximize stormwater collection efficiency. The perforated pipes will be connected to two solid wall header pipes running parallel to the grading slope, which connect to the primary site conveyance system outside the field boundary. Header pipes will be installed at a slope of at least 1 percent. A schematic plan of the underdrain system is shown in Figure 4-3; a cross section view is shown on figure 4-2.

4.3.3 Passive LFG Collection and Venting System

A passive LFG venting system will be installed under the sports field to prevent the migration of LFG up to the playing field and lateral migration to other portions of the site. The system will consist of a network of perforated collection pipes, solid wall header pipes, and vertical vents outside the field area. The passive system will be installed below the GCL, which will serve an additional purpose as an LFG barrier. Laboratory tests indicate that GCL reduces methane flow four to five orders of magnitude greater than a compacted clay layer alone (see Appendix B).

The collection pipes will consist of 4-inch-diameter perforated pipes, installed within the top 6 inches of liner subgrade. Six collection pipes will be evenly spaced across the field area and connected to solid wall header pipes around the perimeter of the field. Each collector pipe will have a valve and sampling port installed at the header pipe connection to allow conversion to an active venting system for specific areas if needed.

The material specification for the low-permeability liner (component of the drainage system described above) has been modified so that it will also serve as the low-permeability cap for the passive gas venting system. The cap will consist of a GCL installed over the graded and smoothed landfill cover soil; documentation from the manufacturer regarding use of GCL as a gas barrier is included in Appendix B. The liner is not required for closure of the landfill; however, it is included to provide added protection against potential exposure of the public to LFG and will also prevent stormwater infiltration to the underlying soil cap and waste.

4.3.4 Additional Considerations

The low-permeability liner will also prevent infiltration of stormwater into the landfill cover soil, which will reduce the overall potential of infiltration to the buried landfill waste. Proposed grade for the sports field surface are 0.5 percent, which is lower than the required grade for landfill closure. The installation of the GCL liner/cap for the passive gas and drainage systems will mitigate the effects of flat overland grades and promote efficient drainage of stormwater away from the landfill surface.

4.4 Methane Control Systems for Buildings

Methane control systems for occupied structures will be included to prevent the potential for LFG intrusion. The systems will generally consist of a subslab membrane and passive venting system of perforated collection pipes, solid wall header pipes, and a vent stack to direct the collected gas to a safe location. A description of each component is outlined in this section; standard details and material specifications are located in Appendix A, the LFG building systems design guide. These design details are intended to be a guide for final design of the buildings; DEQ approval will be required for the final design plans before construction.

4.4.1 Membrane

A membrane will be installed below concrete building slabs and foundations to prevent methane intrusion through cracks, penetrations, or expansion joints. Acceptable materials for the barrier include high-density polyethylene (HDPE), LLDPE, liquid boot, or GCL with fabric backing. PVC membranes are not preferred because of limited durability over time. Floor penetrations for utilities and conduits will be connected directly to the membrane and will be terminated in the slab.

4.4.2 Passive Venting System

Passive venting will be provided below building slabs of enclosed structures to allow collection and venting of potential methane gases that could become trapped. Passive vents will consist of

perforated PVC pipes connected to solid wall header pipes at the building perimeter and discharging to vents located above the structure. Perforated pipes will be installed in a layer of gravel beneath the membrane and above the compacted soil subgrade. Pipes will also be wrapped in a nonwoven filter fabric to prevent clogging. Collection pipes will be installed on approximate 50-foot horizontal spacing, with a maximum distance of 25 feet from the edge of slab. Header pipes will be installed at the building perimeter for slabs requiring multiple collection pipes.

Passive vents will be installed for each building to discharge methane from the subsurface collection system. Vents will consist of a solid wall vertical pipe stack connected directly to the header or collection pipe. Vertical pipes will be installed inside building walls or on the building exterior. Vent outlets will be located a minimum of 10 feet horizontally from other building system vents (plumbing, heating, etc.), and 4 feet vertically above the roof line. All ventilation piping will be clearly labeled with placards or adhesive labels indicating the presence of gases. Vents will also be equipped with a vent cap to prevent intrusion of rainwater to the system.

To protect the performance of the venting system, perforations will be oriented downward to prevent the accumulation of condensation in the pipe. Alternatively, the passive ventilation system may include sumps for collection and removal of condensation from the collection piping system. Sumps would be connected to discharge pipes leading directly to the site sanitary sewer system or a temporary storage tank to allow sampling before discharge to the site stormwater drainage system.

All passive venting systems will be designed to allow simple conversion to an active venting system. Conversion may consist of the addition of a powered fan to create suction on the collection piping and increase LFG removal efficiency if it is determined that the operation of the passive system is inadequate.

4.4.3 Methane Measurement for Buildings

Detection systems are required in order to determine the concentration of methane that may be occurring within or underneath a structure. The systems described above typically are paired with an interior detection system or a gas monitoring probe.

4.4.4 Interior Methane Detection and Alarm System

A methane detection and alarm system will be installed in enclosed structures and occupied buildings. The system will provide a warning system that will activate should methane accumulate inside a building. Detection levels will be set to prevent accumulation at an unsafe level that could cause asphyxiation or ignition. Detectors will be placed in all enclosed buildings, with location preference to smaller enclosure spaces such as closets or storage areas, which require smaller amounts of gas to reach higher concentration per room volume.

Depending on building size and orientation, detectors may consist of standalone detection/alarms, or interconnected detection units with a control panel and central alarm system. Systems will operate continuously, even when buildings are not occupied. An auto-dialer or telemetry system may also be included for larger interconnected systems.

4.4.5 Methane Gas Probes

To measure the effectiveness of the collection system, horizontal methane gas probes will be installed below building slabs and the sports field in conjunction with the passive venting system. The probes will consist of a small-diameter (typically 0.75-inch) solid wall PVC pipe installed parallel to the building slab, fitted with a perforated screen at the end. The pipe will be installed directly below the membrane liner, with a vertical separation of 2 to 4 inches above the collection pipes. The probe will terminate with a valve outside the membrane in a sealed access box. Monitoring will be completed per the site Operations, Maintenance, and Monitoring Plan, which will be prepared contingent on conditions of the landfill closure permit.

4.4.6 Interior Venting for Occupied Structures

All spaces that can be occupied at the sports complex will require venting to prevent the accumulation of LFG or to evacuate any gas that does accumulate. The means of venting these spaces can be mechanical or natural.

Naturally vented enclosed spaces—at least 25 percent open wall area at the top and bottom of two walls in order to accommodate natural movement of air through the space. Spaces meeting this requirement do not require any supplemental means of mechanical ventilation.

Passive venting for enclosed spaces—periodic openings at the bottom and top of the lowest level of enclosed spaces. These spaces should have mechanical backup vents to clear air space in the event that gas accumulates beyond the passive system's venting capability.

Powered venting for enclosed spaces—mechanical vent fans for methane environments required for these spaces without natural venting. Spaces shall allow for make-up air at a minimum rate of one exchange per hour. The fan may be always on, or may periodically cycle. The space must be equipped with a methane detector in the primary space at the building entry.

4.4.7 Additional Interior Monitoring

Interior methane monitoring for enclosed structures will also be completed periodically. Multiple readings will be collected throughout enclosed spaces on a quarterly basis concurrently with site monitoring activities as described in the site Operations, Maintenance and Monitoring plan which will be prepared to address conditions of the landfill closure permit.

4.5 Landscaping

Areas not covered with impervious surfaces (paving, concrete, structures, low-permeability liner/synthetic turf) will be planted with grasses or other vegetation. Flat landscaped areas will also have area drains to collect surface stormwater runoff and reduce infiltration to the landfill soil cap. Landscaping will utilize native plant species. Landscaped areas will be graded to meet the minimum slope requirements as described in Section 3.2. Landscaping will be monitored for signs of stress such as dead patches of vegetation or soil and plant discoloration.

Improvements will also be made to surface drainage features along the access road. Vegetated drainage ditches will be installed along both sides of the access road to convey surface runoff to catchments discharging to the site stormwater system.

4.6 Stormwater

The proposed stormwater system will consist of a primary stormwater collection and conveyance system, a subsurface drainage system under the sports field, and a run-on control system.

4.6.1 Primary Conveyance System

The primary conveyance system will consist of HDPE gasketed pipe and concrete manholes. All pipes will be sized to convey the 100-year, 24-hour-duration storm event for Astoria, Oregon. The conveyance system will have two main branches (north and south), both of which will connect at a manhole in the southwest corner of the site and outfall to Craig Creek, consistent with the current site outfall location (see Figure 4-3).

4.6.2 Rain Gardens

Lined rain gardens will be located in landscape planter areas in the parking lots and will serve to collect all surface drainage from the parking, circulation, and pedestrian areas. Each rain garden will be equipped with underdrains and an above-grade overflow connected directly to the primary conveyance system. Rain gardens will also be lined with a low-permeability liner beneath the underdrain to prevent infiltration of stormwater to the landfill soil cap.

4.6.3 Landscape Area Drains

Landscape areas not occupied by rain gardens will be graded to low points, where area drains will be installed. Area drains will be connected directly to the primary conveyance system and will serve to prevent infiltration of excess stormwater to the landfill soil cap.

4.6.4 Sports Field Drainage

The sports field will be a pervious, synthetic turf surface with an underdrain system to collect and convey stormwater falling directly to the field area. The underdrain system will be constructed as described in Section 4.3.2.

4.6.5 Run-on Controls

Stormwater run-on controls will be installed along the north and east perimeters of the development area. Significant upgradient slopes in these areas could potentially contribute large amounts of stormwater runoff to the site. French drains approximately 4 feet deep will be installed to collect surface water run-on and shallow infiltrated stormwater to prevent possible infiltration to groundwater in the landfill. The French drains will be connected directly to the north primary conveyance line.

4.6.6 Existing Stormwater System Modifications

The existing stormwater collection and conveyance system consists primarily of ditches and culverts, with some subsurface conveyance pipes and structures.

Two abandoned conveyance lines also exist within the limits of the landfill. These structures and pipes will be abandoned as described in Section 3.6.

4.7 Utilities

Utilities will be installed as part of the development for sanitary sewer, potable water, and electrical service. Sewer and potable water systems do not require specialized design elements, although trench backfill must be considered. Electrical service at a site with methane concerns is a significant issue, but this can be mitigated with proper design as discussed below.

4.7.1 Electrical Service

Primary electrical service will be delivered to the site with overhead lines and transformers. Subsurface conduits likely will be installed to service light poles or other exterior electrical installations. All conduits and other subsurface electrical utility installations will be required to utilize sealed systems and other methods to prevent intrusion of methane. Recommended details for the electrical system are included in Appendix A. Final approval by DEQ and the County electrical inspector will be required for all systems to be installed at the site.

4.7.2 Utility Trenches

It has been determined that the landfill site continues to produce LFG, including methane, from buried waste. LFG production is low and will continue to decrease over time; however, subsurface concentrations at the site still exist and continue to require management. Subsurface utility trenches and conduits can potentially provide preferential pathways for gas migration to the ground surface.

Utility trenches within the waste boundary will utilize a trench dam consisting of cement/bentonite grout backfill extending 5 feet from the edge of the structure to provide a nonporous channel to prevent gas migration to other portions of the site and adjacent properties. A trench dam detail is included in Appendix A. Gasketed pipe will also be used to prevent gas intrusion to open conduits. This trench backfill method will also prevent infiltration of groundwater that could potentially contain leachate to the drainage systems.

4.8 Parking and Access

Vehicular access and parking facilities will be constructed at the site. Vehicle areas will be covered predominantly with asphalt paving and surrounded by concrete curb. Paved areas will drain by sheet flow to surface collection facilities as described in Section 4.6. Paved areas will be underlain by LFG collection pipes and spaced no more than 50 feet horizontally. Typical details for subsurface LFG venting are included in Appendix A. Strips of open graded gravel may also be included at the edge

of pavement to allow venting of gas around the perimeter of the impervious surfaces (i.e., behind curb). Collection pipes will be connected to vertical vent risers installed at various locations throughout the site (See Figure 4-4 for conceptual layout).

Gravel parking and access areas may also be constructed on less frequently used portions of the site. Gravel surfaces will not require additional LFG collection systems.

5 SUMMARY

This plan has been prepared to describe the requirements for closure of the Astoria Landfill consistent with DEQ regulations, historical data and closure plans, and all available new information since the previous closure plan prepared by Parametrix in 1995. This plan also describes how proposed redevelopment of the site as a multi-use athletic facility will incorporate requirements of landfill closure into the engineering design, and address concerns of the potential exposure hazards of closed landfills. The final engineering and architectural plans for site development will be submitted to DEQ for final approval once design efforts are complete. Preliminary drawings are included with this document for DEQ's initial review.

The services undertaken in completing this plan were performed consistent with generally accepted professional consulting principles and practices. No other warranty, express or implied, is made. These services were performed consistent with our agreement with our client. This plan is solely for the use and information of our client unless otherwise noted. Any reliance on this plan by a third party is at such party's sole risk.

Opinions and recommendations contained in this plan apply to conditions existing when services were performed and are intended only for the client, purposes, locations, time frames, and project parameters indicated. We are not responsible for the impacts of any changes in environmental standards, practices, or regulations subsequent to performance of services. We do not warrant the accuracy of information supplied by others, or the use of segregated portions of this plan.

REFERENCES

GeoEngineers. 2012. Site investigation, Astoria Landfill. Prepared for Oregon Department of Environmental Quality. February 6.

MFA. 2013. Letter (re: landfill gas investigation: Astoria Landfill site, 1790 Williamsport Road, Astoria, Oregon) to J. Harrington, City of Astoria, from A. Hughes and K. Roslund, Maul Foster & Alongi, Inc., Portland, Oregon. January 17.

Parametrix. 1995. Astoria landfill closure plan technical memorandum. Prepared for City of Astoria. Parametrix, Inc.

TABLES



Table 2-1 Site Soil Permeability Summary City of Astoria Astoria Landfill Closure

Siltstone Clay Brown to gray clay with sand and sandstone	1.2x10 ⁻⁶ 2.8x10 ⁻⁶ 1.52x10 ⁻⁸
Brown to gray clay with sand and	
	1.52x10 ⁻⁸
Gray-brown clay with chunks of mudstone	< 10 ⁻⁹
Dark brown/gray clay with compacted claystone	< 10 ⁻⁹
Dark brown clay/sand	< 10 ⁻⁹
Brown, silty clay	5.0x10 ⁻⁸
Red/brown silty clay with	6.0x10 ⁻⁸
claystone	8.0x10 ⁻⁷
claystone Brown, silty clay with claystone	3.0x10 ⁻⁷
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cm/s = centimeters per second.

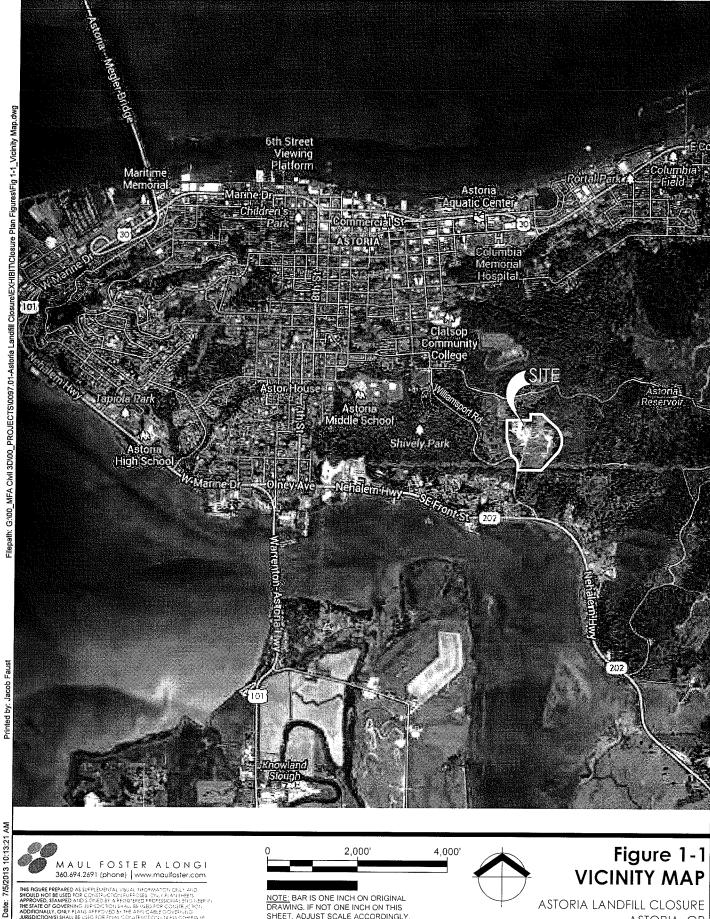
N/A = not applicable.

Table 3-1
Existing Soil Cover Summary
City of Astoria
Astoria Landfill Closure

Site Investigation	ID	Depth to Waste (feet)	Soil Cover Needed (feet)
Parametrix, 1995 Closure Plan	P1	7.5	0.0
	P2	9.0	0.0
	P3	9.0	0.0
	P4	7.5	0.0
	P5	2.5	0.0
	P6	2.5	0.0
	P7	5.0	0.0
	P8	2.0	0.5
	P9	2.5	0.0
	P10	0.8	1.8
	PII	1.8	0.7
	P12	3.0	0.0
	P13	0.5	2.0
	P14	3.5	0.0
	P15	4.9	0.0
·	P16	2.5	0.0
GeoEngineers, 2012 Site Investigation	CAP1	6.0	0.0
	CAP 2	3.5	0.0
	CAP3	4.0	0.0
	CAP4	3.5	0.0
	CAP5	3.0	0.0
	CAP6	3.5	0.0
	CAP7	2.5	0.0
	CAP8	2.0	0.5
	CAP9	4.5	0.0
	CAP10	4.5	0.0
Maul Foster & Alongi, Inc. 2013 Site	CAP11	0.5	2.0
Investigation	TP-1	> 5.0	0.0
	TP-2 TP-3	> 5.0 0.5	0.0
	TP-4A	1.5	2.0
	TP-4B	2.0	0.5

FIGURES





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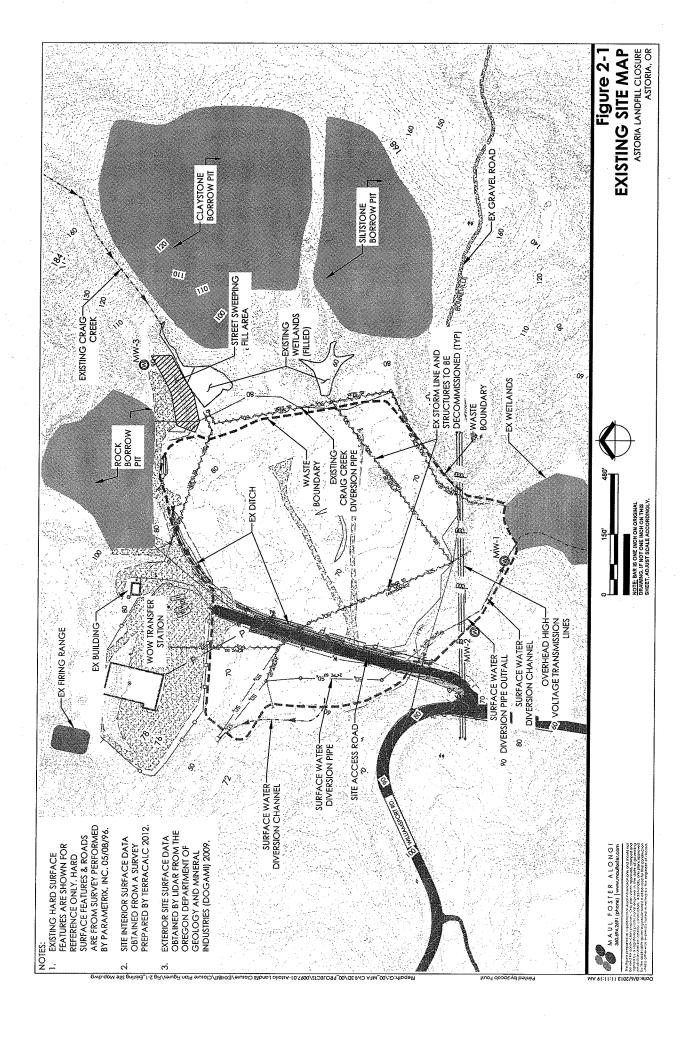


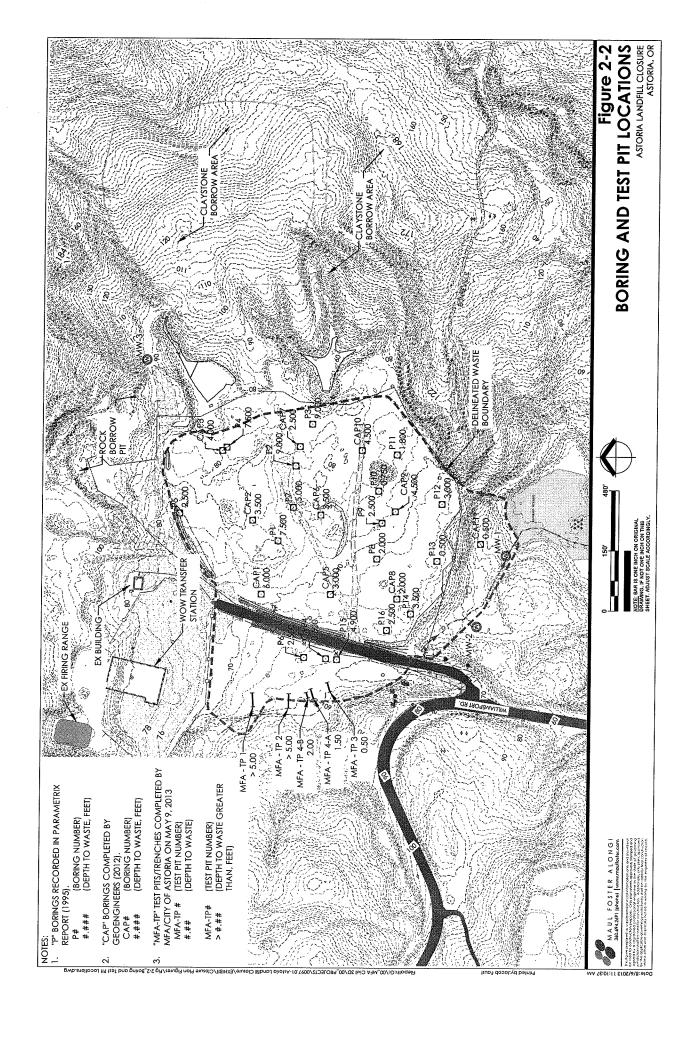
NOTE: BAR IS ONE INCH ON ORIGINAL DRAWING. IF NOT ONE INCH ON THIS SHEET, ADJUST SCALE ACCORDINGLY.

