

From: Zongbo Chen <zb_chen@yahoo.com>

Date: November 22, 2014 at 4:16:20 PM PST

To: "\"caroll.mortensen@calrecycle.ca.gov\""" <caroll.mortensen@calrecycle.ca.gov>

**Subject: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP)
EXPANSION IMMEDIATELY**

Reply-To: Zongbo Chen <zb_chen@yahoo.com>

Dear Ms. Mortensen,

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well.

Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Stadium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Zongbo Chen

Resident of Milpitas

From: Crystal Yu [<mailto:crystalyyu@gmail.com>]

Sent: Friday, November 21, 2014 1:46 PM

To: Mortensen, Caroll@CalRecycle

Subject: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION

Dear Ms. Mortensen,

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Intestate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Statium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the NIRRP.

Crystal Yu and Alex Liu

Residents of Milpitas

From: Hongtao Chen [<mailto:hchen2020@gmail.com>]

Sent: Thursday, November 20, 2014 11:40 AM

To: Mortensen, Caroll@CalRecycle

Subject: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION IMMEDIATELY

Dear Ms. Mortensen,

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Intestate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Statium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location. In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Hongtao Chen

Resident of Milpitas

From: Carrie Huang [mailto:c_huang88@yahoo.com]

Sent: Thursday, November 20, 2014 12:43 PM

To: Mortensen, Caroll@CalRecycle

Subject: Fw: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION IMMEDIATELY

Dear Ms. Mortensen,

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Intestate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Statium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Carrie Huang

Resident of San Jose

From: Shumei Song [<mailto:ssmsong@gmail.com>]

Sent: Thursday, November 20, 2014 3:00 PM

To: Mortensen, Caroll@CalRecycle

Subject: I am against the Newby Island Landfill expansion as a Milpitas resident

Dear Ms. Mortensen,

I am a Milpitas resident. I am against the Newby Island landfill expansion. The reason is that the bad smell from the Newby Island landfill affect our life so much.

I take my kids to Milpitas Library on the weekend. If you ever been there, you will know the smell in library parking lot is so bad that you have to rush all the way into the building (while covering your nose) and then take a deep breath.

If you ever have a chance visit Walmart in Milpitas, you probably will say " how could people live in such a bad smell ".

From public **news**, we know that the landfill will be closed around 2020. We all wait for the day the landfill is closed.

It surprise all that the landfill will be expanded instead of closure. This really hurt our feeling as that the bad smell from landfill become endless nightmare.

Please stop this expansion. Everyone in this city have a right to breath in nice and fresh air.

Thank you.

Shumei Song

From: Martha Tsai [mailto:martha_tsai@yahoo.com]

Sent: Thursday, November 20, 2014 4:29 PM

To: Mortensen, Caroll@CalRecycle

Cc: Martha Tsai

Subject: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION IMMEDIATELY

Dear Ms. Mortensen,

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Intestate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Statium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Martha Tsai

Resident of Milpitas

From: May Lee [<mailto:mayleemba2007@yahoo.com>]

Sent: Thursday, November 20, 2014 11:12 AM

To: Mortensen, Carroll@CalRecycle

Subject: Fw: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP)
EXPANSION IMMEDIATELY

Dear Ms. Mortensen,

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Stadium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

May Lee
Resident of Milpitas

From: Wendy Jhong <wendyjcpa@gmail.com>

Date: November 30, 2014 at 5:26:12 PM PST

To: <caroll.mortensen@calrecycle.ca.gov>

**Subject: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP)
EXPANSION IMMEDIATELY**

Dear Ms. Mortensen,

I strongly oppose to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Stadium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents and businesses have grown and expanded tremendously and beautifully since years ago, the time first decision of having a landfill in Milpitas was made. The Milpitas residents have been complaining of fundamental quality of life issues such as having to breath in air with strong and obnoxious garbage odor and inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

In light of the above I earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Sincerely,

Hueyjane Wendy Jhong
87 Goodman Lane
Milpitas, CA 95035

From: lan_dian66@hotmail.com [mailto:lan_dian66@hotmail.com] **On Behalf Of** dian lan
Sent: Thursday, November 20, 2014 10:49 AM
To: opa@calrecycle.ca.gov; Caroll.mortensen@calrecycle.ca.gov
Cc: Tom Williams; Jose Esteves
Subject: FW: SUBJECT: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION IMMEDIATELY

Dear Caroll and CALRecycle:

Please see that almost 1000 people signed the change.org Petition asking the SJ City and State not to Grant the Permission to expand the Newby Island Landfill as it really effects residents who lives near by and suffering everyday.

Thanks for your consideration.

Concerned Resident:

Eva

From: landian@gmail.com

To: paul.tavares@sanjoseca.gov; edward.schreiner@sanjoseca.gov;
mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov;
district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov;
pierluigi.oliverio@sanjoseca.gov; district7@sanjoseca.gov; rose.herrera@sanjoseca.gov;
district9@sanjoseca.gov; district10@sanjoseca.gov; webmaster.manager@sanjoseca.gov

Subject: SUBJECT: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION
IMMEDIATELY

Date: Mon, 17 Nov 2014 20:06:33 +0000

**SUBJECT: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION
IMMEDIATELY**

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Intestate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Giants Statium and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Resident of Milpitas

From: lan_dian66@hotmail.com [mailto:lan_] **On Behalf Of** dian lan
Sent: Thursday, November 20, 2014 10:49 AM
To: opa@calrecycle.ca.gov; Caroll.mortensen@calrecycle.ca.gov
Cc: Tom Williams; Jose Esteves
Subject: FW: SUBJECT: STOP NEWBY ISLAND RESOURCE RECOVERY PARK (NIRRP) EXPANSION IMMEDIATELY

Dear Caroll and CALRecycle:

Please see that almost 1000 people signed the change.org Petition asking the SJ City and State not to Grant the Permission to expand the Newby Island Landfill as it really effects residents who lives near by and suffering everyday.

Thanks for your consideration.

Concerned Resident:
Eva

From: kenneth yan [<mailto:ageedoy@gmail.com>]

Sent: Sunday, December 07, 2014 11:53 PM

To: Paul Tavares-LEA; Edward Schreiner-LEA; Sam Liccardo; Pete Constant; Ash Kalra; Sam Liccardo; Kansan Chu; Xavier Campos; Pierluigi Oliverio; Vice Mayor Madison Nguyen; Rose Herrera; Donald Rocha; Johnny Khamis; Ed Shikada-City-Manager; Office of Public Affairs

Subject: STRONGLY OPPOSED to the Expansion of the Newby Island Sanitary Landfill (NISL)

As a Milpitas resident I am strongly opposed to expanding the Newby landfill. Milpitas has been the butt-end to many Jokes due to the odor problem created by the landfill. Increasing the capacity will only exacerbate the problem. You only need to look to social media to show the negative impact to the community that I live in.

<https://www.facebook.com/pages/Milpitas-Odor-Problem/>

<http://www.milpitasstinks.com/>

<https://twitter.com/MilpitasStinks>

I'm concerned for not only the property value of my own home, but the quality of life of our community. I know of many of my peers, young professionals, who will not consider Milpitas at all when looking for a place to live despite how central it is to the San Francisco, the East Bay and the South Bay due to the reputation of it's odor. This is a serious problem already, and we cannot allow it to get worse.

Thank you,
Kenneth Yan
Milpitas Resident

From: xin.e.liu@gmail.com [<mailto:xin.e.liu@gmail.com>] **On Behalf Of** Xin Liu

Sent: Sunday, December 07, 2014 10:30 PM

To: Paul Tavares-LEA; Edward Schreiner-LEA; Sam Liccardo; Pete Constant; Ash Kalra; Sam Liccardo; Kansen Chu; Xavier Campos; Pierluigi Oliverio; Vice Mayor Madison Nguyen; Rose Herrera; Donald Rocha; Johnny Khamis; Ed Shikada-City-Manager; Office of Public Affairs

Subject: Please GIVE Residents of Milpitas a Chance to LIVE

Hi SJ officials,

I am sure you know the NEWBY ISLAND SANITARY LANDFILL issues. I am a resident of Milpitas, and I want to let you know that my family is severely impacted by the dump, and odor from the landfill!