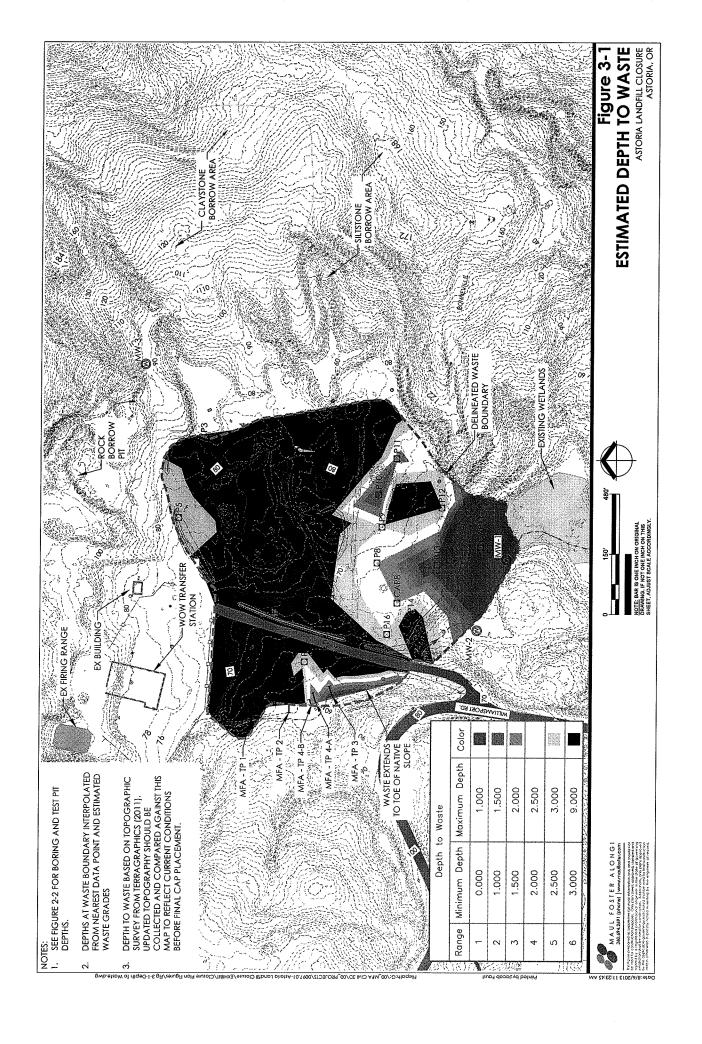


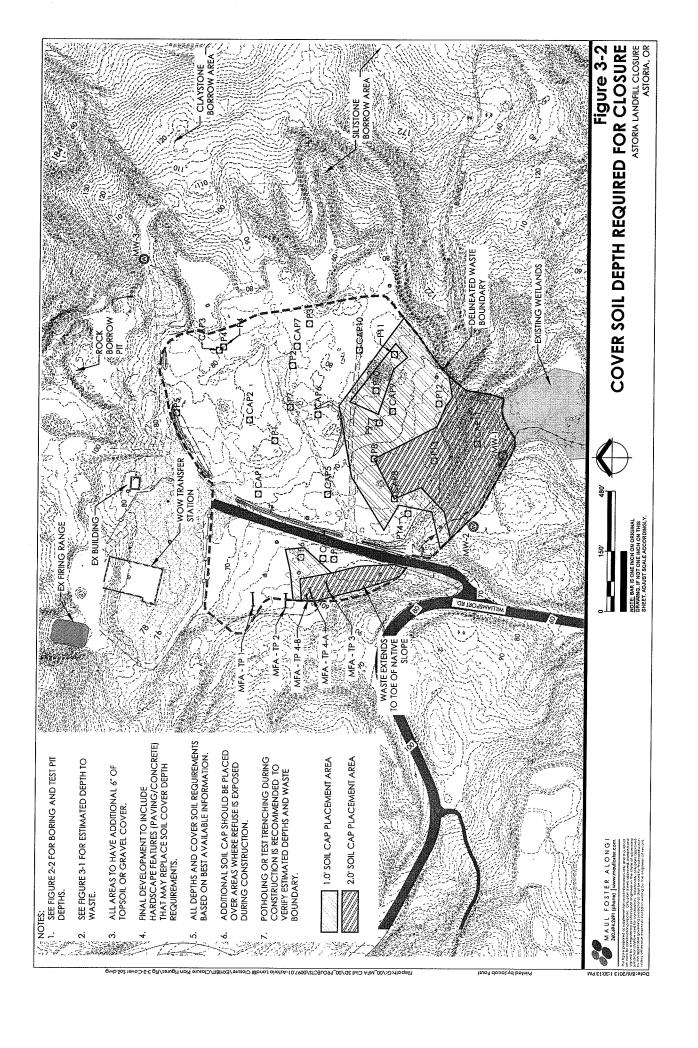
Figure 1-1 VICINITY MAP

ASTORIA LANDFILL CLOSURE ASTORIA, OR









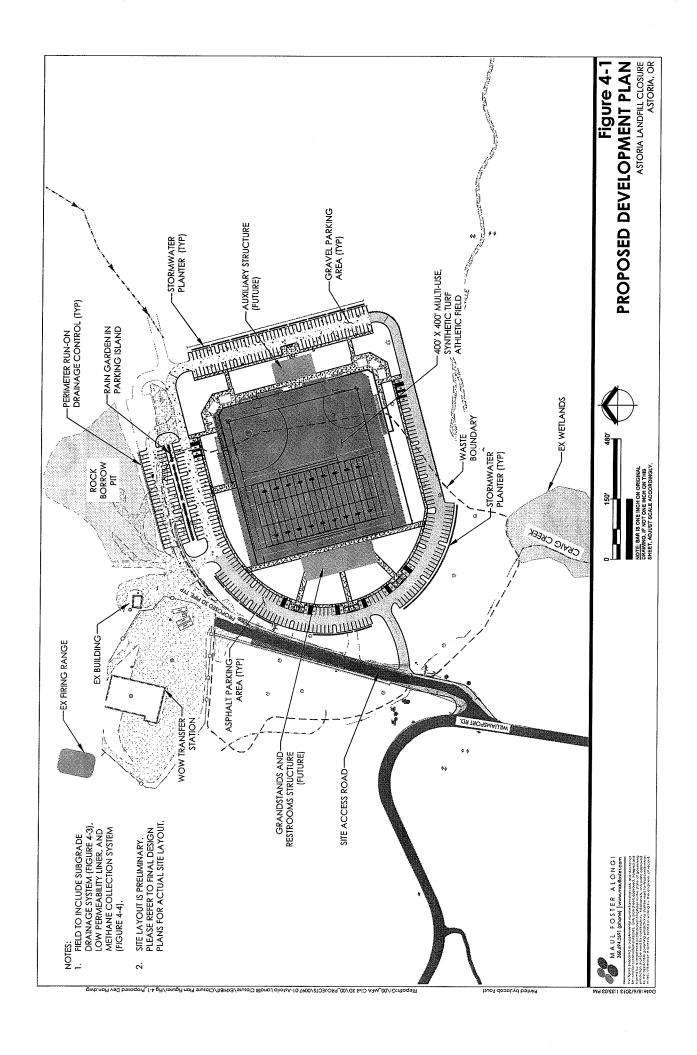
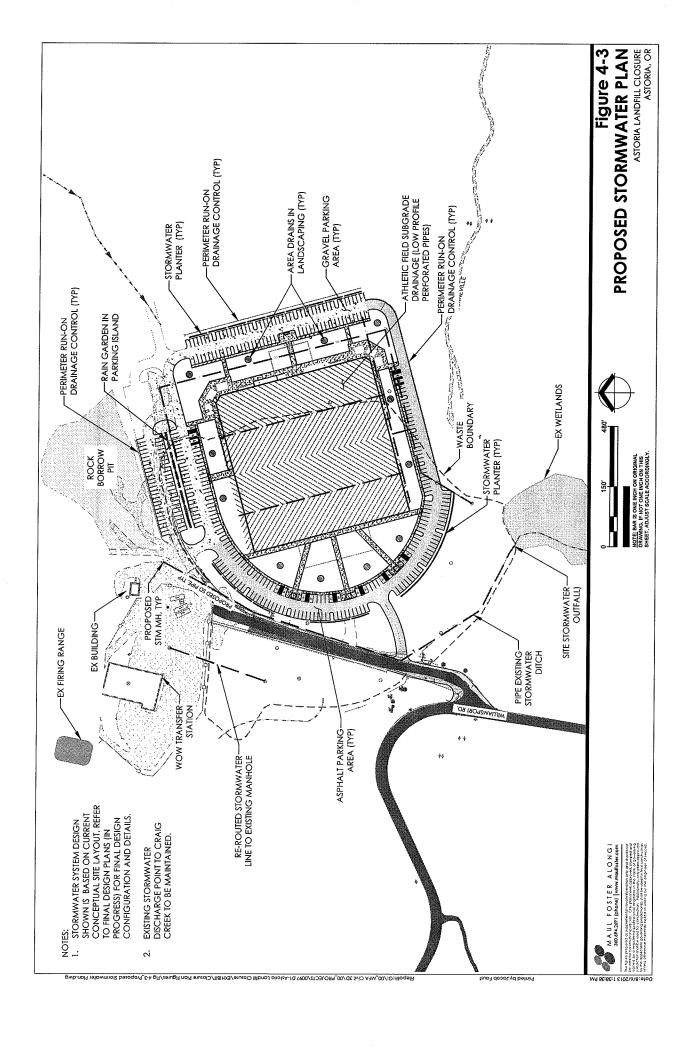
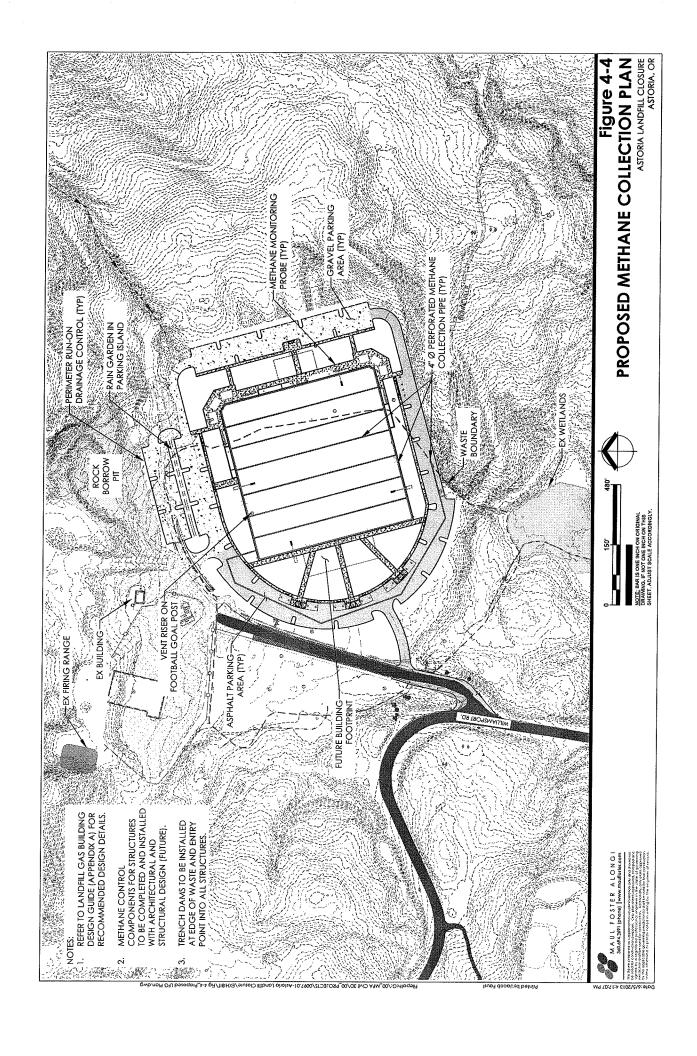


Figure 4-2 TYPICAL FIELD CROSS SECTION ASTORIA LANDFILL CLOSURE ASTORIA, OR -FENCE (SEE FIELD DESIGN) -CURB 4" SCHEDULE 40 PVC PERF. GAS COLLECTION PIPE DOWN-FACING · PERFORATIONS ONLY (TYP) BENTOMAT DN - STANDARD GCL INFILLED SYNTHETIC TURF SYSTEM (SEE FIELD DESIGN) GCL TO BE UNDERLAIN BY — SAND, GEOTEXTILE CUSHION, ROUNDED GRAVEL, OR COMPACTED SOIL 2" TOP COURSE PERMEABLE AGGREGATE
(SEE FIELD DESIGN)

8" BASE COURSE PERMEABLE AGGREGATE
(SEE FIELD DESIGN) NOT TO SCALE 12" ADVANEDGE LOW-PROFILE DRAIN (SEE FIELD DESIGN) STORM COLLECTOR HEADER LINE CUT GCL FOR POST INSTALLATION AND BACKFILL W/ CONCRETE MAUL FOSTER ALONG! 360,694,2691 (phone) | www.moultoster.com Finited by Jacob Faust





DRAWINGS



a berger

PREPARED FOR: COLUMBIA LUTHERAN CHARITIES ASTORIA, OREGON

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F. 702-CA

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AMEROSTER A ACHORU INC.
400 E MIL PANEROD STE, 400
P. 140-704-1801
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LANDSCAPE ARCHITECT
BROSE PARHESINE
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District Sports Fields

CMH / Astoria School

SHEET INDEX

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GENERAL NOTES

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District Sports Fields CMH / Astoria School



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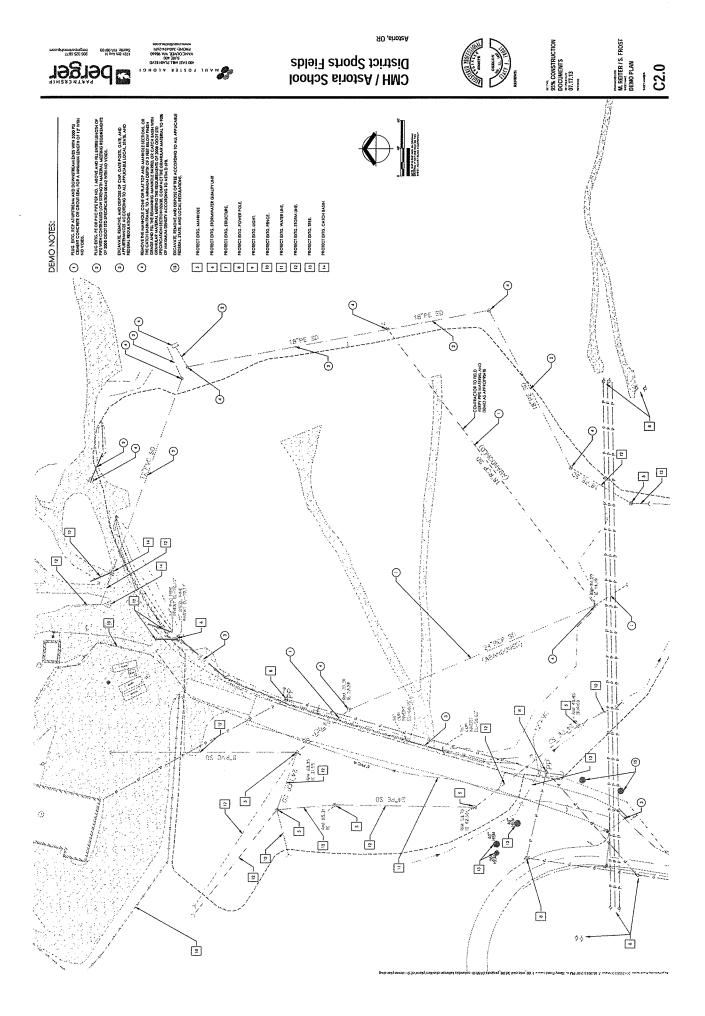


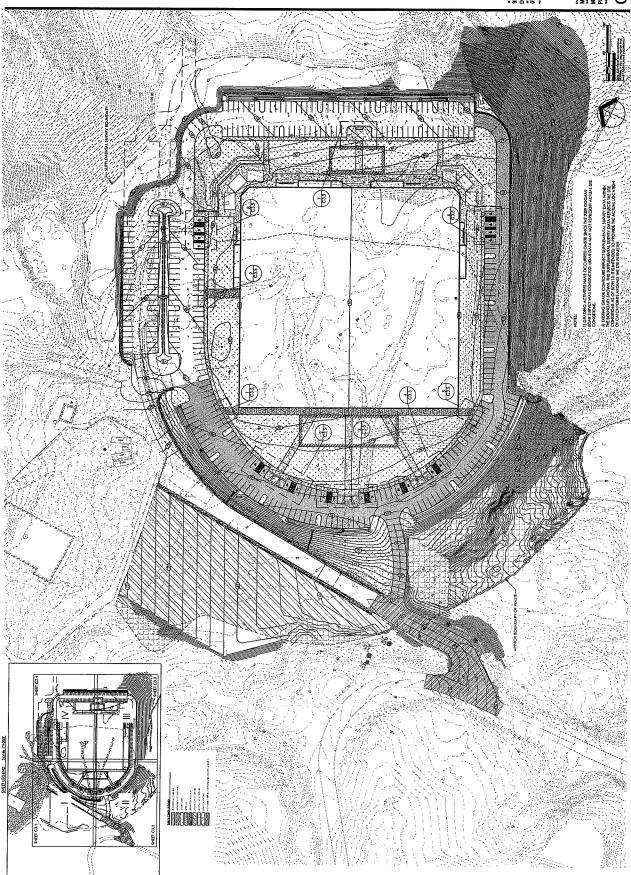


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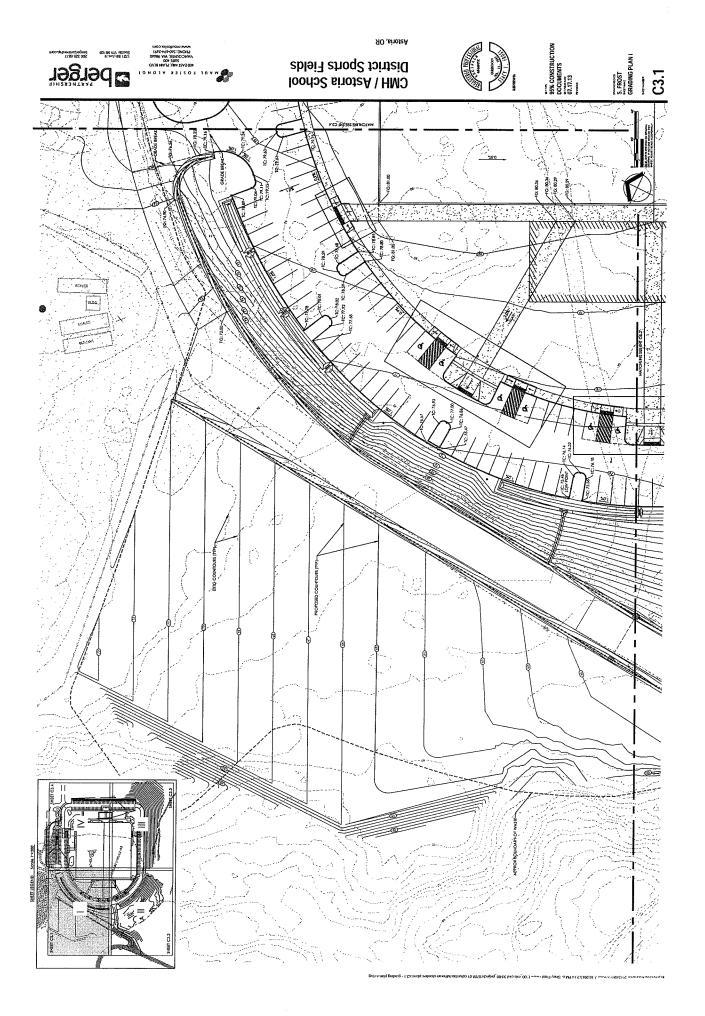