I live on Milpitas Blvd, close to the Milpitas City Hall. Almost every other day, there is disgusting odor filling the air. I cannot breathe in that air, nor can my family. I HAVE to close all of the windows in my house. I am very concerned of my family's health! Who knows what the odor is made of. What if there is bad substances? It is killing my family!

I just cannot believe it when I heard that the landfill will be expanded, and the span of usage will be extended. I just cannot believe my eyes when I see the news online!

Please let residents of Milpitas a chance to live, please give my family a chance to live. If the landfill is expanded and extended, I'm sure it will be odor day everyday!

I'm sure you are not trying to drive all residents of Milpitas away. Please do something. Please provide a healthy environment for Milpitas residents.

Please.

Thank you!
Resident of Milpitas

From: Siyun Li [<mailto:siyunli@gmail.com>]

Sent: Wednesday, December 10, 2014 2:53 PM

To: Paul Tavares-LEA; Edward Schreiner-LEA; Sam Liccardo; Pete Constant; Ash Kalra; Sam Liccardo; Kansan Chu; Xavier Campos; Pierluigi Oliverio; Vice Mayor Madison Nguyen; Rose Herrera; Donald Rocha; Johnny Khamis; Ed Shikada-City-Manager; Office of Public Affairs

Subject: STOP NEWBY ISLAND SANITARY LANDFILL (NISL) EXPANSION IMMEDIATELY

We are strongly opposed to the proposed expansion of the Newby Island Sanitary Landfill (NISL). The landfill is already impacting the basic quality of life of the residents of Milpitas, Fremont, Santa Clara. It has extensively tarnished the image of the beautiful and quiet cities in the surrounding areas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NISL to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas, Fremont, Santa Clara from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Sports Stadiums and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

This expansion need to be treated as having a new landing in an already existing urban area. There some residencies and companies who are living and working less than 0.5 miles away from the landfill, and it is not socially responsible of continuing on having a landfill in such a close proximity from the health perspective.

In less than 3 weeks, we have collected over ~3500 petition signatures and counting on www.tinyurl.com/stoplandfill and flyers opposing to the landfill expansion. This shows volume that this is a serious nuisance to residents if landfill expansion is approved.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Sanitary Landfill (NISL).

Siyun Li
Resident of San Jose

From: atul ohri [<mailto:attulohri@yahoo.com>]

Sent: Tuesday, December 09, 2014 10:34 PM

To: Paul Tavares-LEA; Edward Schreiner-LEA; Sam Liccardo; Pete Constant; Ash Kalra; Sam Liccardo; Kansen Chu; Xavier Campos; Pierluigi Oliverio; Vice Mayor Madison Nguyen; Rose Herrera; Donald Rocha; Johnny Khamis; Ed Shikada-City-Manager; Dave Cortese; Office of Public Affairs

Subject: STOP NEWBY ISLAND SANITARY LANDFILL (NISL) EXPANSION IMMEDIATELY

We are strongly opposed to the proposed expansion of the Newby Island Sanitary Landfill (NISL). The landfill is already impacting the basic quality of life of the residents of Milpitas, Fremont, Santa Clara. It has extensively tarnished the image of the beautiful and quiet cities in the surrounding areas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NISL to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas, Fremont, Santa Clara from having to endure the odor problem for another 30 years.

Please be reminded that this is a San Jose issue as well. Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Sports Stadiums and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

This expansion need to be treated as having a new landing in an already existing urban area. There some residencies and companies who are living and working less than 0.5 miles away from the landfill, and it is not socially responsible of continuing on having a landfill in such a close proximity from the health perspective.

In less than 3 weeks, we have collected over ~3500 petition signatures and counting on www.tinyurl.com/stoplandfill and flyers opposing to the landfill expansion. This shows volume that this is a serious nuisance to residents if landfill expansion is approved.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Sanitary Landfill (NISL).

Warm Regards,

Atul Ohri
1200 Gingerwood Dr,
Milpitas, CA, 95035
(Cell) 1-408-772-8889

From: Ashima Ohri [<mailto:ohriashima@yahoo.com>]

Sent: Tuesday, December 09, 2014 10:39 PM

To: Paul Tavares-LEA; Edward Schreiner-LEA; Sam Liccardo; Pete Constant; Ash Kalra; Sam Liccardo; Kansan Chu; Xavier Campos; Pierluigi Oliverio; Vice Mayor Madison Nguyen; Rose Herrera; Donald Rocha; Johnny Khamis; Ed Shikada-City-Manager; Dave Cortese; Office of Public Affairs

Subject: STOP NEWBY ISLAND SANITARY LANDFILL (NISL) EXPANSION IMMEDIATELY

We are strongly opposed to the proposed expansion of the Newby Island Sanitary Landfill (NISL). The landfill is already impacting the basic quality of life of the residents of Milpitas, Fremont, Santa Clara. It has extensively tarnished the image of the beautiful and quiet cities in the surrounding areas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NISL to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas, Fremont, Santa Clara from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Sports Stadiums and even the Mayor's office which are all only a couple of miles away from Japan town. Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

This expansion need to be treated as having a new landing in an already existing urban area. There some residencies and companies who are living and working less than 0.5 miles away from the landfill, and it is not socially responsible of continuing on having a landfill in such a close proximity from the health perspective.

In less than 3 weeks, we have collected over ~3500 petition signatures and counting on www.tinyurl.com/stoplandfill and flyers opposing to the landfill expansion. This shows volume that this is a serious nuisance to residents if landfill expansion is approved. In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Sanitary Landfill (NISL).

Warm Regards,

Ashima Ohri
1200 Gingerwood Dr,
Milpitas, CA, 95035
(Cell) 1-408-660-5460

From: Joseph Weinstein [<mailto:joseph@josephweinstein.com>]

Sent: Friday, December 12, 2014 11:41 AM

To: Taylor, Kevin@CalRecycle; Mortensen, Carol@CalRecycle

Cc: Jennifer Strohfus; Keng; Peter Kuo; Pradip; smachida@ci.milpitas.ca.gov; twilliams@ci.milpitas.ca.gov; jesteves@ci.milpitas.ca.gov; cmontano@ci.milpitas.ca.gov; dgiordano@ci.milpitas.ca.gov; gbarbadillo@ci.milpitas.ca.gov; mgrilli@ci.milpitas.ca.gov
Subject: Protesting the Expansion of Newby Island Until Mitigation of Odors

Hi Kevin:

I want to protest any consideration of expansion of the Newby Island facility until the odors that drift into Milpitas are mitigated. I have lived in the city since 1976 and the odors have increased substantially, especially in the past few years. There needs to be a comprehensive investigation of the odors that come from the Newby Island facility and the San Jose Sewage Treatment Plant. And, there must be a plan to mitigate the odors before anything else within the area is contemplated.

While Newby Island management claims that odors come from the bay and the sewage treatment plant, and, they claim they are using best management practices, no one can claim that there are not levels of odor coming from the waste processing areas (which use dried sewage waste as a covering material), or from the recycling area (despite the fact they have moved it as far west as possible. The technology exists to mitigate odors and I request that Cal/Recycle investigate waste management facilities who have brought their odor under control. "Best Management Practices" does not translate into using the latest technology that will solve the problem!

There was public testimony at the San Jose Planning Commission meeting on December 10, 2014 where numerous citizens complained about the odor, testified they had moved out of Milpitas due to the odor, could not allow their children to play outside on certain days, refused to move into Milpitas due to the odor, worked in companies who would not locate in the odor are, etc. etc.

Over 4300 residents of Milpitas and the surrounding areas have signed a petition requesting that the expansion be denied. Until the odor is mitigated I support that request and have signed the petition.