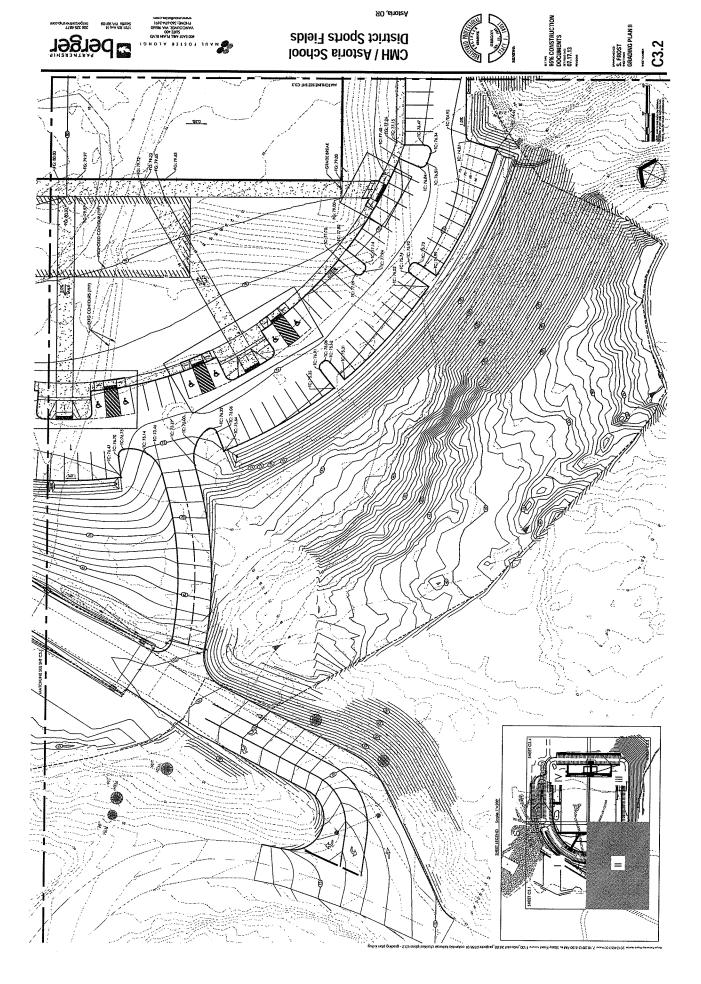
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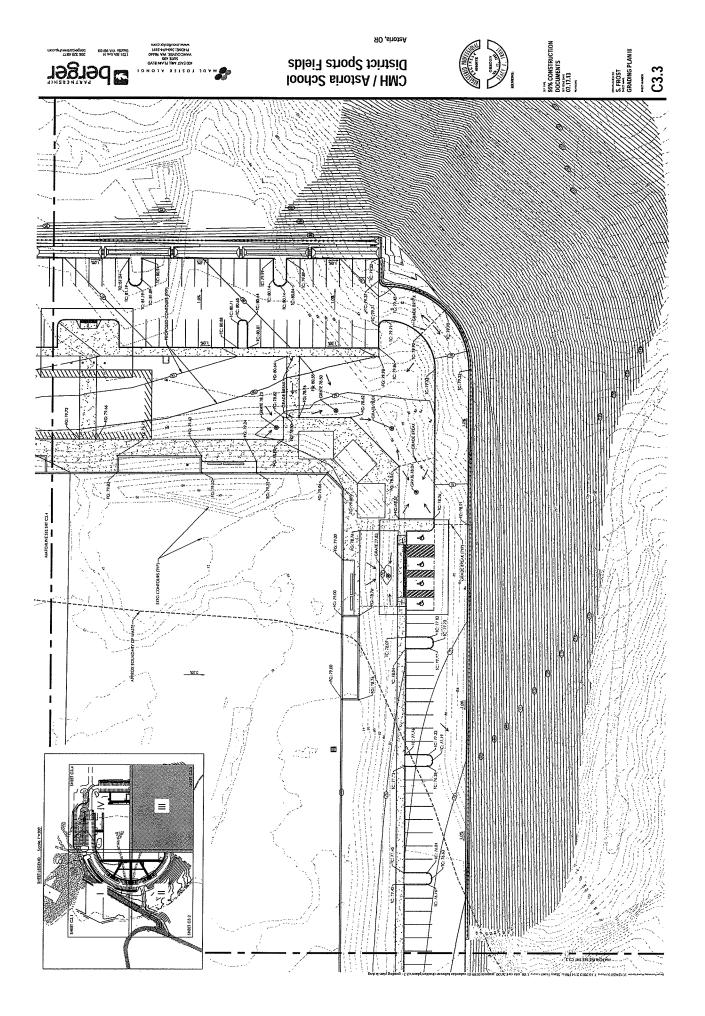


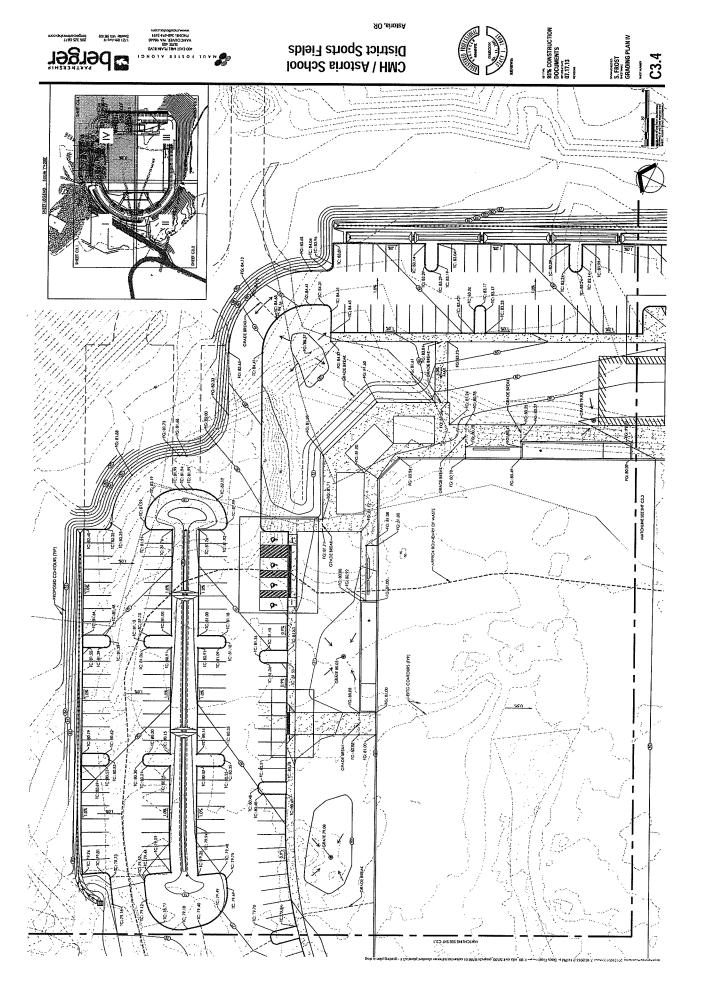












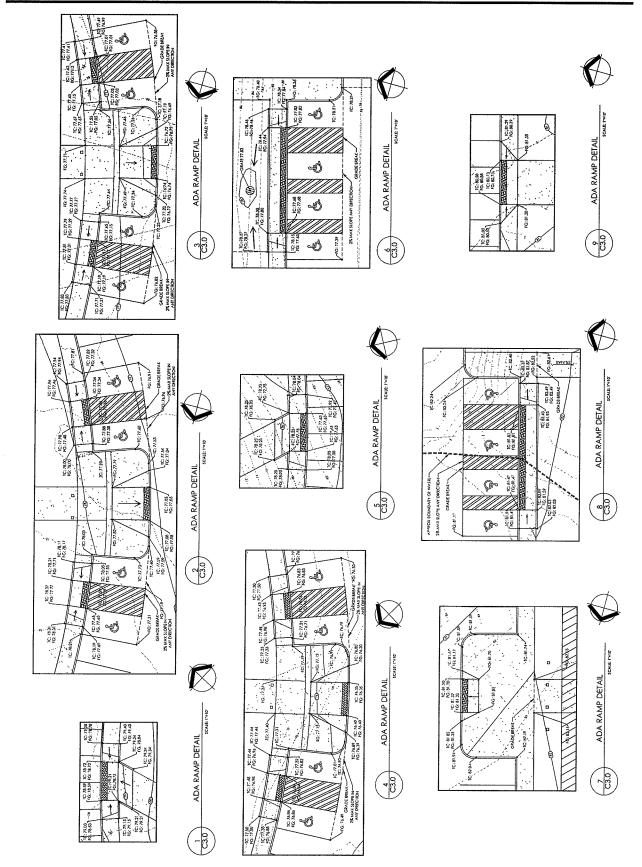


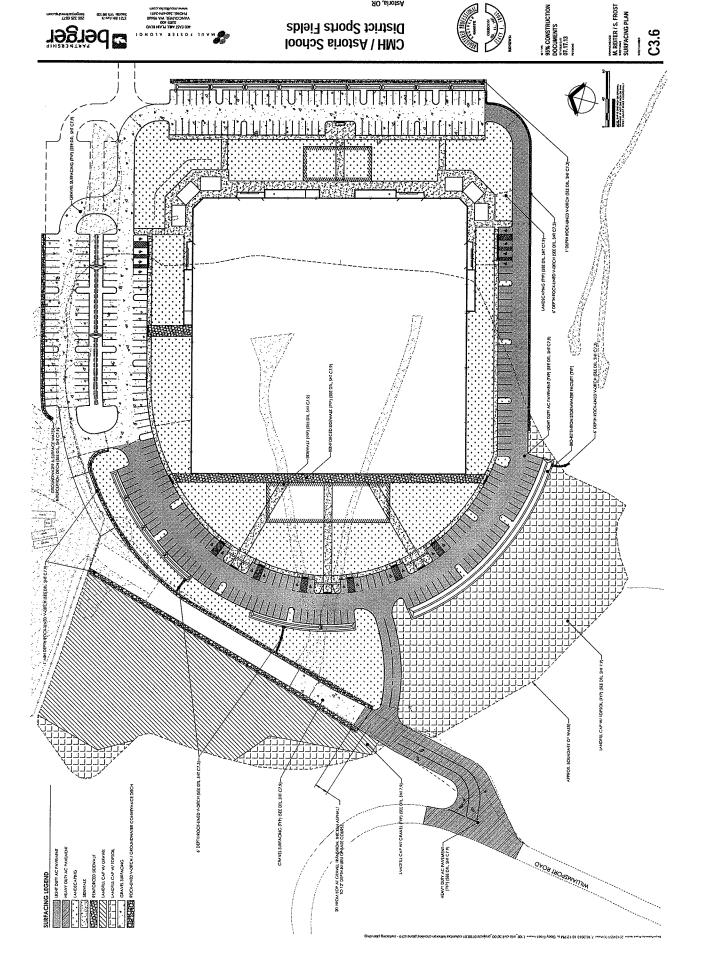
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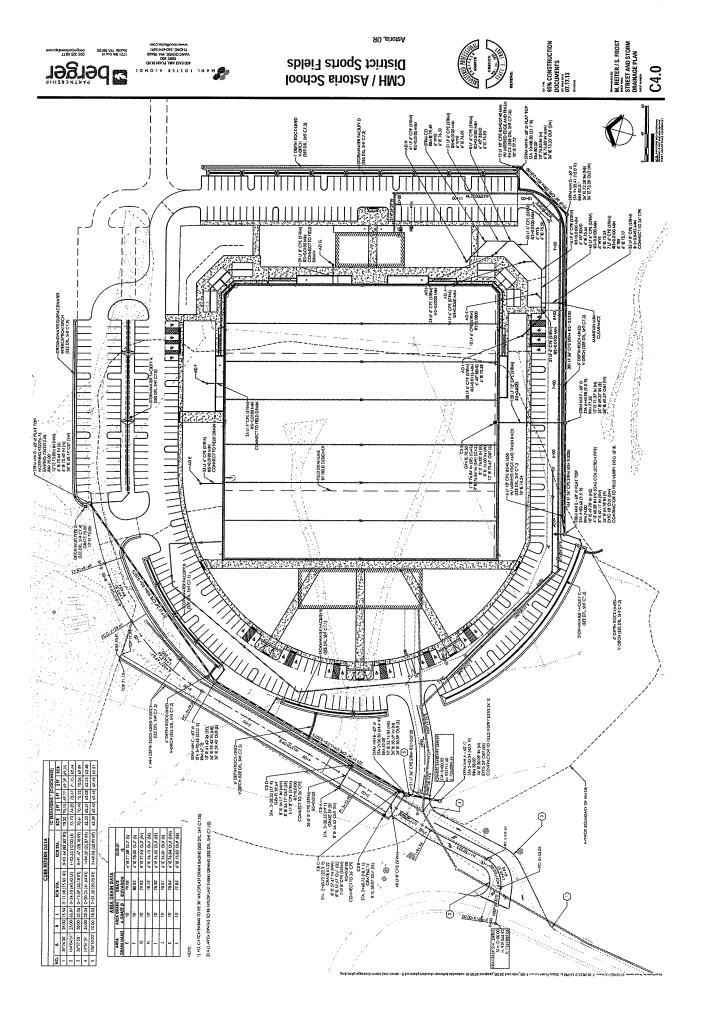


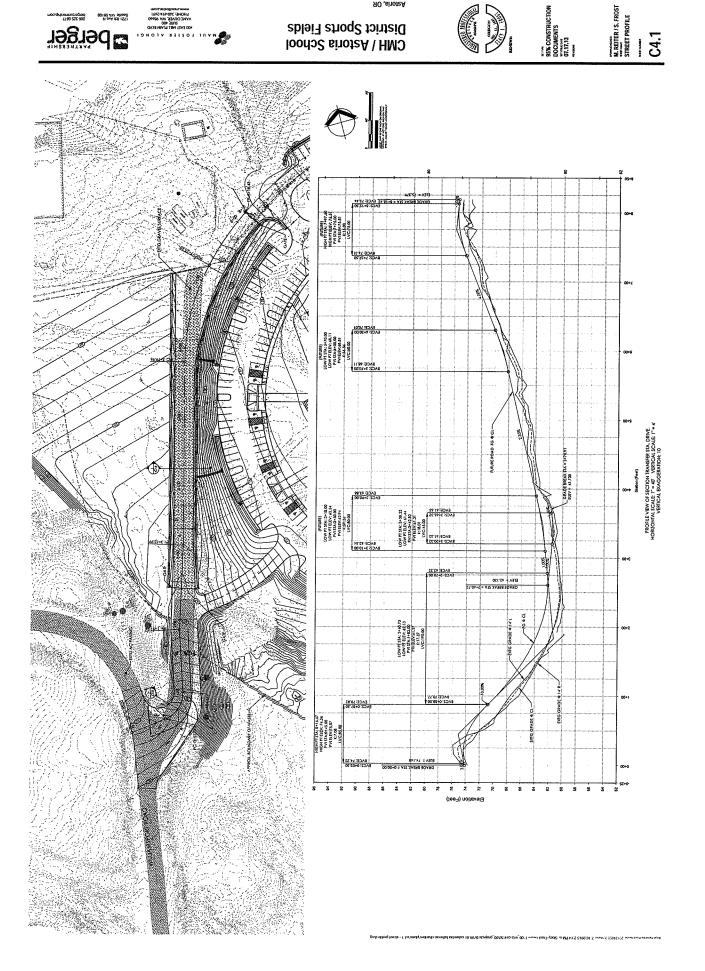
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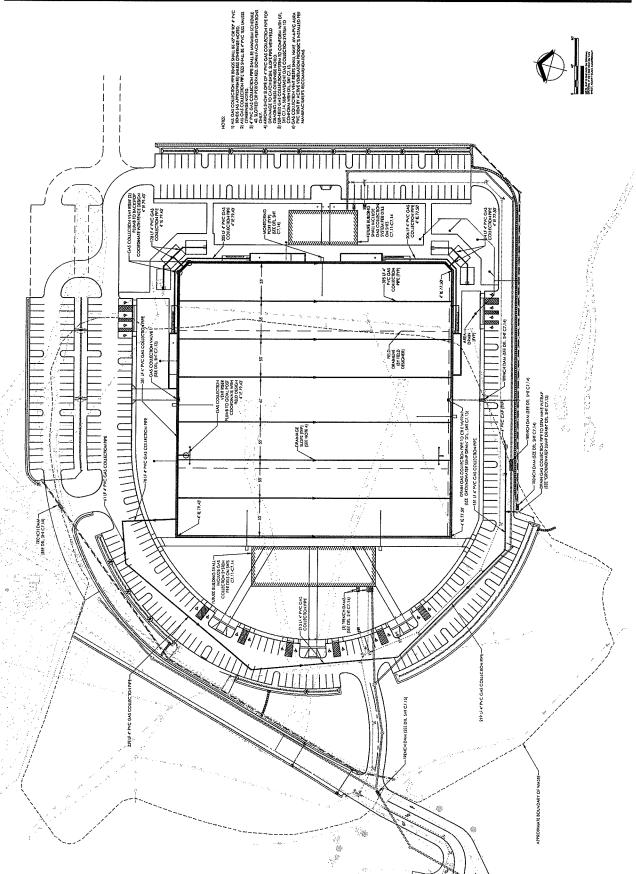


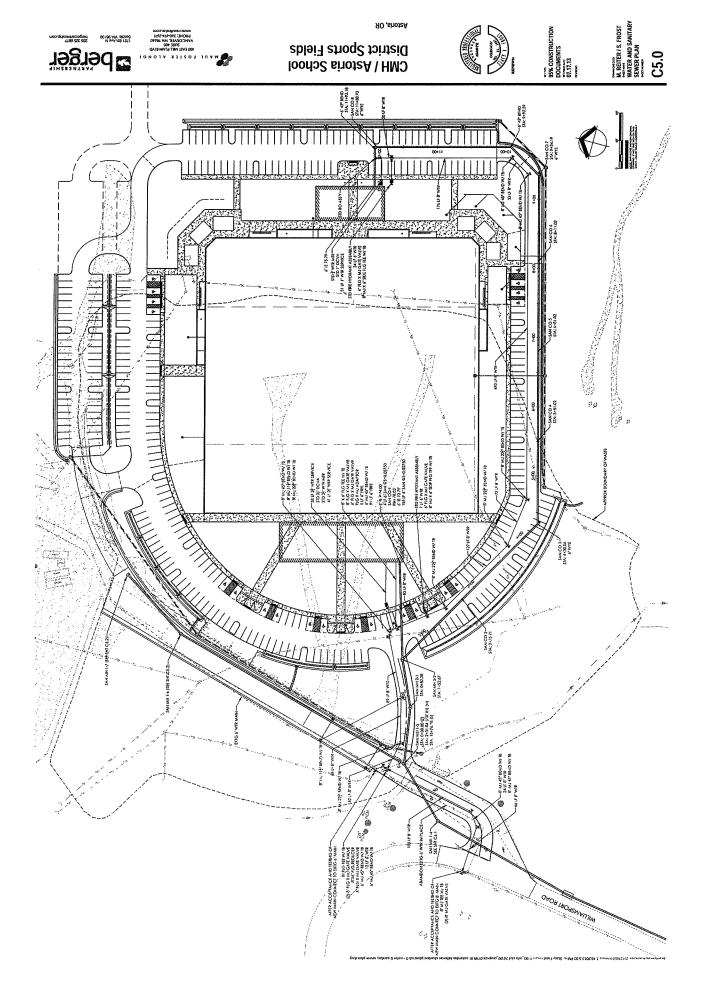


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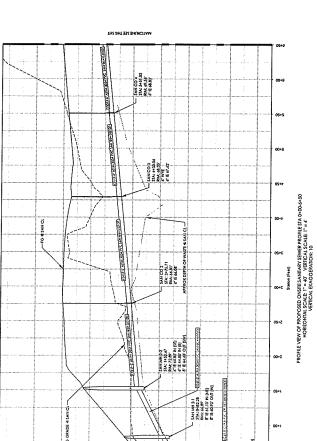


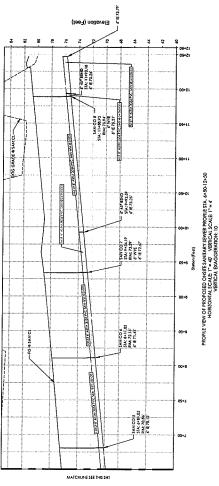






M. REHER/S. FROST ON-SITE SANITARY SEWER PROFILE





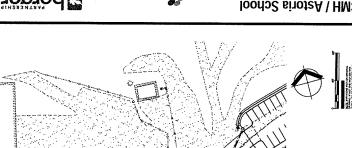
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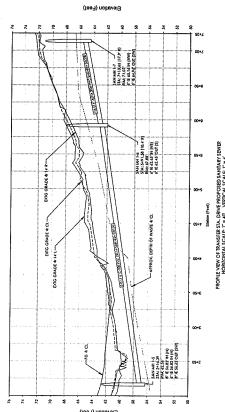






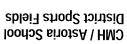












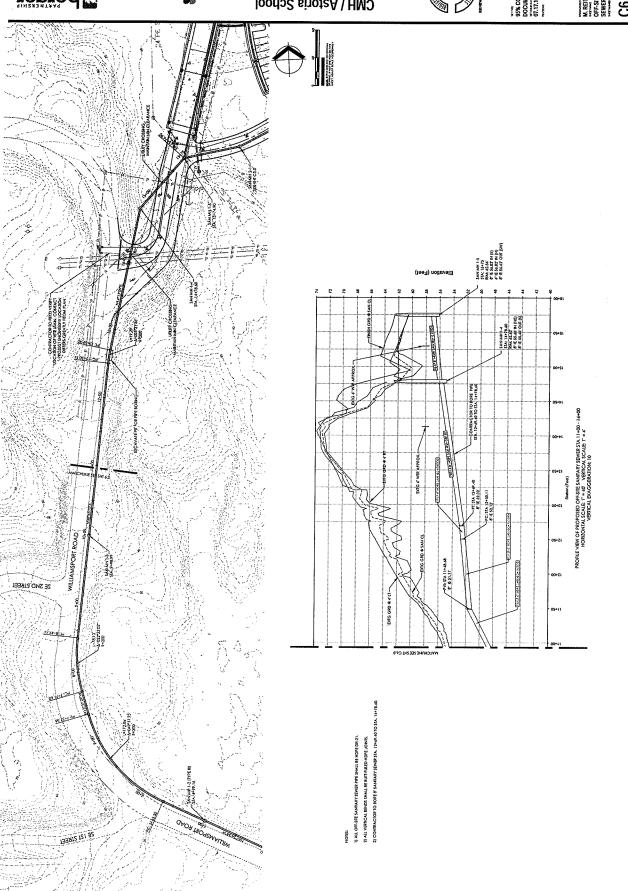


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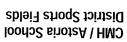
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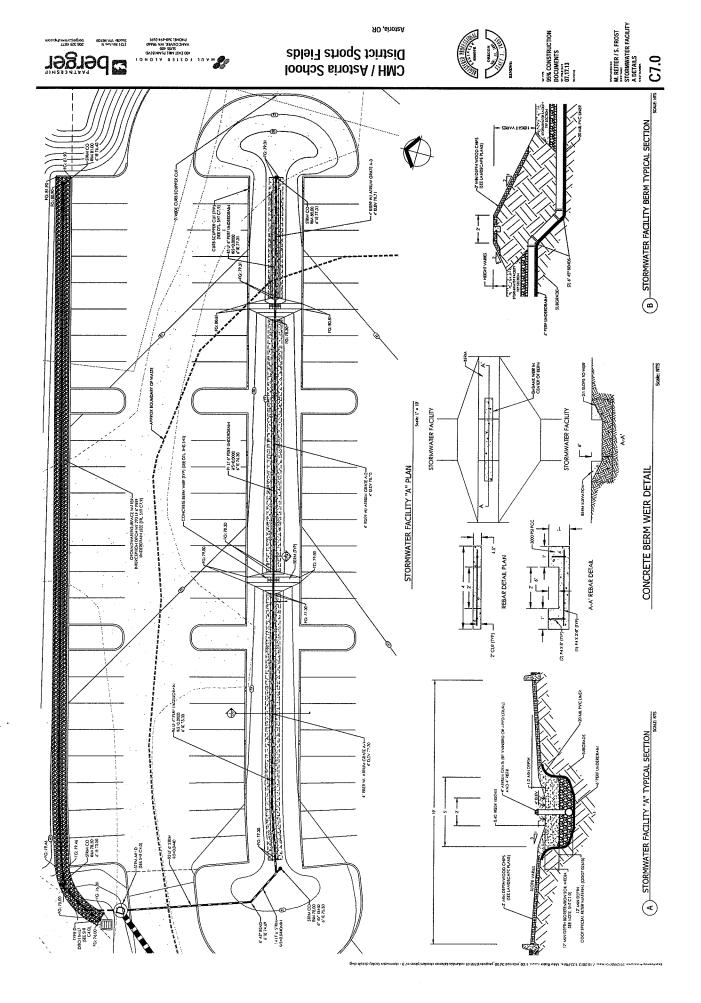