Take Care,

Joseph Weinstein
Milpitas Citizen of the Year 2013
Broker Associate
Carrington Real Estate Services (CA), Inc.
Cell: 408-202-6080
Web:ILikeThisHome.com

From: Pradeep Dunna [mailto:dpradeep79@gmail.com]
Sent: Friday, December 12, 2014 4:49 PM
To: Taylor, Kevin@CalRecycle
Subject: Please stop expansion of newby island landfill in san jose,

Dear Sir,

I am a resident of Milpitas city in California, We suffer a lot because of the foul smell coming from Newby Island. I am writing this email to make our voice heard. Please stop the expansion of Newby Island land fill. We suffer every day and we suffer more during summers. Summers are the time when kids would like to play outside in the parks but in our place it is increasingly more smelly during the summers and kids hardly show any interest to play outside. I am really perplexed by the fact that how government and city of San Jose ignored this fact and granting expansion permit to Newby Island. Please stop it.

Thanking You

Regards
Pradeep Dunna

From: Raymond <nobel77@comcast.net>
Date: December 13, 2014 at 12:19:55 AM PST
To: <caroll.mortensen@calrecycle.ca.gov>
Cc: Raymond Wong <nobel77@comcast.net>
Subject: Newby Island Landfill Expansion

Dear Ms. Mortensen

I have been a resident of Milpitas since 1990. I am opposed to the proposed increase in height for the Newby Island Landfill. Unfortunately we did not have the communication infrastructures in place in 2012 when the proposal was first made by San Jose. This resulted in little or no response from the public. I'm not just talking about emails, Facebook, and tweeting. In this past year, the Milpitas residents and surrounding areas have begun a neighborhood forum to share ideas from who to call for plumbing jobs to having garage sales.

There is no question that the stench from this landfill is quite prevalent and has become worse since I lived there. Different areas are affected depending on how the wind blows. Even with our car windows rolled up, we can smell the bad air as it comes through the vents when we drive by on freeway 880.

After reading the inspectors monthly report for the last four years, it seems Newby Island has done a very good job in controlling the birds and attended other issues as they came up. However, I also read how they were in violation of Title 27 section 20921 for 14 months from Dec 2009 to Jan 2011 when their perimeter gas probe monitoring systems measured methane gases anywhere from 18% to 85% by volume of air. Title 27 section 20921 allows for a maximum of 5% of methane by volume of air.

While they were in violation of this code, the landfill was still allowed to operate. In other words, they had real data for 14 months showing that they were releasing excess methane gases. They stated they were able to remediate the problem in Feb 2011. But the homeowners that live near this landfill beg to differ and in fact believe the rancid smell has gotten worst.

As a citizen of Milpitas I urge you to help us prevent the air quality where we live not be any worse and reject San Jose's request to expand the landfill.

Thank you
Raymond Wong

From: Larry Cui [mailto:larry.cui@yahoo.com]

Sent: Saturday, December 13, 2014 10:40 AM

To: Taylor, Kevin@CalRecycle

Subject: RE:Stop granting an expansion permit to the garbage dump site in Newby Island

Hi Kevin,

I've been living in several cities in California, right now, live in the city of Milpitas. I can tell the difference. Odor smell in Milpitas is terrible. At my home address, odor from Newby Island is the unique source of the odor. I drive my car to trace the odor source. The odor smell around my house is same as odor smell at Newby Island.

Newby Island is just next to the residential area, it should be closed, NOT expand again in the future.

Milpitas is the first stop to Silicon Valley from highway 880. The smell is more serious from 5:00pm to 8:00pm. Every driver on 880 knows this. The most affected area is from Dixon Landing to 237. Drivers need close the window and "cover the nose". This is the material fact. You can search "Milpitas odor" on the Internet to verify this.

Tens of thousands of residents in Milpitas, South Fremont, North San Jose suffer from the odor of Newby Island landfills.

We know there is a history of Newby Island. But right now, with more and more people coming and living in the nearby area, Newby Island should be closed and move to other location. The current location is too close to the residential area.

It's unimaginable in California, there are crowded cities next to a garbage dump.

Odor from Newby Island is a big health concern for my family.

Another concern is Newby Island will pollute the water in the Bay.

Best Regards,

-Larry

Resident of Milpitas

Hi Kevin and Carol,

As a Milpitas resident who is directly impacted by the above project, I am writing to urge CalRecycle to reject the Newby Island Sanitary Landfill Revised Permit due to inadequacies of the process and material changes from Final EIR.