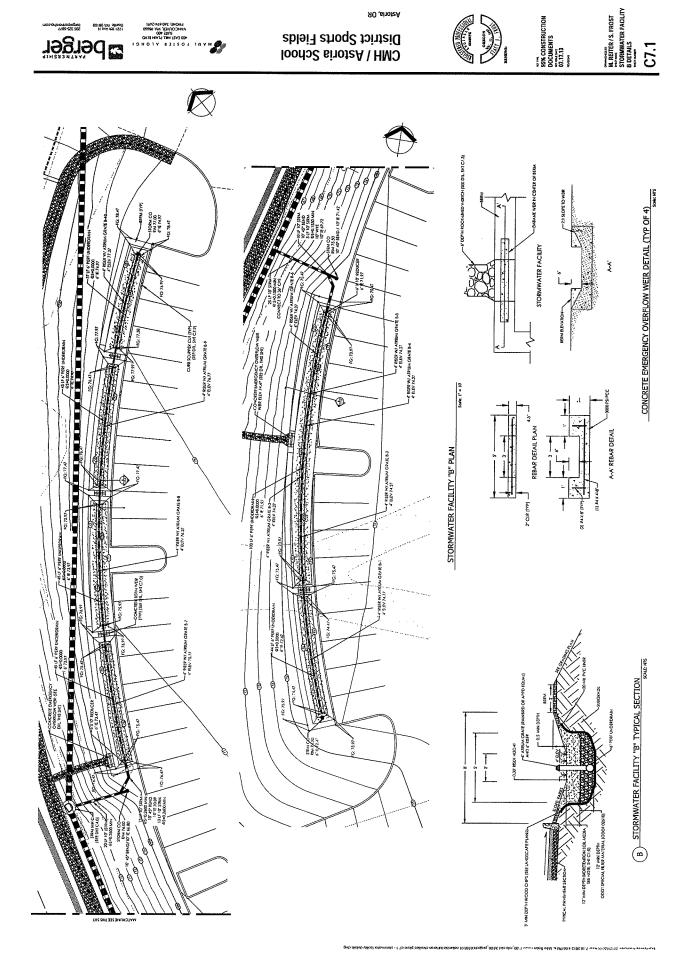






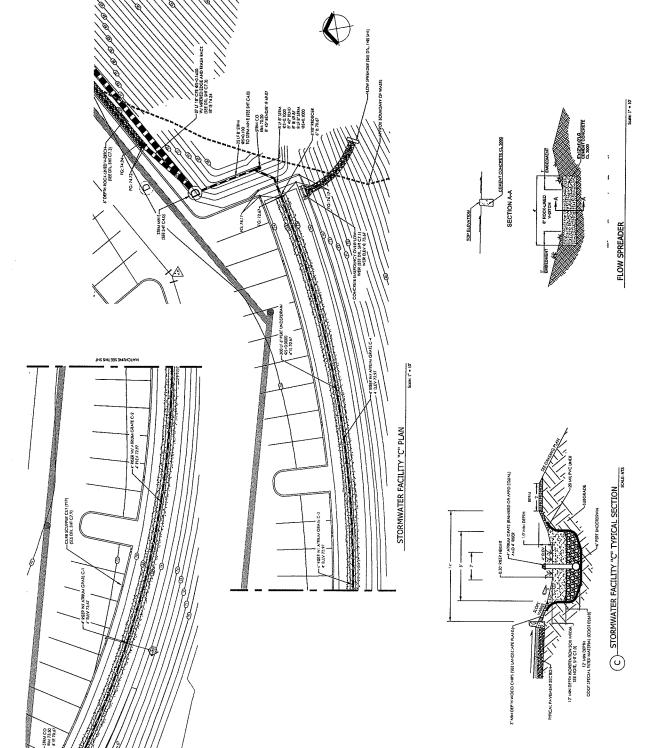
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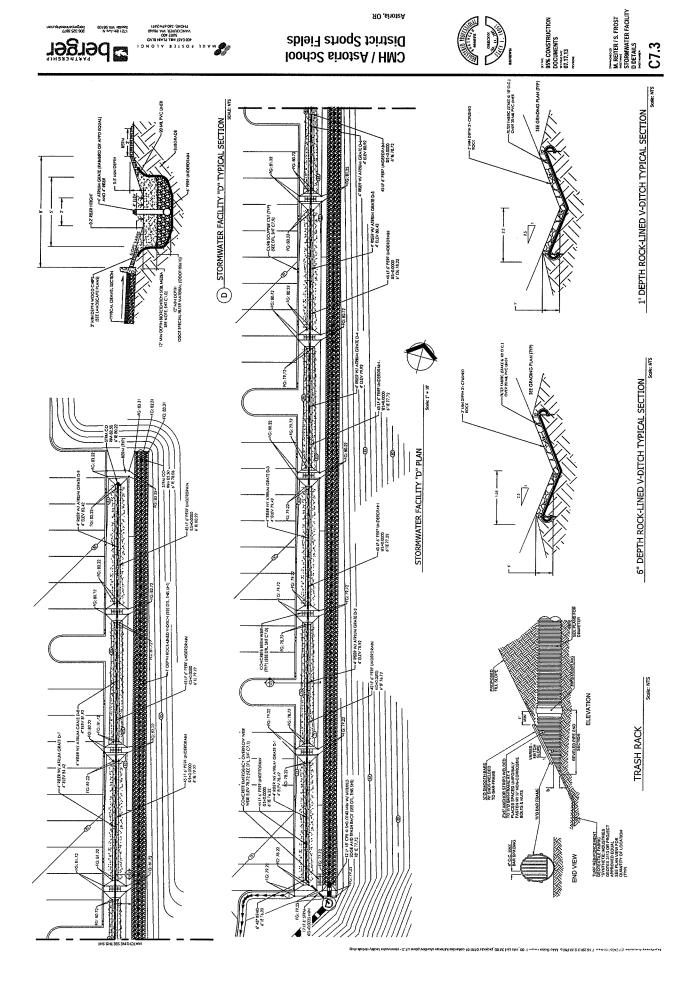


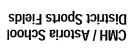




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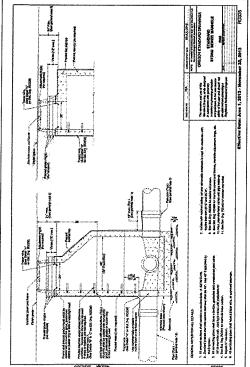


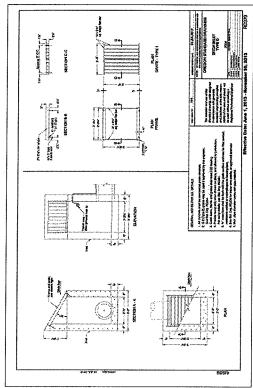


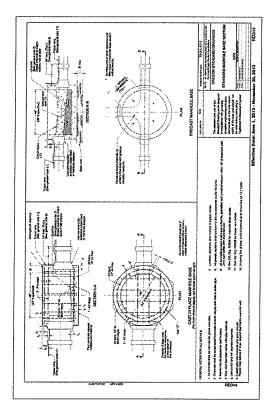


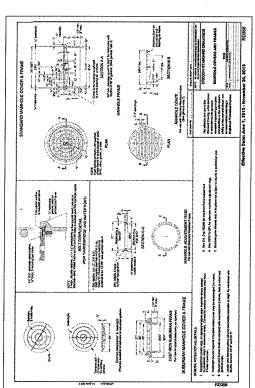














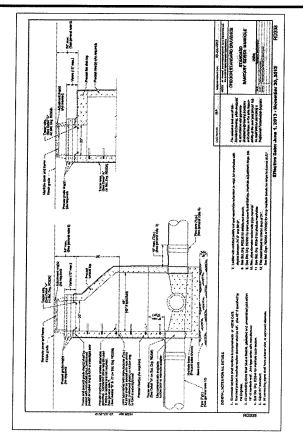
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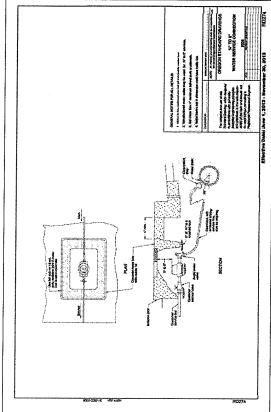


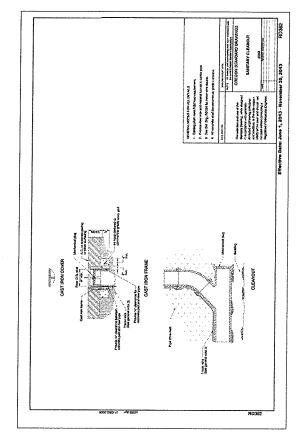
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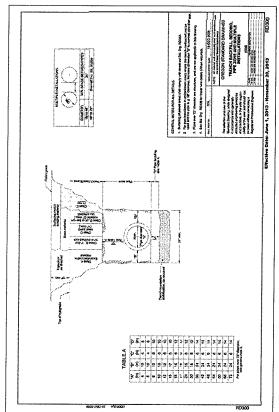
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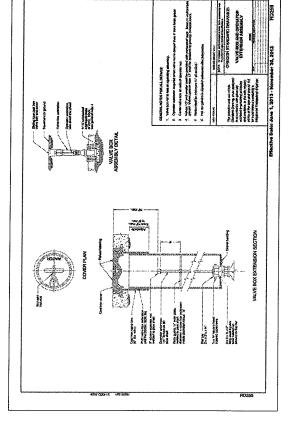


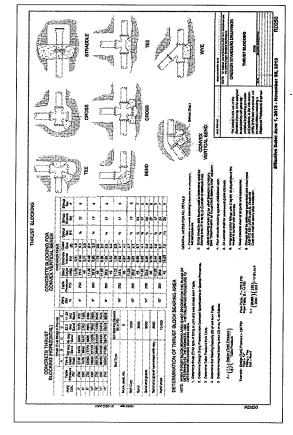


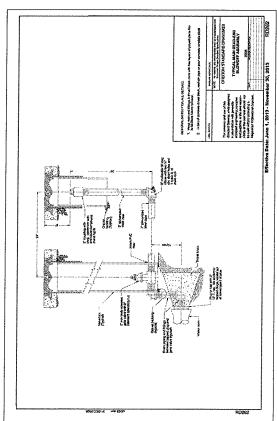


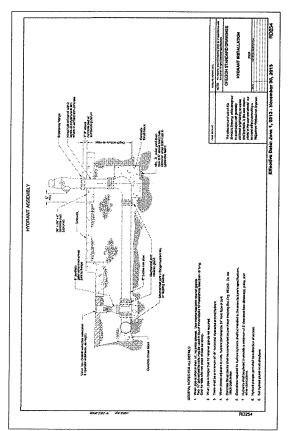
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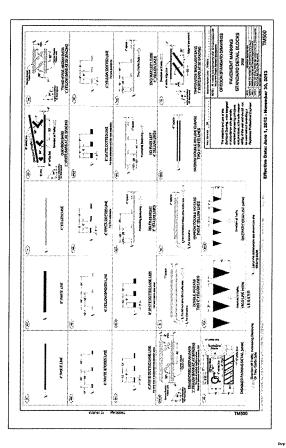


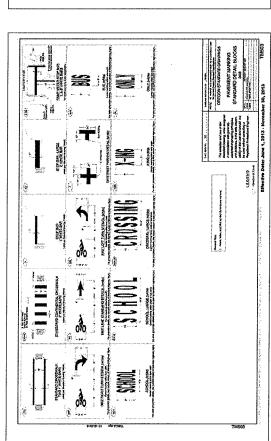


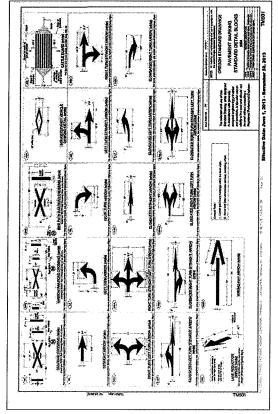


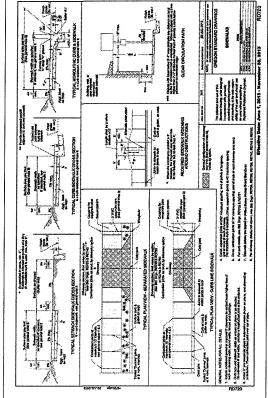






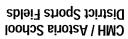






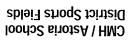




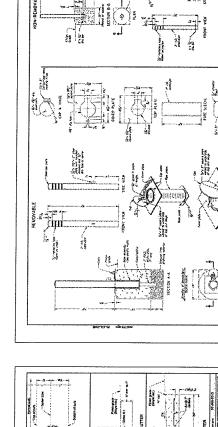


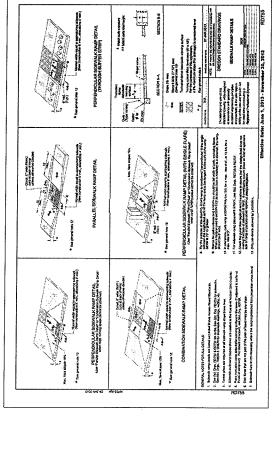


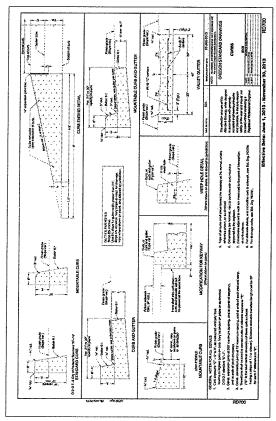
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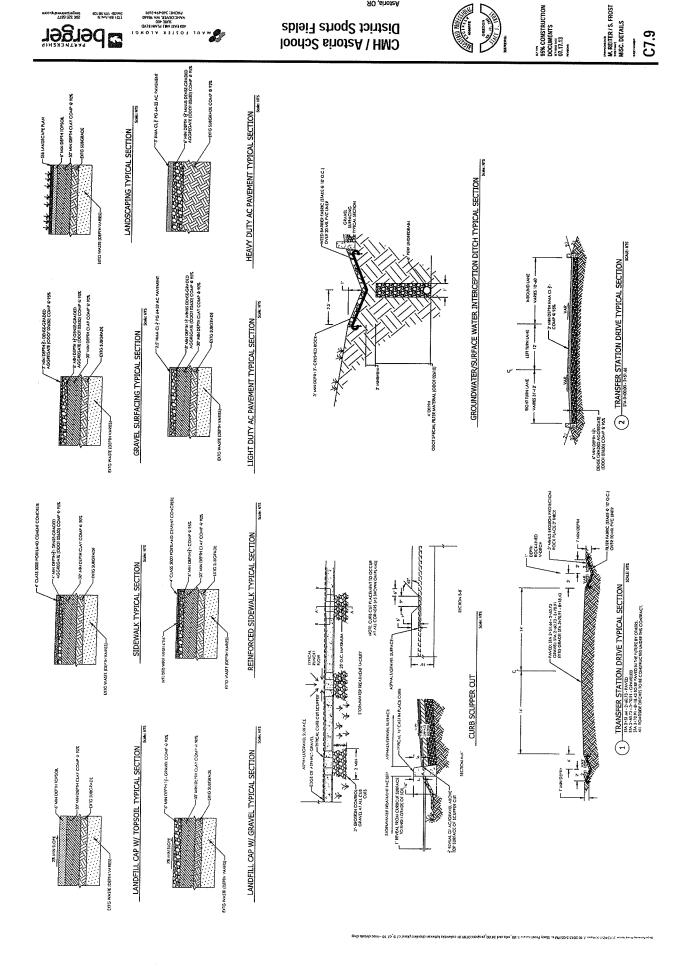


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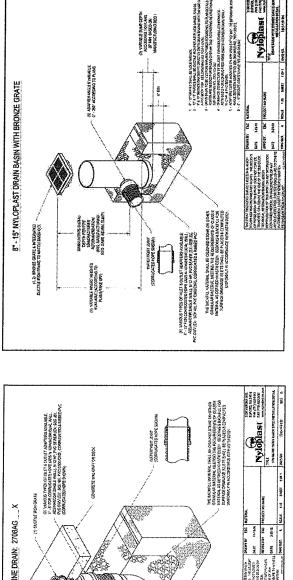


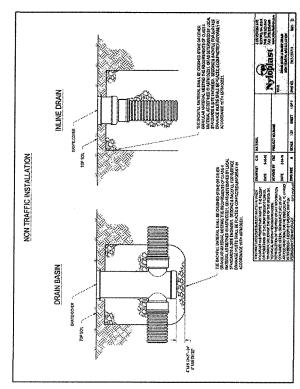


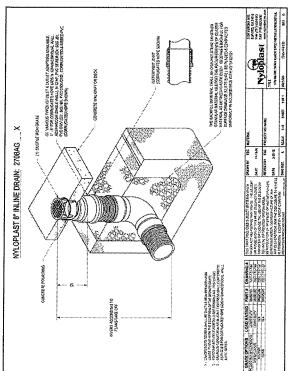


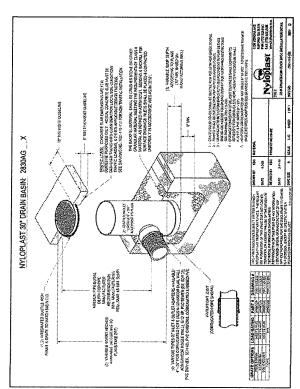










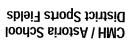


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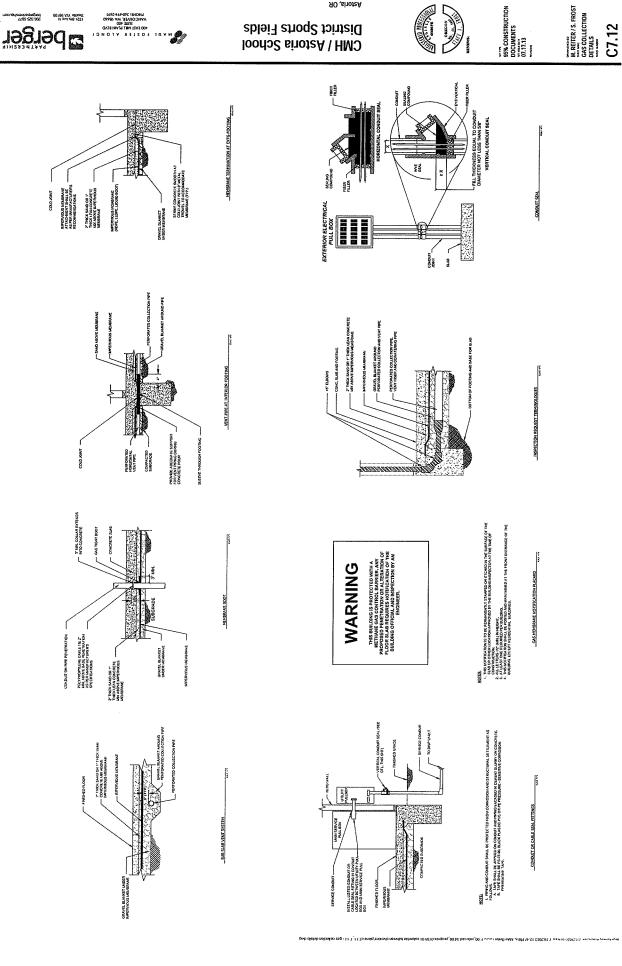






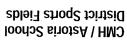








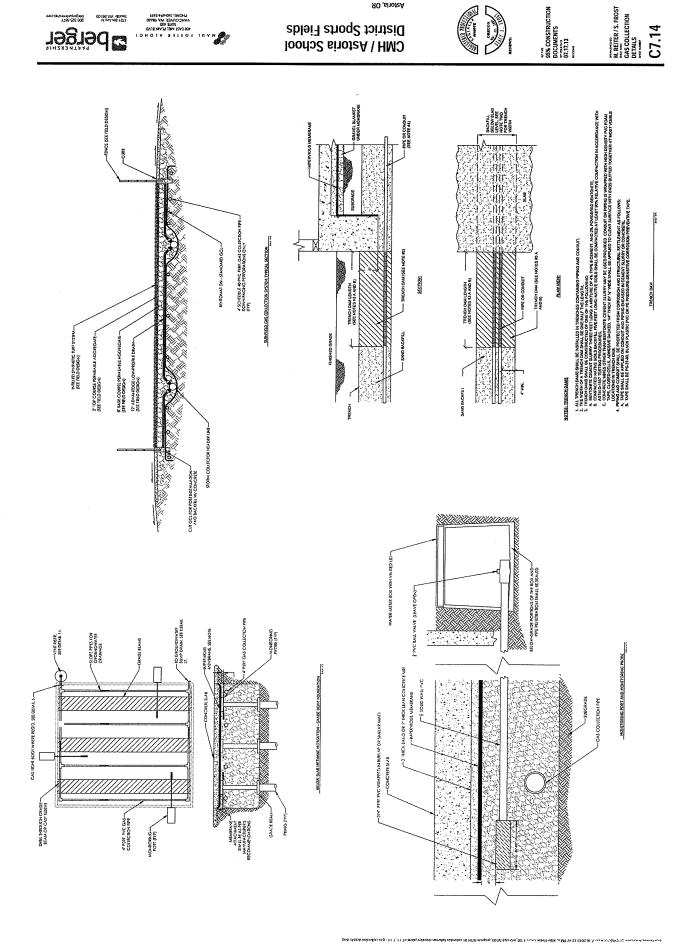












APPENDIX A

LANDFILL GAS BUILDING SYSTEMS DESIGN GUIDE





To:

Tim Spencer, DEQ

Date:

August 7, 2013

From:

Jacob Faust, PE

Project:

0097.02.03

RE:

Astoria Landfill—Landfill Gas Building Systems Design Guide

This document is being prepared in conjunction with the Astoria Landfill Closure Plan (Maul Foster & Alongi, Inc. [MFA], 2013b) to provide guidance on landfill gas (LFG) control systems required for redevelopment of the Astoria Landfill as an institutional public use. The proposed development for which this guidance is formulated is a multi-use sports complex with a synthetic turf field, paved pedestrian walkways, vehicular parking and access infrastructure, aboveground and subsurface utilities, and various structures. Structures proposed for the site include covered dugouts, locker rooms, open frame bleachers, and a grandstand with open air spectator seating and enclosed storage, concession stands, and restrooms.