I had previously submitted an 11-page letter to Mr Ed Schreiner (San Jose LEA) on Nov 4, documenting my many concerns. I want to clarify that at that time of writing, I did not have a copy of the revised SWFP to reference, and could only highlight inadequacies in the Final EIR and PD zoning permit as considerations to reject the SWFP permit. Hence other concerns, specifically the change in the closure date were raised in subsequent email. I had also attended and spoken at the Nov 6 LEA informational hearing. Please find my original letter and email correspondence with the LEA officers, including Nov 7 email to reiterate my main points.

I have since joined more than 5000 residents who had signed a petition to stop NISL expansion (www.tinyurl.com/stoplandfill).

I had also joined more than 60 residents who had spoken against the expansion at San Jose Planning Commission hearing for NISL PD permit appeal.

Please give my concerns below due consideration:

1. Revised SWFP change in closure date from 2025 to 2041 is inconsistent with Final EIR.

All EIR documentations (2007 Notice of Preparation, 2009 DEIR, 2012 Amended EIR, Republic's Nov 2009 letter and CIWMB Nov 2009 letter) consistently specified no change to the landfill closure date of 2025 in the Preliminary Closure and Post-Closure Maintenance Plan and SWFP. Yet, the revised SWFP shows a change to 2041. This is in direct conflict with the EIR text.

To protect the welfare of residents and environment, I request for a condition to be added to the SWFP to reflect 2025 as a fixed closure date. While there is no provision to place an end date in the zoning permit, I have found precedence of SWFP with a fixed closure date condition. Reference: Puente Hills SWFP (19-AA-0053: Section 16-6-D-6)

2. Land Use Incompatibility (omission in San Jose City's EIR and rezoning process)

PRC Section 50000.5 require compatibility with adjacent land uses, as a requirement for SWFP. But NISL EIR and PD zoning permit showed conformance only within San Jose City boundary. Please note that **Milpitas and Fremont City's land uses which forms majority of NISL's perimeter were not taken into consideration**. Milpitas public parks and residential communities are located within 0.4 miles of the existing landfill, with 2 residential projects in the pipeline. There are 8 Milpitas and Fremont public schools within 2-miles from NISL, an a burgeoning daytime population of almost 100,000 impacted by odor and dust issues due to prevailing SE/E wind patterns. San Jose City Planning Staff had acknowledged existing land-use incompatibility with Fremont and Milpitas during 12/10/14 hearing for the PD permit appeal.

To protect the welfare of residents and regional growth, I request that CalRecycle reject the revised SWFP.

3. Odor Impact Mitigation Plan is ineffective (Public Nuisance condition in SWFP)

The EIR was prepared based on a narrow scope required by CEQA where existing condition were not given any consideration. Milpitas residents have had a long history of odor problems from the existing landfill, which had gotten significantly worse in the past few years. There are >5 confirmed landfill odor complaints logged by BAAQMD in the span of 12 months (11/12-10/13) representing 5X increase from EIR study period of average 1 complaint per year. Collectively, BAAQMD, Milpitas App/Website and Twitter logs an average of 5 complaints a day during the most recent 12 months.

To protect the welfare of residents, I request CalRecycle to reject the revised SWFP until an effective odor mitigation is identified and implemented.

4. Repeated Landfill Perimeter Gas Monitoring Violations (monitoring condition in SWFP)

NISL has a record of 5 repeated Gas Control and Monitoring Violations logged by LEA monthly inspections after the EIR study period, with at least 6 well-probes exceeding the 5% Methane concentration compliance level, with one as high as 85.6%. The resolution through a revised monitoring plan on 2/18/11, where only 3 probes were retained and 17 probes were excluded (including the probes

with high readings) is highly questionable to provide the public comfort that CalRecycle and LEA are protecting the public. I cannot imagine how 30% perimeter monitoring can be considered sufficient. To protect the welfare of residents, I request CalRecycle to reinstate all 20 probes for landfill perimeter gas monitoring and reject SWFP until all readings are compliant with regulations.

5. 245ft MSL is an unprecedented landfill height along San Francisco Bay.