This document applies only to the proposed development as described herein. The attached details and the recommendations provided in this document may be referenced or utilized for other development at the site; however, changes in end use, including structures and overall land use, will require separate approval by the Oregon Department of Environmental Quality (DEQ).

Landfill Gas Concerns

Two primary concerns with LFG apply to the development. The first concern is collection of methane gas at an elevated concentration that has potential to ignite and cause an explosion. Confined spaces could include enclosed buildings, sealed utility vaults, pipes or conduits, junction boxes, and other structures. Methane also has the potential to settle in depressions or low-lying areas when mixed with other gases; the potential for this occurrence is low, as no other gases that could cause this effect have been detected at the site; however, the potential may still exist. The second concern is the collection of LFG (methane or other potential gases) in an enclosed space, asphyxiating any human occupying that space.

Proper design and installation of LFG control and detections systems, as well as regular monitoring, will mitigate concerns associated with development on the landfill.

Landfill Gas Production

LFG is still produced in measurable quantities at the site, although rates have decreased (and likely will continue to decrease) since initial closure in 1986 because of aging of the landfill. Recent site

investigations show that gas concentrations in soil are high enough to warrant control measures for site uses that allow public access to the site and that involve construction of enclosed structures (GeoEngineers, 2012; MFA, 2013a). As a result of development of the site, LFG production characteristics at the site may change from current conditions. Factors that could potentially alter the LFG production may include, but are not limited to, the following:

- Installation of impervious surfaces will reduce the amount of infiltrated water contact with waste.
- Diversion of stormwater run-on may decrease elevation of groundwater, which would also decrease the contact of water with waste.
- Consolidation or settling may occur as a result of installation placement of fill, installation of structures, and hardscape surfaces at the site.
- Driving of structural support piles for buildings may consolidate or shift buried wastes.

It is unclear if or how LFG characteristics at the site will be altered by development. LFG facilities will be designed and installed to handle current volumes and allow basic modifications for a higher handling capacity. Basic modifications will consist of electronic blowers for conversion from passive venting system to an active venting system.

LFG Control Components

LFG control components are required for any confined space that may be susceptible to collection and concentrating of gas. These spaces include enclosed structures (interior and below-slab controls), large impervious surfaces (lined or paved areas), and utility conduits and appurtenances. Most controls and details are derived from the City of Los Angeles Department of Building Services, which has compiled an extensive library of control standards to address naturally occurring subsurface methane.

The attached details have been customized to the site-specific development. Specific details used for construction in the architectural and civil engineering plans may differ slightly once final design is completed. All design plans will be submitted to DEQ for final approval before construction.

Buildings—Subsurface

Building slabs and foundations present a barrier for direct LFG release to the atmosphere. Cracks or penetrations in building slabs provide a pathway for LFG to enter a structure and concentrate in enclosed areas. Buildings with enclosed interior rooms will be equipped with collection and removal systems below solid floor slabs to remove trapped LFG and reduce the potential for intrusion to enclosed buildings.

Buildings with enclosed rooms at the site will be supported by steel piles and structural grade beams overlain with a concrete slab. Buildings with no enclosed rooms will have a concrete slab-on-grade.

The subsurface collection system will consist of a low-permeability liner installed over a layer of open graded gravel. The gravel will have a network of perforated pipes connected to an aboveground vent stack. Spacing of perforated collection pipes will vary, depending on floor area and grade beam orientation (where applicable). Vent stacks will be routed to a discharge point above the roof line.

Buildings—Interior

Enclosed buildings installed over the landfill may contain and concentrate LFG by preventing direct release to the atmosphere if pathways develop through the building slab. Small enclosed areas such as closets or other similar rooms present elevated risk due to small room volumes creating higher concentrations with equivalent volumes of gas. Venting and detection systems will be installed in enclosed buildings to prevent danger from elevated interior gas concentrations.

Building interiors will generally be designed to allow air passage throughout. Ventilation systems or exhaust fans may be installed to increase airflow through the structure as well. Detection and alarm systems will be installed in smaller enclosed areas to provide a warning system for elevated interior concentrations. Special attention will be paid to smaller enclosed areas such as closets, where small room volumes would require only small amounts of LFG to increase concentrations to dangerous levels.

Details for the interior detection and alarm systems are included in Details 2, 3, and 4.

Athletic Field Liner

The athletic field will be equipped with a low-permeability liner in addition to the compacted soil cap to increase stormwater removal efficiency (to mitigate for low overland slopes) and to provide protection from potential LFG releases. The field liner will consist of a geosynthetic clay liner (GCL) installed over a gravel leveling course. GCL has been demonstrated to reduce methane flow rate four to five times more than a compacted clay layer (Trauger and Lucas, 1995).

The collection system beneath the liner will consist of a network of perforated pipes installed in the gravel leveling course. The perforated pipes will be routed to solid wall header pipes at the upgradient perimeter of the liner, which will then lead to a vent stack. Multiple vent stacks may be used if other subsurface utilities interfere with header pipe locations.

Utility Structures and Conduits

When installed over the landfill, subsurface utility structures and conduits may serve as collection points for LFG. Gas may intrude through unsealed or improperly sealed pipe joints, structure segments, or conduit penetrations and become concentrated without free-flowing ventilation.

Sewer structures will utilize sealed penetrations and gasketed connections to prevent potential for gas intrusion to the drainage system. Manhole lids and inlet structure grates will not be sealed, to allow passive venting of the system.

Tim Spencer, DEQ August 7, 2013 Page 4

Electrical service lines, conduits, and junction boxes will be installed aboveground where practical; however, some buried conduits are anticipated. Conduit seals will be installed in all locations where electrical service lines emerge from trenches and before conduits enter a building. A conduit seal detail is shown in Detail 13.

Utility Trenches

Utility trenches present a possible pathway for LFG migration. Pipe backfill and bedding materials commonly consist of pea gravel, sand, or other fine-grained / low-cohesion materials that have higher void space percentage, giving gases an open pathway. Trench dams will be installed at the edge of waste and in all utility trenches at the edge of building foundations. Trench dams are sections of trench backfilled with high-density, low-permeability materials such as bentonite mixes or controlled-density fill. The dense backfill material prevents gas from migrating out of the trench where the pipes daylight or enter a building.

A typical trench dam detail is included in Detail 15.

LFG Venting

LFG vents will be routed to locations above the typical breathing zone. The breathing zone will be defined as a vertical height of 6 feet at any point where a human could be located (ground surface, inside a building, seating areas). All LFG vents should be installed to a vertical height of no less than 4 feet above the breathing zone at any location on the site. Vents may be affixed to or integrated with fence posts, flag poles, buildings (above roof level), or other structures that may be tall enough to provide the minimum vertical clearance. Vents will not be located within 10 feet horizontally of any other vent system (plumbing, exhaust, smokestack, etc.), and 25 feet from any air intake system (air handlers, etc.).

Landfill Gas Monitoring

An LFG monitoring plan will be established upon completion of the final development design. The monitoring program will provide the required monitoring points and an established schedule of monitoring events. Monitoring events will be conducted by a trained City employee using a handheld methane meter. Methane and oxygen will be the directly monitored, although additional analysis for hydrogen sulfide and carbon dioxide may be included if site observations or other factors indicate that these gases may be present (i.e. high methane levels, low oxygen levels, odor). At a minimum the following points will be included for monitoring:

- Each interior room of all enclosed buildings constructed over and adjacent to the landfill (including Western Oregon Waste transfer station).
- Interiors of other (not fully enclosed) buildings such as dugouts or covered seating areas.
- Inside all stormwater and sanitary sewer manholes and cleanouts.
- Inside stormwater catchment structures.

- Low points in exterior depressions such as rain gardens or ditches.
- Inside other vaults (aboveground and below grade).
- Inside electrical junction boxes.
- All monitoring probes for building slabs.
- Locations along and immediately outside the site property boundary; locations may be determined by wind direction at the time of monitoring.
- Predetermined locations over the athletic field and around the site as necessary.

Monitoring events will be conducted quarterly. Minimum information recorded for each monitoring event will include weather conditions (temperature, wind, precipitation, etc.), date of event, time increments for sampling, equipment used, detected presence of methane (and concentration as applicable), name of inspector, and other pertinent site observations. Events should be completed when the site is vacant of other uses. Results for each event will be reported to DEQ.

REFERENCES

GeoEngineers. 2012. Site investigation, Astoria Landfill. Prepared for Oregon Department of Environmental Quality. February 6.

MFA. 2013a. Letter (re: landfill gas investigation: Astoria Landfill site, 1790 Williamsport Road, Astoria, Oregon) to J. Harrington, City of Astoria, from A. Hughes and K. Roslund, Maul Foster & Alongi, Inc., Portland, Oregon. January 17.

MFA. 2013b. Astoria Landfill closure plan update. Prepared for City of Astoria. Maul Foster & Alongi, Inc., Portland, Oregon. July.

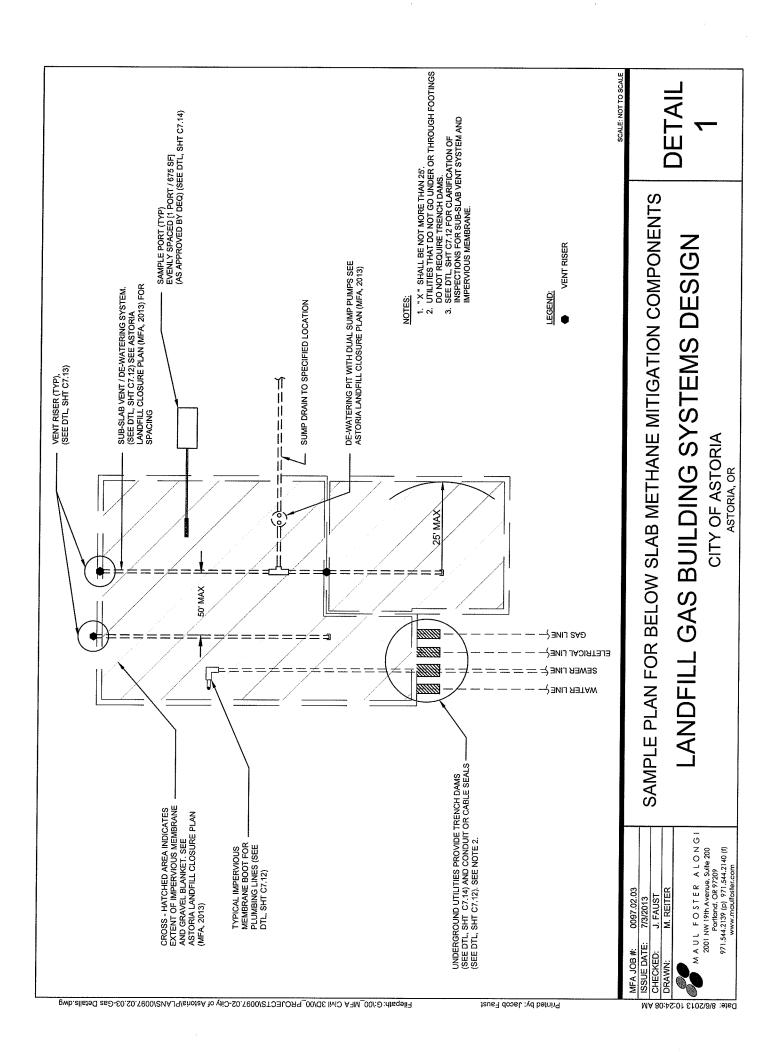
Trauger, R. J., and H. L. Lucas. 1995. Determining the flow rate of landfill gas constituents through a geosynthetic clay liner. Geosynthetics '95 Conference Proceedings, Industrial Fabrics Association International, pp. 1085-1096.

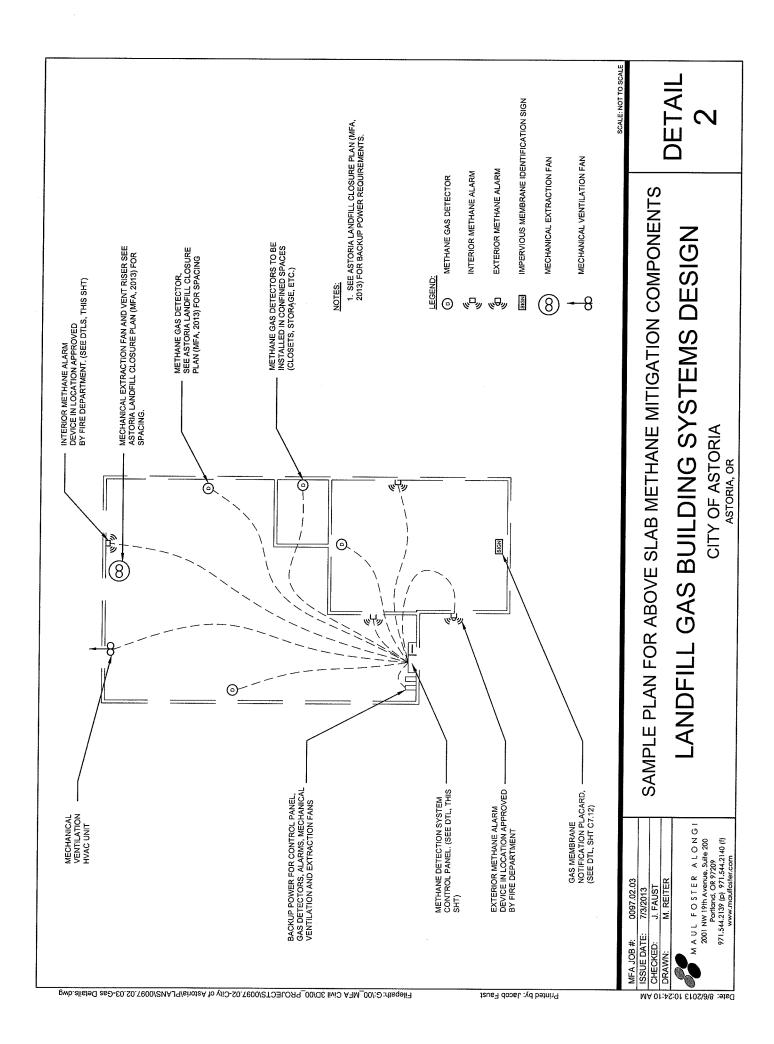
Attachments: Details 1-23

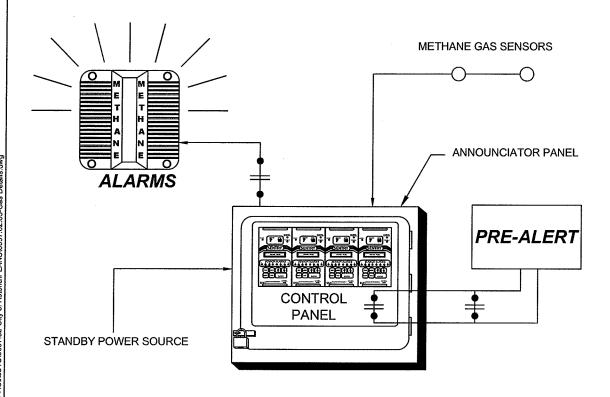
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DETAILS 1—23









NOTES:

- 1. THE METHANE DETECTION SYSTEM SHALL OPERATE 24 HR./DAY CONTINUOUSLY.
- 2. ALL BUILDING STROBE/ALARMS TO SOUND SIMULTANEOUSLY UPON ANY HIGH GAS DETECTION IN BUILDING.
- 3. AUTO DIALER SHALL BE REQUIRED.
- 4. STANDBY POWER SHALL PROVIDE SUFFICIENT POWER TO THE METHANE GAS SENSORS FOR 24 HOURS.

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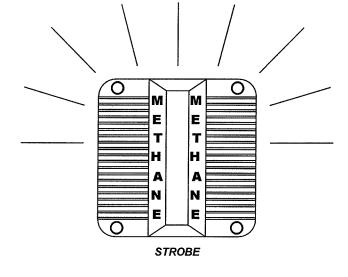
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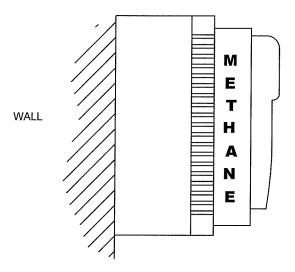
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METHANE DETECTION SYSTEM LANDFILL GAS BUILDING SYSTEMS DESIGN

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SURFACE MOUNT HORN/STROBE

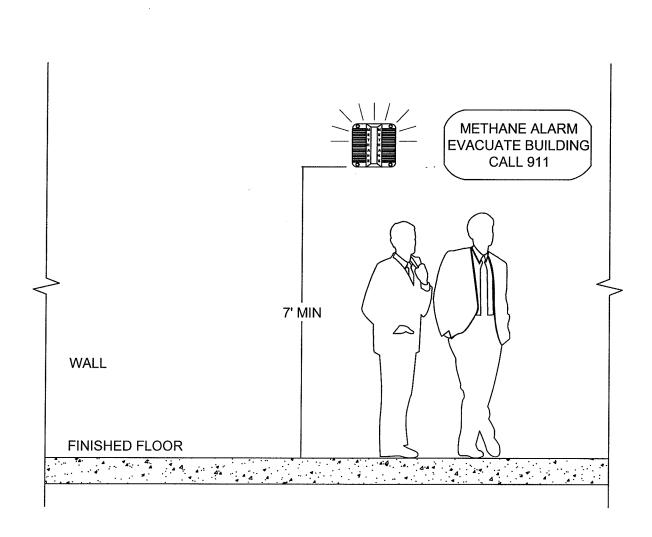
SIDE VIEW - HORN AND STROBE DEVICE

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METHANE ALARM DEVICE - HORN AND STROBE LANDFILL GAS
BUILDING SYSTEMS DESIGN

CITY OF ASTORIA ASTORIA, OR



NOTE:

- 1. ALL METHANE AUDIO/VISUAL ALARMS SHALL BE INSTALLED ABOVE THE FLOOR AT A STANDARD HEIGHT OF 7 FEET WITH ADJACENT SIGNAGE (AS SHOWN) UNLESS OTHERWISE NOTED.
- 2. PREFERENCE SHALL BE GIVEN TO SMALL ENCLOSED SPACES FOR LOCATING DETECTORS.

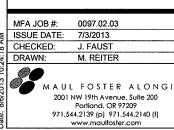
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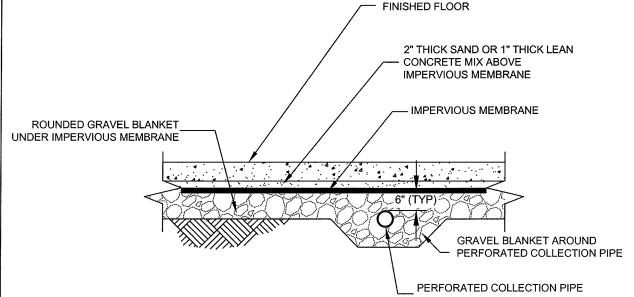
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METHANE ALARM DEVICE MOUNT LANDFILL GAS BUILDING SYSTEMS DESIGN

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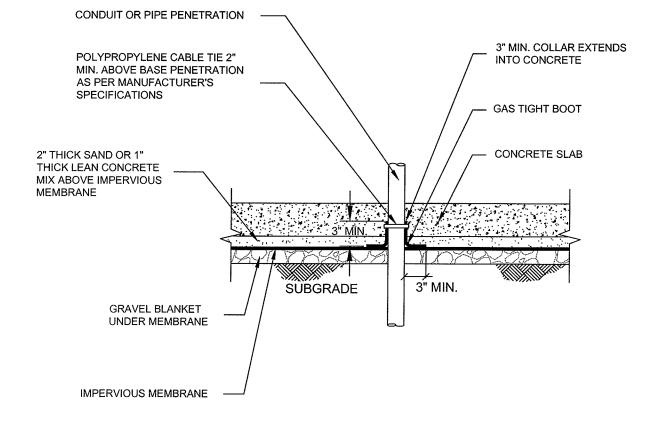


NOTE: IMPERVIOUS MEMBRANE SHALL BE UNDERLAIN BY SMALL DIAMETER ROUNDED GRAVEL BLANKET, GEOTEXTILE CUSHION LAYER, OR SAND LAYER TO PREVENT LINER PUNCTURE.

SCALE: NOT TO SCALE

SUB-SLAB VENT SYSTEM LANDFILL GAS **BUILDING SYSTEMS DESIGN**

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NOTE: IMPERVIOUS MEMBRANE SHALL BE UNDERLAIN BY SMALL DIAMETER ROUNDED GRAVEL

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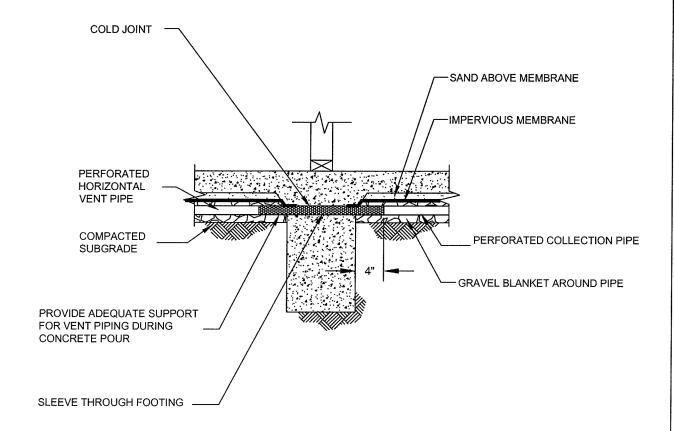
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NOTE: IMPERVIOUS MEMBRANE SHALL BE UNDERLAIN BY SMALL DIAMETER ROUNDED GRAVEL BLANKET, GEOTEXTILE CUSHION LAYER, OR SAND LAYER TO PREVENT LINER PUNCTURE.

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VENT PIPE AT INTERIOR FOOTING

LANDFILL GAS

BUILDING SYSTEMS DESIGN

CITY OF ASTORIA ASTORIA, OR



COLD JOINT

IMPERVIOUS MEMBRANE ATTACHMENT SHALL BE AS PER MANUFACTURER'S RECOMMENDATIONS

2" THICK SAND OR 1" THICK LEAN CONCRETE MIX ABOVE IMPERVIOUS

IMPERVIOUS MEMBRANE (HDPE, LLDPE, LIQUID BOOT)

STRIKE CONCRETE SMOOTH AT COLD JOINT WITH 6" METAL TROWEL TO ACCOMMODATE

NOTE: IMPERVIOUS MEMBRANE SHALL BE UNDERLAIN BY SMALL DIAMETER ROUNDED GRAVEL BLANKET, GEOTEXTILE CUSHION LAYER, OR SAND LAYER TO PREVENT LINER PUNCTURE.

MEMBRANE (TYP.)

MEMBRANE

GRAVEL BLANKET UNDER MEMBRANE

MEMBRANE TERMINATION AT EXT FTG
LANDFILL GAS
BUILDING SYSTEMS DESIGN

CITY OF ASTORIA

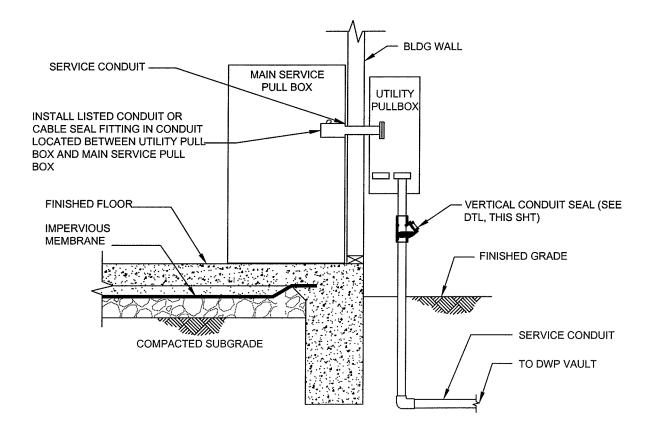
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DETAIL 9

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NOTE: IMPERVIOUS MEMBRANE SHALL BE UNDERLAIN BY SMALL DIAMETER ROUNDED GRAVEL BLANKET, GEOTEXTILE CUSHION LAYER, OR SAND LAYER TO PREVENT LINER PUNCTURE.

NOTE:

- 1. PIPING AND CONDUIT SHALL BE PROTECTED FROM CORROSION AND STRUCTURAL SETTLEMENT AS FOLLOWS:
 - A. TAPE SHALL BE APPLIED ON CONDUIT AND PIPING ENCASED IN CEMENT SLURRY OR CONCRETE.
 - B. TAPE SHALL BE PS-37-90, BLACK PLASTIC PVC OR PE PRESSURE SENSITIVE CORROSION PREVENTIVE TAPE.
- 2. IMPERVIOUS MEMBRANE SHALL BE UNDERLAIN BY SMALL DIAMETER ROUNDED GRAVEL BLANKET, GEOTEXTILE CUSHION LAYER, OR SAND LAYER TO PREVENT LINER PUNCTURE

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CONDUIT OR CABLE SEAL FITTINGS

LANDFILL GAS

BUILDING SYSTEMS DESIGN

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WARNING

THIS BUILDING IS PROTECTED WITH A METHANE GAS CONTROL BARRIER. ANY PROPOSED PENETRATION OR ALTERATION OF FLOOR SLAB REQUIRES NOTIFICATION OF THE BUILDING OFFICIAL AND INSPECTION BY AN ENGINEER.

NOTES:

- THIS NOTIFICATION IS TO BE PERMANENTLY STAMPED OR ETCHED IN THE SURFACE OF THE SLAB OR OTHER LOCATION APPROVED BY THE BUILDING INSPECTOR AT THE TIME OF CONSTRUCTION.
- 2. ALL LETTERS 1/2" (MIN.) IN HEIGHT.
- 3. AT LEAST ONE REQUIRED PER BUILDING.
- 4. THIS NOTIFICATION SHALL BE POSTED AND MAINTAINED AT THE FRONT ENTRANCE OF THE BUILDING, EXCEPT RESIDENTIAL BUILDINGS.

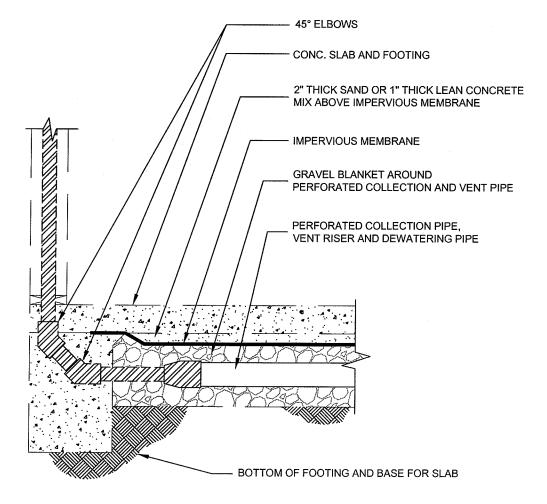
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GAS MEMBRANE NOTIFICATION PLACARD LANDFILL GAS BUILDING SYSTEMS DESIGN

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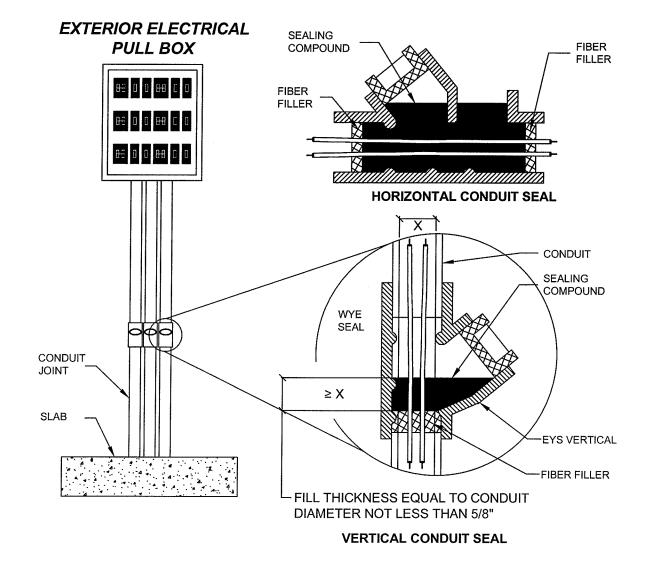


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INSPECTION REQUEST TERMINOLOGIES LANDFILL GAS BUILDING SYSTEMS DESIGN

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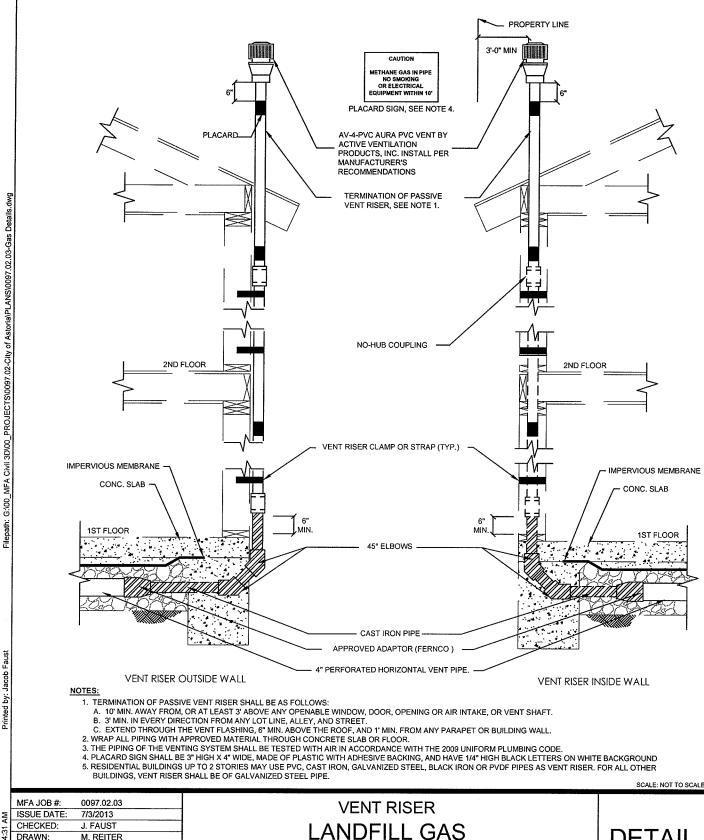
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CONDUIT SEAL LANDFILL GAS BUILDING SYSTEMS DESIGN CITY OF ASTORIA

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BUILDING SYSTEMS DESIGN

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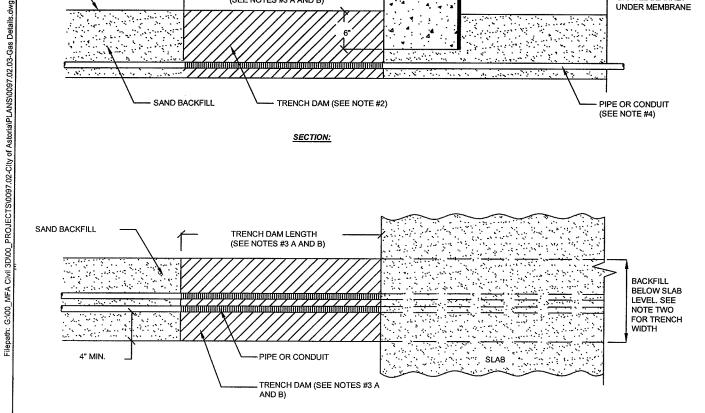
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PLAN VIEW:

NOTES: TRENCH DAMS

- 1. ALL TRENCH DAMS SHALL BE INSTALLED IN TRENCHES CONTAINING PIPING AND CONDUIT.
 2. THE WIDTH OF A TRENCH DAM SHALL BE ONE HALF THE LENGTH.
- 3. TRENCH DAMS SHALL BE CONSTRUCTED OF ONE OF THE FOLLOWING:
 - A. BENTONITE CEMENT SLURRY THREE FEET LONG: A MIXTURE OF 4% TYPE II CEMENT, AND 2% POWDERED BENTONITE.
 - B. COMPACTED NATIVE SOILS BACKFILL FIVE FEET LONG: NATIVE SOILS SHALL BE COMPACTED AT LEAST 90% RELATIVE COMPACTION IN ACCORDANCE WITH ASTM D-1557 TESTING PROCEDURES.
 - C. CONCRETE MIXES OTHER THAN BENTONITE CEMENT SLURRY MAY BE USED PROVIDED. CONDUIT OR PIPING IS WRAPPED WITH HIGH DENSITY PVC FOAM TAPE, CLOSED CELLS, ADHESIVE BACKED, 1/4" THICK BY 1/4" WIDE SHALL BE APPLIED TO CLEAR SURFACE WITH ENDS BUTTED TOGETHER AT MOST VISIBLE LOCATIONS IN TRENCH DAM.
- 4. PIPING AND CONDUIT SHALL BE PROTECTED FROM CORROSION AND STRUCTURAL SETTLEMENT AS FOLLOWS:
 - A. TAPE SHALL BE APPLIED ON CONDUIT AND PIPING ENCASED IN CEMENT SLURRY OR CONCRETE.
 - B. TAPE SHALL BE PS-37-90, BLACK PLASTIC PVC OR PE PRESSURE-SENSITIVE CORROSION PREVENTIVE TAPE.

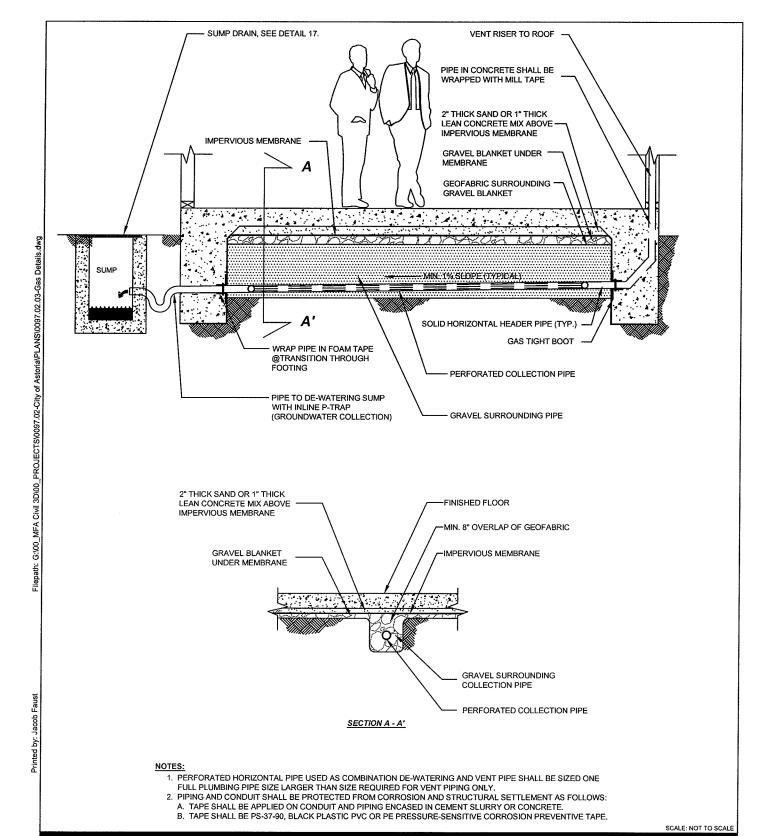
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TRENCH DAM LANDFILL GAS **BUILDING SYSTEMS DESIGN**

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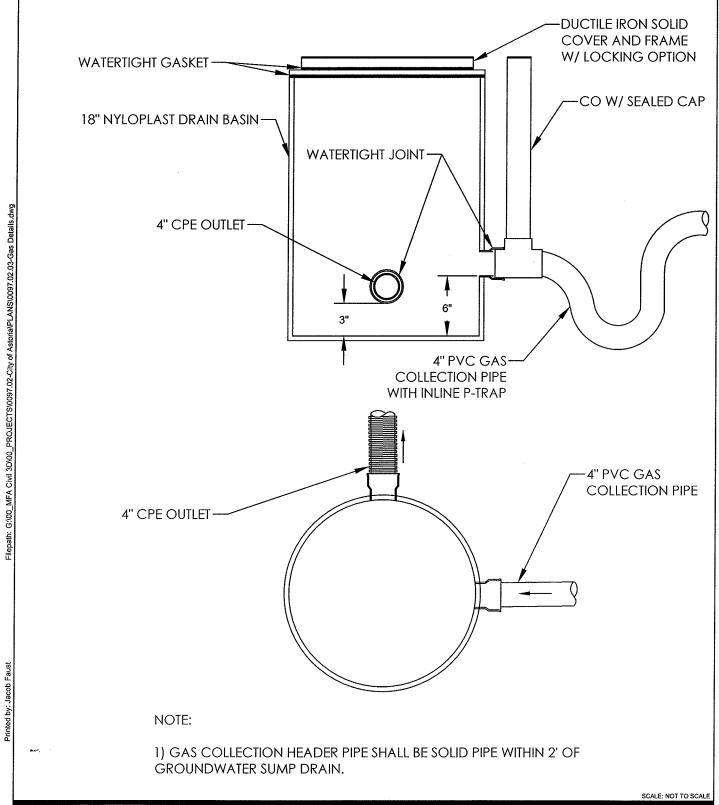


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COMBINATION DE-WATERING AND VENT PIPE LANDFILL GAS BUILDING SYSTEMS DESIGN

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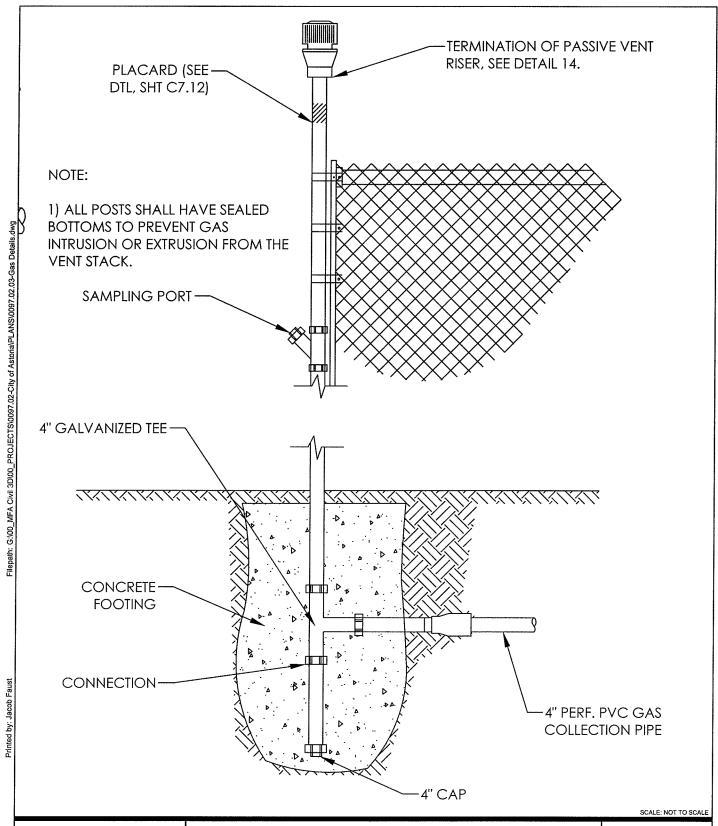
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LANDFILL GAS

BUILDING SYSTEMS DESIGN

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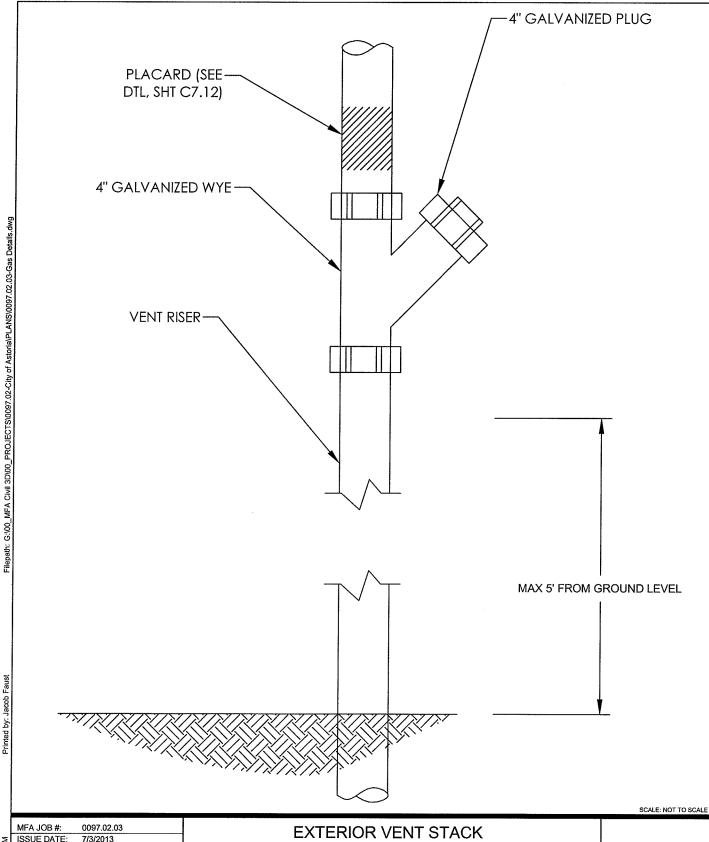
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VENT RISER - CHAIN LINK FENCE BACKSTOP
LANDFILL GAS
BUILDING SYSTEMS DESIGN

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LANDFILL GAS **BUILDING SYSTEMS DESIGN**

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NOTE:

- 1) GAS COLLECTION PIPE SHALL BE SOLID PIPE WITHIN 2' OF VALVE BOX.
- 2) VALVE BOX SHALL BE U.S. FILTER/PACIFIC WATER WORKS NO. 910 OR EQUAL.
- 3) EXTENSIONS SHALL BE 8" PVC PIPE WITH SEALED BOTTOM.

4) PIPE PENETRATIONS SHALL BE SEALED.