The original permit of 50.8million and 150ft is already the #1 largest of all landfills along SFBay, and #5 largest in the 10 counties of the greater Bay Area. More than 30 bayfront landfills had been closed since 1960s. Not a single bayfront landfill has ever exceeded 160ft. In a seismically active region with close proximity to waters, it is atrocious to build a man-made landform that exceeds regional profile by over 150% in height and over 200% capacity of the 2nd largest bayfront landfill. None of these were given consideration as San Jose Planning staff stuck strictly to the applicant's project design, and no consideration/discretion was given based on regional profile for aesthetics and conformance. NISL site is located at the "Gateway to Silicon Valley" and highly visible from I-880, I-680, I-127, the many high-tech companies that line the region, the new SF 49ers Levi's stadium, and the many refuge and parks dotting the San Francisco Bay.

6. Alternate landfill sites did not receive sufficient consideration.

The NISL site is in one of the busiest traffic and densely populated urban center in California. Republic's Vasco Rd Landfill in rural Livermore was not considered. The other 2 landfills in South San Jose hillsides is away from urban center were also not given heavier weight. Lower height and much smaller footprint of the NISL expansion were also not considered. In Dec10 KTVU Fox news report, San Jose Planning Director commented on preference to keep waste disposal cost low for San Jose residents. To protect the welfare of Milpitas and Fremont residents, I hope CalRecycle take into consideration that the EIR may be skewed for the benefits of San Jose residents and require additional study into alternate sites.

7. Risk from landfill liner failure and unknown composition

The EIR had documented that NISL started in 1930s, where old parts of the landfill composition is unknown. CIWMB Nov 2009 letter also documented risk of existing landfill liner to hold the additional height and weight of the waste without compromise. These factors were not addressed in the EIR. To protect the welfare of residents and environment, I hope CalRecycle require additional study to ensure no impact.

Thank You for your consideration.

Chia Ling Kong & Keng-Hian Ng

From: Doris Li [mailto:dorishongli@gmail.com]

Sent: Sunday, December 14, 2014 10:44 PM

To: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle; Kansen@kansenchu.com

Subject: Stop granting an expansion permit to the garbage dump site in Newby Island

Dear Sir

I have been living in Milpitas since 2000, about 4 miles from the Newby landfill. Over the past 14 years and especially over the last two, the odor from the landfill has been getting worse and worse. We can smell it on over 60% of the days and the sickening odor has become overwhelming. The company at which I am employed was formerly located near the Fremont Warm Springs area, and we could smell it on lunchtime walks. This year our company moved to Tasman/ 880, which is at the border of San Jose and Milpitas. Everyone complains about the nauseating smell and tries to stay indoors.

The lawyer hired by Newby landfill claims that increasing the height from 150ft to 245ft will not have a significant impact on the environment. However, the odor caused by the landfill's current capacity already poses a problem for not only the whole of Milpitas, but also parts of Fremont, North San Jose and North Santa Clara. If they can't solve the existing issue, why should we support an expansion that will likely only exacerbate the situation?

Their lawyer also claims that the odor is not coming from landfill, and that they have scientific data to show that odor is harmless. But in practice, if you pick a warm day and drive to Milpitas, you can reliably smell it. As you get closer to the dump site, the smell gets stronger and stronger. When you stand on the dump site, the smell becomes vomit-inducing. If you and Milpitas residents cannot stand the smell, do their "scientific" claims mean anything for our communities' quality of life?

I urge you, the decision-makers, to visit the site and let Newby landfill solve the existing problem before considering their expansion plan. If within a reasonable, specified time period, they cannot improve conditions, the expansion should be denied.

Regards,

Hong Li

Milpitas resident

From: P C [mailto:milpitaspc@gmail.com]
Sent: Sunday, December 14, 2014 11:44 PM
To: Taylor, Kevin@CalRecycle
Cc: kenghian@yahoo.com; clk_003@yahoo.com; joseph@josephweinstein.com; Peter Kuo
Subject: Fwd: rush, seemingly no response from LEA, City of San Jose / Fwd: Newby Island Sanitary Landfill Expansion Permit

Rush To: Kevin Taylor, CalRecycle

FR: Peter Chang, resident of Milpitas, County of Santa Clara District 3

Subject: rush, seemingly no response from LEA, City of San Jose / Fwd: Newby Island Sanitary Landfill Expansion Permit

Forwarding the below for you to remind Carroll Mortensen, Director, to respond, as Ken DaRosa may not have reminded her.