SCALE: NOT TO SCALE

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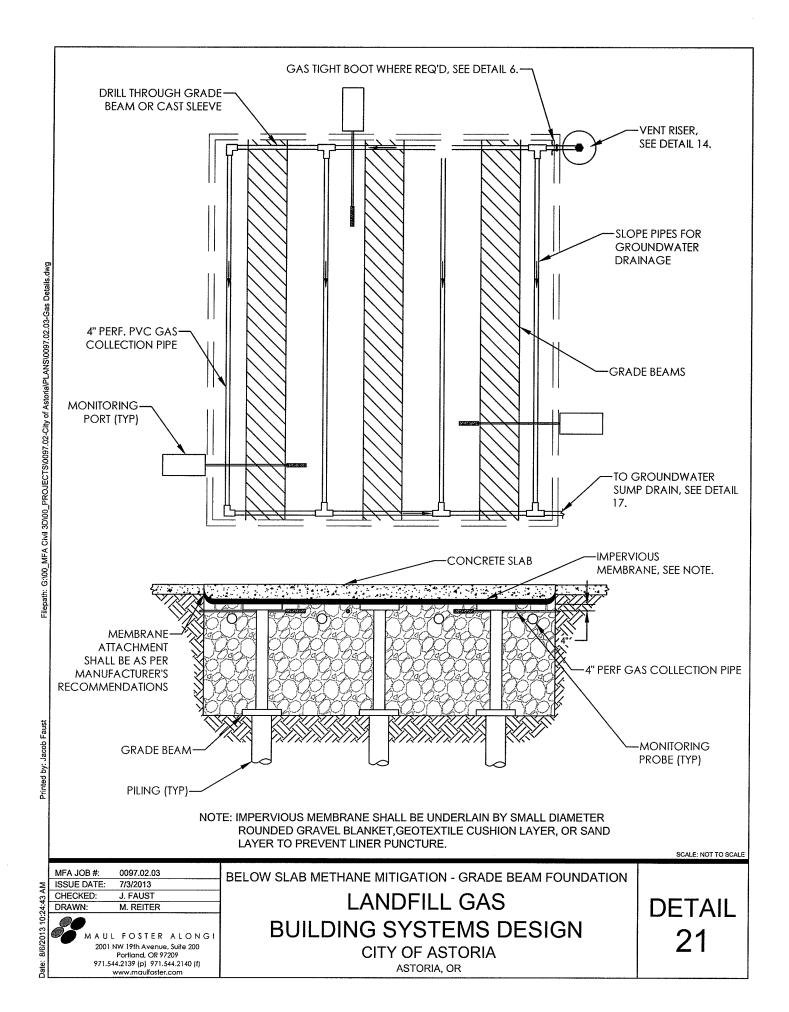
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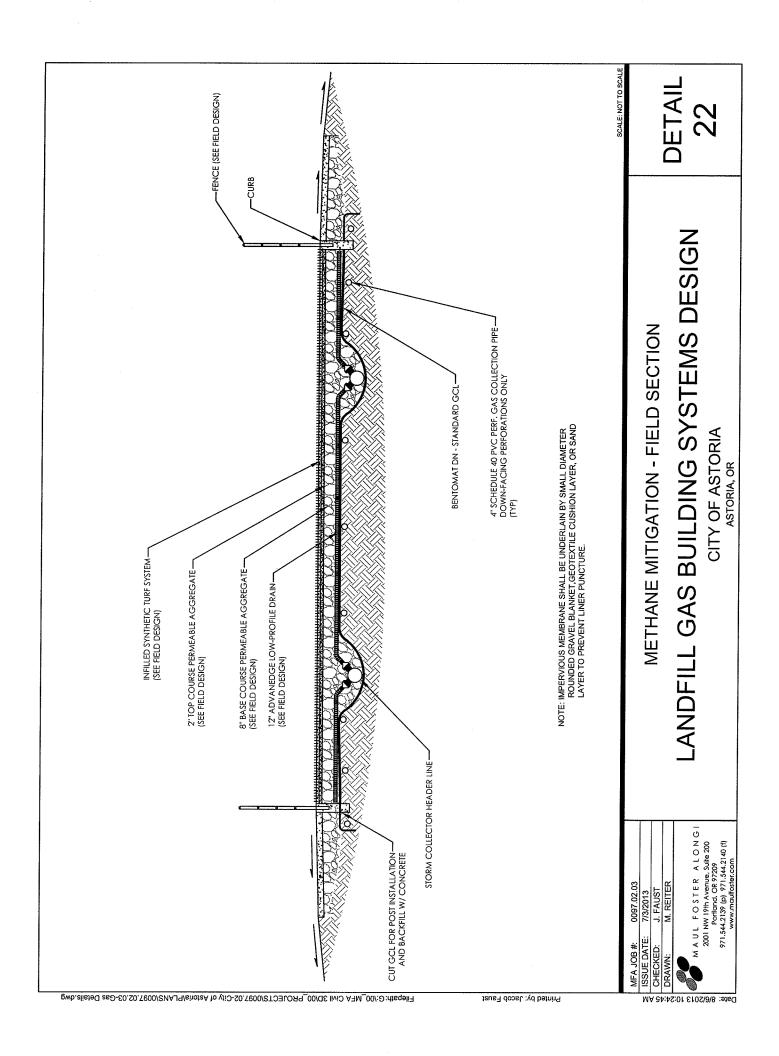
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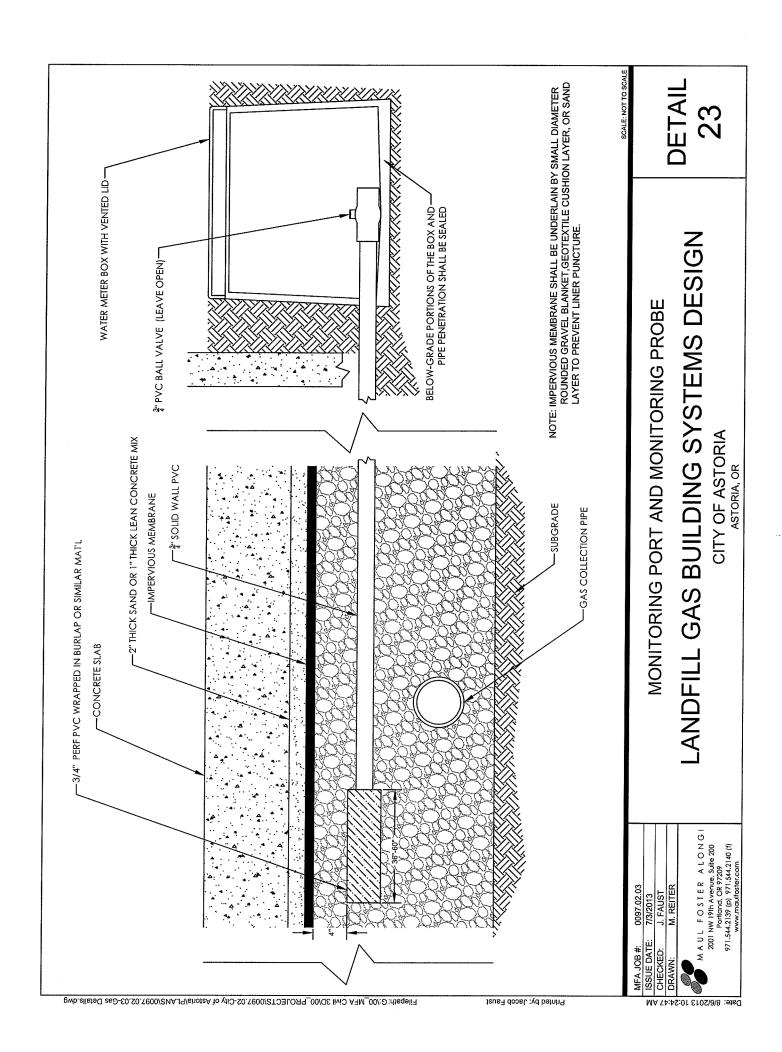
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VALVE BOX LANDFILL GAS BUILDING SYSTEMS DESIGN

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APPENDIX B

STUDY: FLOW RATE OF LANDFILL GAS THROUGH GEOSYNTHETIC CLAY LINER







DETERMINING THE FLOW RATE OF LANDFILL GAS CONSTITUENTS THROUGH A GEOSYNTHETIC CLAY LINER

A landfill cover system is designed to minimize the amount of water that can infiltrate into the waste and generate leachate. It can also function as a barrier to stop landfill gasses leaving the landfill and entering the atmosphere. Geosynthetic Clay Liners (GCL's) are known to have extremely low hydraulic conductivities, but much less is known about a GCL's effectiveness to function as an effective gas barrier.

In this study a circular GCL specimen was placed in a testing chamber where a known concentration of methane gas was introduced on the source side of the GCL and sampling ports on the receiver side of the GCL monitored the increase in gas concentration over time. With this information, the rate of flow of gas could be calculated.

Three separate tests were completed. In test number one, the flow of methane was measured for a period of 7 days. In test number two, the source gas was benzene. The last test specimen involved measuring the methane permeance of the GCL at different moisture contents.

Test results indicate that the methane flow rate of a GCL is 4 to 5 orders of magnitude less than that of a compacted clay layer when comparing these test results previous studies with a compacted clay layer.

Determining the Flow Rate of Landfill Gas Constituents Through a Geosynthetic Clay Liner

R.J. Trauger Coloid Engineered Technologies Co., USA

H.L. Lucas Lucas Laboratory Inc., USA

ABSTRACT

The primary design objective for a landfill cover system is to minimize the infiltration of precipitation, thereby minimizing the generation of leachate which could eventually threaten groundwater quality. Another cover system design objective, however, is to minimize the emission of gases generated during microbial decomposition of the underlying waste. Geosynthetic clay liners (GCLs) are known to be highly effective hydraulic barriers, yielding hydraulic conductivity values of approximately 1 x 10-11 m/sec when fully hydrated. But much less is known about their effectiveness as gas barriers. To address this issue, a series of tests was performed to quantify the flow of certain gases through a fully hydrated GCL. Similar tests were then performed to determine the moisture content at which the GCL ceases to function as an effective gas barrier. The results indicate that a hydrated GCL is a highly effective methane gas barrier and that benzene gas is actually sorbed by the GCL to the extent that it was not possible to determine a flow rate. Furthermore, it was found that the GCL can withstand significant moisture loss before the gas flow rate increases.

INTRODUCTION

The primary function of a landfill final cover system is to limit the infiltration of precipitation, so as to minimize the production of leachate that could eventually migrate offsite. While much research has been performed to investigate the ability of various barrier materials to minimize infiltration, there has been little emphasis on the design and construction of landfill cover systems as gas barriers. These two goals are not necessarily exclusive, but there should be some verification that an effective hydraulic barrier is also an effective gas barrier. The objectives of this study were to determine the rate of flow of certain landfill gas constituents through a GCL and to assess the GCL's effectiveness as a gas barrier in comparison to that of a compacted soil liner.

Gensynthetics '95 - 1085

The composition of landfill gas generated during microbial degradation of municipal solid waste varies widely, although the principal constituents are almost always methane and carbon dioxide. Ham and Barlaz (1987) describe the typical landfill gas as 55 percent methane and 45 percent carbon dioxide, along with trace quantities of hydrogen sulfide and organic gases such as benzene, toluene, organic acids, and esters (Farquhar, 1990).

There are several reasons why a landfill cover system should contain an effective gas barrier:

- To prevent nuisance odors from escaping the landfill. These odors are caused by the trace
 constituents listed above. Emissions of these trace gases may also be regulated as point
 sources for which air monitoring and/or permitting is required.
- 2. To mitigate the potential for gas-related explosions or unsafe atmospheres at the surface of a landfill. The methane fraction of the landfill gas, while odorless, represents a significant explosion hazard in the presence of sufficient oxygen.
- To prevent the intrusion of oxygen during active gas extraction. Excessive quantities of oxygen will dilute the energy value of the collected gas and may also create an explosive atmosphere as described above.
- 4. To maximize the total volume of gas collected for conversion to electrical or heat energy. Many landfills with active gas collection systems can sell the energy to local utilities or industries, thus providing an economic incentive to minimize gas escape.
- 5. To achieve compliance with applicable air quality regulations. Federal (U.S.) landfill criteria require only that methane concentrations at the site boundary cannot exceed 25 percent of the lower explosive limit. Individual states, however, may require compliance with concentration-based criteria for certain other gases emanating from the landfill.
- To minimize contributions to the "greenhouse effect." Landfills are responsible for approximately 10 percent of the total global methane emissions (Crutzen, 1991). Methane is a major greenhouse gas and is 20 times more sensitive to infrared absorption than carbon dioxide (Luning and Tent, 1993).

The barrier components of most modern landfill cover systems consist of either a low-permeability soil layer, a geomembrane, a geosynthetic clay liner (GCL), or virtually any combination thereof. In recent years, GCLs have often been used as substitutes for the low-permeability soil components of landfill cover systems. GCLs offer the advantages of more consistent physical properties, lower leakage rates, faster installation, and reduced construction quality assurance (CQA) requirements. Nevertheless, it is important to evaluate whether the GCL is an effective gas barrier, especially in comparison to a low-permeability soil liner.

Gas Flow Through Soil Liners. To the author's knowledge, only one study has been conducted to evaluate compacted soil liners as gas barriers. Figueroa and Stegmann (1991) performed several field tests on a soil cover 0.6 m in thickness installed at a German landfill (Table 1).

Table 1. Properties of the soil liner evaluated for gas flow by Figueroa and Stegmann (1991).

Parameter	Value
Thickness, m	06
Proctor Density, g/cm ³	20
Plasticity Index	163
Optimum Moisture Con	
Moisture content	
Hydraulic Conductivity,	m/s 1 × 10-9
Composition, percent Clay	
Š ii.	.
Sand	160

Gas collection devices consisting of boxes with open bottoms were positioned at various depths within the soil layer to collect gas flow generated from beneath the cover system. By measuring the gas density, viscosity and pressure differential over a known depth interval within the soil liner, it was possible to calculate a flow rate using Darcy's Law:

$$Q = k_0 i A \mu \qquad (0)$$

where:

Q = gas flow rate (m³/m²/s)

k_o = intrinsic permeability of soil (m²)

= pressure gradient (N/m²)

A = cross-sectional area of flow collection box (m²)

μ = gas viscosity (N-s/m²)

This formula is the same Darcy's Law for calculating hydraulic flow through a porous medium, except for modifications necessary to account for the physical properties of the landfill gas. Figueroa and Stegmann found that the landfill gas flow rates at this site ranged from 5.2 x 10⁻⁶ to 9.6 x 10⁻⁵ m³/m²/s. Assuming a 55 percent methane concentration at this site, the methane flow rate would therefore range from 2.8 x 10⁻⁶ to 5.3 x 10⁻⁵ m³/m²/s. This flow rate through the soil liner was found to be roughly equal to the quantity of gas that was being collected by a gas extraction system at the site. Figueroa and Stegmann also recognized there could be significant increases in this flow rate if the soil liner were to become cracked due to desiccation or differential settlement.

A geosynthetic clay liner is defined by the American Society for Testing and Materials (ASTM) and the Geosynthetic Research Institute (GRI) as a factory-manufactured hydraulic barrier typically consisting of bentonite clay or other very low permeability materials supported by geotextiles and/or geomembranes, which are held together by needling, stitching, or chemical adhesives. The GCL used in these experiments was Bentomat[®], which is comprised of a nonwoven needlepunched geotextile that is needlepunched again through a 4.9 kg/m² layer of sodium bentonite clay into a woven, slit-film geotextile. The overall thickness of the GCL is approximately 10 mm when hydrated. The hydraulic conductivity of this GCL is approximately 1 x 10-11 m/sec and is used as a partial or complete substitute for compacted soil liners in landfill bottom liner and cover applications.

Because GCLs are commonly used in landfill cover systems, it was desired to determine whether a GCL would be as effective as a soil liner in mitigating the flow of gas. A laboratory-scale system was used to measure gas flow through the GCL. The GCL's thinness, its anticipated low rate of flow, and the problem of constructing a gas-tight collection system would make it extremely difficult to measure flow using collection boxes as done by Figueroa and Stegmann. Therefore, it was necessary to devise a more controllable method by which gas flow through the GCL could be measured.

A series of three testing chambers were utilized for this study. The interior of each chamber was divided by a septum containing a circular GCL specimen. A known quantity of gas could be introduced into the "source side" of the chambers, and sampling ports on the "receiver side" of the chambers were used to collect the gas that flowed through the GCL. By monitoring the increase in gas concentration over time, the rate of flow can be calculated. For this study, a pressure differential of approximately 1 mbar was used to simulate that which exists across a "typical" landfill cover system (Farquhar, 1990). Previous research (Daniel, 1991; Shackelford, 1992) has shown that diffusion is the dominant transport mechanism, rather than advection as was the case with the soil liner evaluated by Figueroa and Stegmann. Therefore, the applied gas pressure in this experiment is likely exert little influence the overall gas flow rate.

Three tests were performed using methane and benzene as test gases. Methane was selected because of its large contribution to the total volume of landfill gas and because of its hazard potential. Benzene was selected because it is a representative volatile organic component of landfill gas and also because it is desirable to demonstrate adequate containment of this carcinogenic chemical. The first two tests involved the determination of the diffusive flow of methane and benzene through a hydrated GCL specimen. In the last test, flow rates were determined as a function of GCL moisture content. The objective of this final test was to determine the moisture content at which the GCL fails to perform as an effective gas barrier.

EXPERIMENTAL PROCEDURES

In order to minimize bentonite loss during the GCL preparation and mounting process, the uncut GCL was lightly wetted with deionized water. Circular GCL specimens 240 mm in diameter were cut with scissors or a sharp utility knife and were then placed into compression rings which clamped around the perimeter of the specimens (Figure 1).

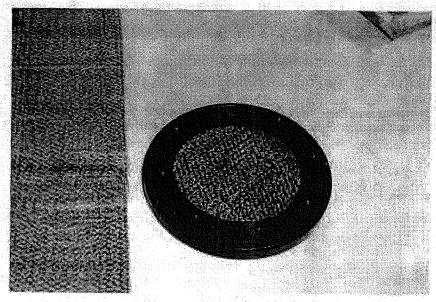


Figure 1. The GCL sample mounted in its ring holder, prior to placement in the test chamber.

O-ring seals were installed around the perimeter of the compression rings. The ring holders were designed to provide a gas-tight barrier between the source and receiver sices of the chamber. The mounted specimens were then immersed in deionized water for two days in order to hydrate. No confining stress was applied to the specimens during the hydration process. In the absence of confining stress, the bentonite in the GCL swells relatively freely, and previous testing has demonstrated that low confining stresses yield higher hydraulic conductivity values as the bentonite's porosity increases. Therefore, this hydration method represented "worst-case" gas-flow conditions.

After hydration, the GCL specimens were installed between the source and receiver sides of each chamber. The source sides of the chambers were provided with an inlet port for the introduction of the gases and an outlet port to allow the gas to cascade to the other two test chambers. The configuration of the test chambers in series allowed simultaneous testing of all

000t 20 minutes

three GCL specimens under identical conditions. Both sides of the chambers were equipped with sampling ports. All samples were obtained with 26-gage hypodermic needles and gas-tight syringes. The sampling ports had stopcocks between the chamber wall and the sampling septa, and the stopcocks were closed between sampling events in order to prevent diffusive gas loss through the sample port septa.

After assembly was completed, the experimental apparatus was checked for leakage by pressurizing each chamber with air at 0.1 m water head for 2-3 hours. The chambers were disassembled and reassembled as necessary until no pressure loss was observed. The fully assembled system is shown in Figure 2.

The source gases (methane and benzene) were obtained from tanks at known, certified concentrations of 23,600 and 460 parts per million (ppm), respectively, and were introduced into the chambers simultaneously. The flow rate of the source gases was kept between 3×10^{-5} and 3×10^{-4} m³/min using a calibrated metering valve. Exhaust source gas was bubbled through water to provide a continuous, positive visual verification of flow into the source side of the chambers

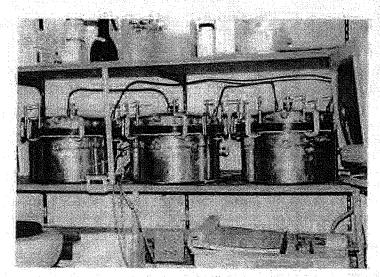


Figure 2. Fully assembled GCL test chambers.

The concentrations of methane on the receiver side of the chambers were determined with a gas chromatograph coupled with a flame ionization detector. Benzene concentrations were determined using a photoionization detector because of its superior sensitivity and selectivity for this chemical. All samples were collected from the chambers with gas-tight syringes.

RESULTS

Methane Flow. After a brief equilibration period following system start-up, the concentrations of the gases in the receiver side of each chamber were monitored for a period of 7 days. Figure 3 shows that there was a linear increase in methane concentration over time, and that a similar relationship was observed in all three chambers.

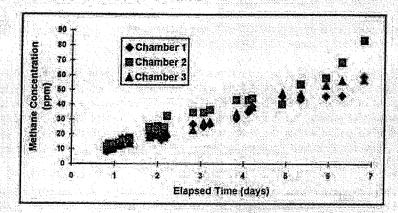


Figure 3. Methane concentration in the three test chambers as a function of exposure time.

The slopes of the lines connecting the data points represent rates of concentration change in parts per million per day. These values were determined by linear regression and were then used to determine the GCL's methane permeance as shown below:

$$\frac{\mathbf{P}}{\mathbf{C} \cdot \mathbf{A}} = \frac{\mathbf{S} \cdot \mathbf{V}_{\mathbf{r}}}{\mathbf{C} \cdot \mathbf{A}}$$

where:

P = permeance, m/s

S = rate of gas concentration change (slope) = 8.4×10^{-5} to 1.2×10^{-4} ppm/d

 V_r = volume of receiver side = 0.0126 m³

C_s = concentration of source gas = 23,600 ppm

A = cross-sectional area of GCL specimen = 0.04547 m²

The slopes of the regression lines from the three sets of data gives a permeance values ranging from 9.8×10^{-10} to 1.4×10^{-9} m/s. It should be noted that permeance is not comparable to hydraulic conductivity or to diffusive mass flux as described by Fick's second law, Nevertheless, the permeance values can be used to calculate methane flow rates as shown below:

$$Q = C_{\epsilon} P A$$
 (3)

where:

Q = Overall gas flow rate, m³/m²/s

C_x = Fractional concentration of methane in gas sample

P = Permeance, m/s

A = Area over which gas is flowing, m²

Thus, if a landfill gas is 55 percent methane, the data suggests that the areal flow through the GCL may be expected to range from 5.4 to 8.0 \times 10⁻¹⁰ m³/m²/s.

Benzene Testing. The same experimental procedures were followed when the source gas was benzene, but remarkably different results were obtained. In all three test chambers, the concentrations of benzene in the receiver side decreased over time at a rate of at least 1.5 to 2 percent per contact minute. Leakage tests were conducted to ensure that an adequate seal was maintained at all points within the testing system, and it was confirmed that no leakage was occurring. The concentration decrease appeared to be attributable instead to sorption of the benzene onto the GCL.

In order to more conclusively determine whether sorption was actually occurring gas flow was stopped and the seal isolating the source and receiver sides of one of the chambers was released. This allowed the source gases to flow freely into each side of the chamber. The initial methane and benzene concentrations were determined and then were periodically monitored over two days. A steady decrease again was observed, confirming that benzene sorption was occurring. Little, if any, concentration decrease was observed with methane (Table 2).

Table 2. Comparison of benzene and methane concentrations in unsealed test chamber.

Elapsed Time (days)	Benzene Concentration (ppm)	Methane Concentration (ppm)
0.01		23,900
0.17	159	24,000
0,27		22,900
0.94	5.8	24,300
1.17	2.6	24,300
1.91	0.12	21,900

Methane Flow vs. GCL Moisture Content. The third series of tests involved determining the variation in gas flow with GCL moisture content. GCL specimens were prepared and hydrated as previously described but were exposed to low-humidity air for varying times before being tested. When the GCL is in an unconfined state as in these tests, it is more susceptible to desiccation cracking than when a normal stress (typically in the form of soil cover) is provided in field use. Therefore, GCL specimens were repeatedly exposed to dry air, sealed in the testing chambers, and allowed to equilibrate until the approximate desired moisture content was reached. Gas flow rate testing was then conducted on the partially dried samples.

Methane permeance values were obtained for GCL samples at full saturation and at several reduced moisture contents. As shown in Figure 4, the methane flow rate is low until an apparent break is reached at 90 percent moisture. At moisture contents below 90 percent, the methane flow rate increases significantly.

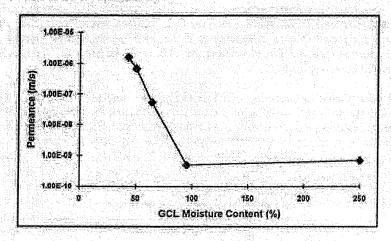


Figure 4. Variation in methane permeance with GCL moisture content.

DISCUSSION

The experimental data presented above indicate that the hydrated GCL appears to be an effective barrier to the flow of methane and benzene gases. The methane flow rates in a fully hydrated GCL specimen range from 5.4 to 8 x 10^{-10} m³/m²/s, whereas the flow rates for methane through the compacted soil layer investigated by Figueroa and Stegmann ranged from 2.8×10^{-6} to 5.3×10^{-5} m³/m²/s. Thus, the methane flow rate through the GCL appears to be 4 to 5 orders of magnitude less than through the compacted soil liner.

indicate that the soil may have contained cracks or other preferential flow pathways. These secondary features could have caused higher leakage rates than a soil containing more clay and greater plasticity.

Another interesting finding was that benzene concentrations decreased within the test chamber. Further testing provided evidence that this decrease was attributable to sorption. Bentonite contains little or no organic matter which would facilitate physical/chemical sorption, but Boyd (1988) has demonstrated that bentonite does have a limited ability to absorb benzene vapor. It is also possible that there was some sorption of benzene onto the rubber O-rings or other plastic surfaces of the test apparatus. A third potential explanation for the observed sorption is that biodegradation of the benzene occurred within the bentonite. However, the rate of sorption appears to have been too rapid for microbial assimilation to have occurred. The actual benzene sorption mechanism may be any one or perhaps a combination of these phenomena.

In the tests where gas flow was measured at various moisture GCL contents, it was clear that a lower moisture limit exists, below which the GCL is much less effective as a gas barrier. From the work performed to date, it appears as if this moisture content is approximately 90 percent. The question then arises as to whether the GCL could be expected to desiccate to this extent in a landfill cover application.

Based on available information, a GCL is unlikely to become desiccated. Research on the actual moisture retention capability of a GCL was performed by GeoSyntec (1989). This study involved monitoring the moisture loss of a fully hydrated GCL buried under 200 mm of sand and placed in a climate-controlled chamber. After 90 days of exposure to daytime temperatures of 35° C and nighttime temperatures of 21° C, there was essentially no decrease in the GCL moisture content. Considering that the cover layer over a GCL is likely to be much thicker than 200 mm, and considering that it has the ability to draw moisture from the subgrade (Daniel, 1993), it is unlikely that the GCL would become desiccated in a real landfill cover application. Desiccation may occur, however, in certain secondary containment applications when little cover is provided, and in especially arid areas where rehydration by natural rainfall may not occur for several months.

CONCLUSIONS

Some preliminary conclusions can be made from the results of these experiments:

GCLs are likely to be as effective as compacted soil liners in limiting the migration of
principal landfill gas constituents such as methane. Considering the large difference in
observed gas flow rates between the GCL and a soil liner, the GCL could be considered
"equivalent" to the soil liner with respect to its ability to impede gas flow.

- GCLs may also present a favorable environment for the chemical or microbial sorption of benzene.
- 3. A GCL has been shown to be an effective gas barrier at moisture contents ranging from full saturation (over 250 percent in the unconfined state) down to approximately 90 percent.
- Additional research would be beneficial to more accurately quantify the gas flow rates for both GCLs and compacted soil liners, and to determine the mechanism(s) responsible for benzene sorption onto the GCL.

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August 13, 2013

MEMORANDUM

TO:

MAYOR AND CITY COUNCIL

FROM:

PAUL BENOIT, CITY MANAGER

SUBJECT:

SALE OF EXCESS CITY PROPERTY - PROCEDURES

DISCUSSION/ANALYSIS

At the August 5, 2013 meeting, the City Council directed staff to identify excess City property that would be marketed by Area Properties, and authorized the Mayor to sign a contract with the firm.

An initial list of potentially salable properties has been prepared by staff, including a map showing their location and detailed description of the zoning, geologic and utility issues (see attachment). The process for sale of the properties would involve 3 phases:

- 1. Area Properties would begin the marketing program immediately (part of the marketing approach would be to notify adjacent property owners of the potential sale).
- 2. Potential buyers would make offers on selected properties and would be notified that acceptance is contingent on Council approval in accordance with the procedures identified below.
- 3. The offers would be presented to the Council in accordance with the City's Real Property Sale Procedures, City Code Section 1.500 through Section 1.510.

These code sections require that the City Manager submit a report to Council of any proposed sale. A public hearing would be scheduled for a subsequent meeting, with advertisement in a newspaper not less than fourteen days prior to the hearing and the notice sent to all property owners who reside within 200 feet of the property. A staff report presented at the hearing would include information on property values, geologic hazards, utilities, access and other issues. The Council can, after hearing public testimony, approve or reject the sale of the property.

RECOMMENDATION

It is recommended that the City Council approve the marketing of the attached properties with the understanding that the procedures outlined above will be followed for any offers that are brought to the City by Area Properties.

Submitted By

Ken P. Cook. Public Works Director

Prepared By

Mike Morgan, Special Projects Consultant

CITY OWNED PROPERTIES FOR POTENTIAL SALE August 8, 2013

,	A	В	J	O	ш
۲	Location	Map/Tax Lot	Acreage	BLI Acreage	Issues
7			77744		
(steep with donut area of minimal potential development; City sewer line on nw corner; adjacent owner has expressed
m	1st & W Grand	7DD 12700	0.23	0.077	interest in a portion of the lot
4	100 Block W Exchange	7DC 3800	0.17	not listed	property to the south encroaches onto lot with yard and parking
5	100 Block W Franklin	7DC 3805	0.11	not listed	property to the east encroaches onto lot with landsconing
					Prepare de contrologora de la latin de latin de latin de la latin
	38th to 40th, Lief				forested area on east end of Grand/Kensington/Irving. major portion of lot is in LR Zone outside UGB and not buildable.
9	Reserve	9 100	46.69	16.42	There are large areas that could be developed. There is a recorded access easement on the existing driveway/road
~	200 Block Commercial	7DA 10800	0.11	not listed	
8	400 Block 3rd	7DD 600	0.11	0.11	existing driveway crosses the lot connecting Exchange and 3rd Street
6	400 Block Pleasant	18BA 7500	0.45	not listed	potentially would block neighbors' views
10	600 Block 46th	10BD 6900	0.74	0.45	
11	600 Block Exchange	8CC 400	0.11	not listed	
12		17CB 4600	1.29	1.29	Sewer would be more difficult but not impossible
13	_	10BD 5300	0.44	0.44	
17	700 Block 46th	10BD 5100	0.57	0.57	
15		9DB 8900	0.23	0.23	driveway encroachment by adjacent property owner on half of site
16	1500 Block 8th, east side	17BC 9800	0.66	0.32	
17	1500 Block 8th, west side	17BC 9700	0.49	0.35	
18	1500 Block 9th	17BC 10600	0.17	0.08	
19	1600 Block 5th & McClure	18DA 400	0.96	g	utility easements reduce buildable space but still some buildable area: only a portion would be sold
				1	and a bound a bound account

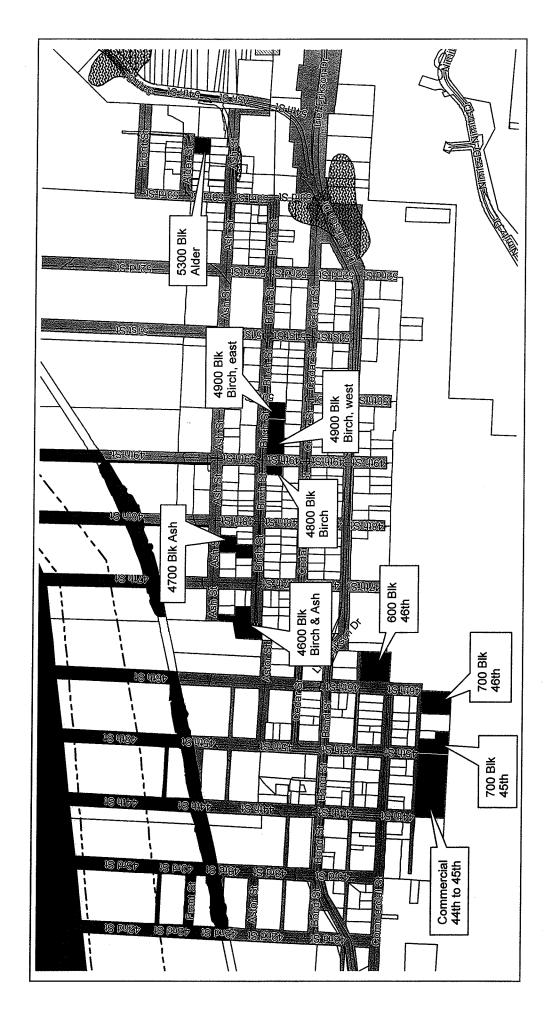
CITY OWNED PROPERTIES FOR POTENTIAL SALE August 8, 2013

	А	В	ပ	Δ	ш
	1600 Block 7th &				forested area on the east side of 7th Street between Clatsop
20	McClure	17CB 1400	1.91	1.14	and McClure
21	1600 Block 10th	17CB 3300	0.34	not listed	good site but has access issues to resolve
	1700 Block 8th, east		THE PERSON AND THE PE		
22	side	17CB 4100	1.91	1.14	LTO in McClure right-of-way
	4640 446	000			SFD with basement water damage; to be sold "as is"; water
23	1840 4th	TRDA 6500	0.11	0.11	still drains into basement
24	2200 Block Irving	8DD 3700	0.34	0.31	
25	25 2700 Block Grand	9CC 4300	1.13	6.0	house on the property to west encroaches into Lot 3
			The state of the s		west half of parcel is a slide; east portion is located behind a
					house that encroaches into the lot with yard area; only portion
26	2700 Block Irving	9CC 5200	1.55	1.12	of lot would be sold
					access would be better from 29th across adjacent vacant
27		9CB 5400	0.22	not listed	privately owned property
	2900 Block Irving			A CONTRACT OF THE CONTRACT OF	
28	&Harrison	9CA 18300	1.89	0.23	lease for existing garage; only portion of lot would be sold
					City sewer facility, access easements and flood zone; may
29	4600 Block Birch & Ash	10BA 1800	0.96	not listed	get a SFD lot out of it; only a portion of lot would be sold
30	30 4700 Block Ash	10BA 1300	0.41	0.41	most of lot is in flood zone; may get a SFD lot out of it
31	4800 Block Birch	10AB 2600	0.11	not listed	portion of lot in flood zone
					possible yard encroachment by adjacent property to south at
32	4900 Block Birch, west	10AB 3200	0.48	0.48	4924 Cedar
6			0	(possible encroachment of building and/or parking area by
33		10AB 3300	0.23	0.23	adjacent property to east at 5007 Birch
34	5300 Block Alder	10AA 900	0.23	0.23	
					adjacent property to east has yard encroachment in 44th
32	45th	10BC 2800	1.55	1.55	Street right-of-way
36	36 Irving, 35th to 38th	9DB 8200	5.36	4.22	
37	37 W Niagara & 1st	18AD 13100	5.94	5.86	

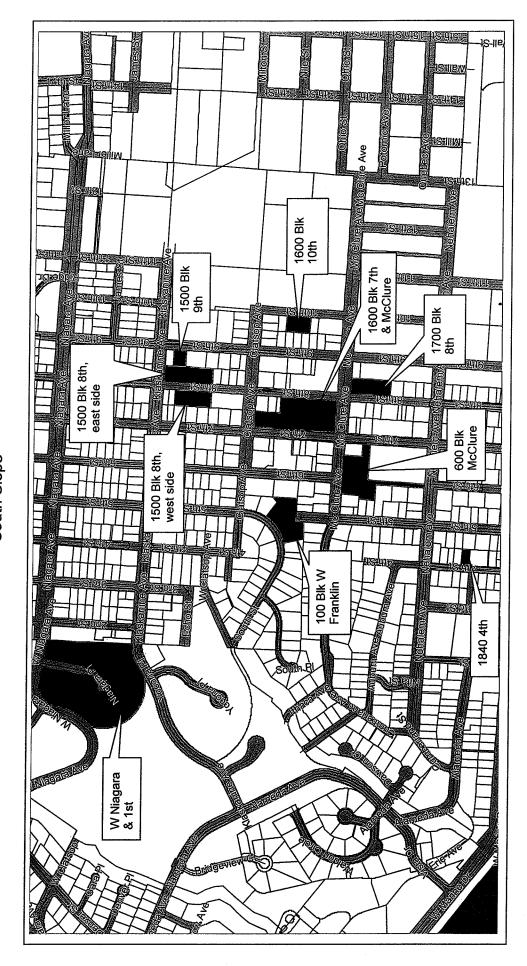
CITY OWNED PROPERTIES FOR POTENTIAL SALE August 8, 2013

_		
4	platted piers with six building sites; access and utilities would be down a central easement	platted piers with six building sites; access and utilities would be down a central easement
D	0.28	0.29
ပ	0.28	0.29
 8	9CB 6882, 6883, 6884, 6885, 6886, 6887	9CB 6888, 6889, 6890, 6891, 6892, 6893
A	Mill Pond Pier Lots; 2710 to 2760 Mill Pond 38 Lane	Mill Pond Pier Lots; 2440 to 2490 Mill Pond 39 Lane 40
	38	39

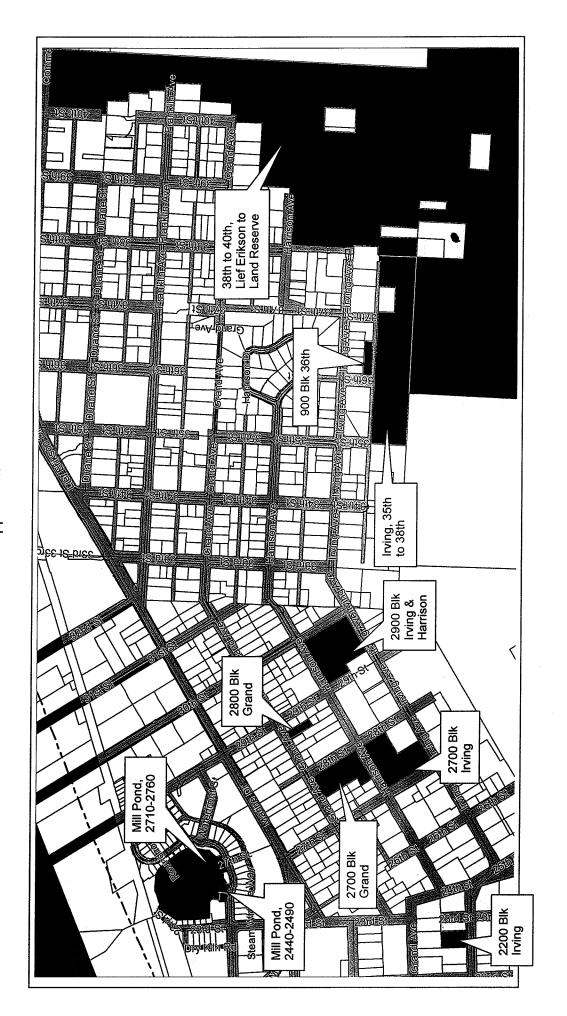
CITY-OWNED PROPERTIES FOR SALE August 8, 2013 Alderbrook



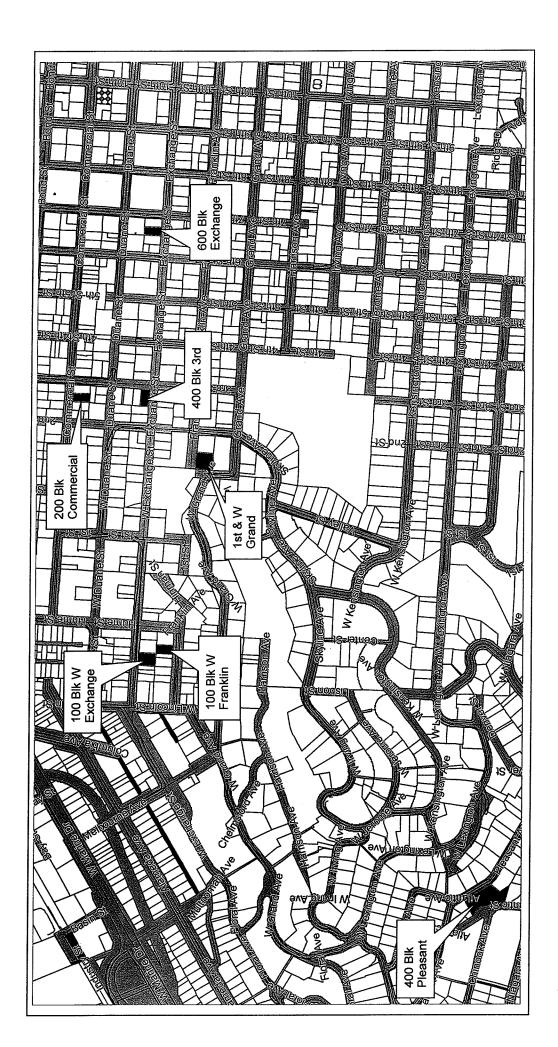
CITY-OWNED PROPERTIES FOR SALE August 8, 2013 South Slope

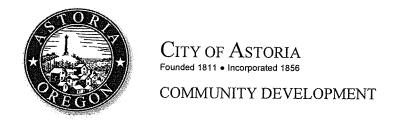


CITY-OWNED PROPERTIES FOR SALE August 8, 2013 Uppertown



CITY-OWNED PROPERTIES FOR SALE August 8, 2013 West End





MEMORANDUM

DATE:

August 14, 2013

TO:

CITY COUNCIL

FROM: PAUL BENOIT, CITY MANAGER

SUBJECT: PHASE 2 HERITAGE SQUARE DESIGN GRANT

DISCUSSION

The City has an opportunity to apply for a grant from the Ford Family Foundation to fund architectural and structural engineering work on Phase 2 of Heritage Square. This would include the amphitheater and plaza area east of the Garden of Surging Waves. Under the Foundation's Public Gathering Space Program, the Heritage Square design and construction could meet the Foundation's criteria, based on conversations with Foundation staff.

The Ford staff were impressed with the City's work on the Garden of Surging Waves, particularly the extent of local and regional contributions and wide support. The Ford grant would, if approved, provide detailed architectural and structural engineering plans for the next phase of construction when the City Council chooses to move forward. If awarded and accepted, it would also complement the \$400,000 EPA Brownfield grant should any remediation work be required to address environmental concerns. Remediation could include the installation of a soil cap that could also be constructed to align with future design of the amphitheater and plaza. It is anticipated that the Ford Foundation Board would review the application in November, with funds being available in 2014. No City match would be proposed with this application.

RECOMMENDATION

It is recommended that the City Council authorize the preparation of a Ford Family Foundation application not to exceed \$250,000 for the design of Heritage Square, Phase 2.

Mike Morgan, Special Projects Planner

Through:

Director/ Assistant City Manager



August 14, 2013

MEMORANDUM

TO:

MAYOR AND CITY COUNCIL

FRØM:

PAUL BENOIT, CITY MANAGER

SUBJECT:

11th STREET CSO SEPARATION –INTERSECTION AND STREET IMPROVEMENT

At the start of the Combined Sewer Overflow (CSO) program City Council direction to staff was to ensure that streets in poor condition that were being impacted by CSO work be repaired and/or reconstructed and brought to City standards. Following that direction, the construction plans for the 11th Street CSO project incorporated details for the reconstruction of impacted intersections and substandard road sections.

As plans and contract documents were being prepared, staff acted to include impacted intersections and street sections in order to completely reconstruct the substandard and failing intersections and street sections rather than to only repave the pipeline trenches. Repaving the pipeline trenches and leaving the surrounding pavement in an as-is condition, will produce an inferior end product, and would be contrary to Council direction. Left unimproved, this situation also can contribute to greater on-going maintenance requirements and future costs for the City. A minimum of 20 intersections and 4 blocks of streets will be fully repaired with the reconstruction work.

As described above, the intersection and street section reconstruction was included in the contractor's work, and is shown in the construction plans. However, due to a staff technical error, the bid form and list of contract unit prices inadvertently did not incorporate provisions for bidding and payment of the reconstruction work. Although the reconstruction work is included as part of the contractor's scope and was always fully expected to be performed, an adjustment to the contract is required for payment purposes. The adjustment will include provisions for approximately 8,000 square yards of reconstruction including:

- Excavation and the haul off of existing failed pavement and underlying soil
- Placement of 9 inches of aggregate base rock (6 inches of 1-1/2"-0 and 3 inches of 34"-0 crushed rock)
- · Final grading prior to paving

The reconstruction work is anticipated to cost within a range of \$275,000 to \$350,000, and the work would be funded from the budgeted project contingency. The current project contingency balance is \$747,786.71. Staff has a high degree of confidence that the second half of the 11th St. CSO project will not present as numerous unforeseen challenges as the first half. This is due to the fact that the majority of the underground work in the congested (both above and below ground) downtown area has been completed, with the exception of 9th St. from Exchange to Irving.

RECOMMENDATION

Request that Council authorize a payment allocation for the 11th Street CSO project in the not to exceed amount of \$350,000, for the planned reconstruction of failing intersections and street sections.

Submitted By:

Ken P. Cook, Public Works Director

Prepared By:

Cindy D. Moore, City Support Engineer