Please acknowledge/advise.

Thank You.

----- Forwarded message -----

From: <milpitaspc@gmail.com>
Date: Fri, Dec 12, 2014 at 4:33 PM
Subject: Fwd: rush, seemingly no response from LEA, City of San Jose / Fwd: Newby Island Sanitary Landfill Expansion Permit
To: "Ken.DaRosa@calrecycle.ca.gov" <Ken.DaRosa@calrecycle.ca.gov>

To: Ken DaRosa , Deputy director

Fr: Peter Chang

Forwarding the below for you to remind Carroll.

Please acknowledge/advise.

Thank You.

Begin forwarded message:

From: P C <milpitaspc@gmail.com>
Date: December 11, 2014 at 11:23:52 PM PST
To: Caroll.Mortensen@calrecycle.ca.gov
Cc: "kanghian@yahoo.com" <kanghian@yahoo.com>, "clk_003@yahoo.com" <clk_003@yahoo.com>, "joseph@josephweinstein.com" <joseph@josephweinstein.com>, Peter Kuo <peterkuo368@yahoo.com>, "pradipdip@yahoo.com" <pradipdip@yahoo.com>
Subject: rush, seemingly no response from LEA, City of San Jose / Fwd: Newby Island Sanitary Landfill Expansion Permit

TO: Caroll Mortensen, Calrecycle

FR: Peter Chang, resident of Milpitas, County of Santa Clara District 3.

Please kindly preview the emails thread.

Please find out and reply on what is really going on at Code Enforcement, LEA, City of San Jose, in view of non reply to the latest email from CLK <clk_003@yahoo.com> (Chia Ling, the spouse of Keng Hian who informed me and others who are disappointed and "outraged") nor follow up from Code Enforcement, LEA, City of San Jose
200 E Santa Clara Street, Floor T4
San Jose, CA 95113.

Please see <http://www.sanjoseca.gov/index.aspx?NID=477> at the San Jose City website which needs clarification as it states such info : "The Local Enforcement Agency (LEA) monitors and regulates the federal, state, and local solid waste regulations at local sanitary landfill sites and recycling facilities. The LEA is a certified local agency acting on behalf of the State of California CalRecycle www.calrecycle.ca.gov. The purpose of this program is to ensure that each permitted facility is in full compliance with federal, state, and local regulations governing health and operational issues.

Within the City, there are five active and seven inactive landfills. Active landfills are inspected once every 30 days while inactive landfills are inspected every 90 days. "

Please promptly acknowledge/reply.

Thank You.

From: Bryce Yang <brycesyang@gmail.com>
Date: December 15, 2014 at 10:50:48 AM PST
To: <Caroll.Mortensen@calrecycle.ca.gov>
Subject: Objection to the Newby Island expansion

Dear Ms Mortensen,

I am a resident of North San Jose and I am one of the resident affected by the stench from the landfill. I realize that my family and I are not only on the receiving end of the problem, we are on the creation end.

We live, consume, thus we also create garbage. The garage and recycling has to go somewhere, and it ends up being nearby where we suffer from the smell. However, with the current garbage model, along with hundreds of thousands of my neighbors, we are suffering from the smell of a much larger population.

We are fighting for the expansion because we can smell the garbage. Our further neighbors probably don't care. I live and work in the area because I hate to commute. If my garbage doesn't go to Newby Island then the garbage commutes, then it is fair to say that my garbage cost should go up. What is the fair thing to do?

I believe moving the garbage where it affects less people who live and work close by, and raising the cost incentivized all the right actions. It shows people we create garbage at a cost and we should increase the garbage reduction efforts. The recent draught has shown that elevation the problem to the consciousness help reduce the problems. Alternatively, we can offer that every community has to crate their own garbage solution, and if the stench stinks up their own neighborhood, then be it. It will no longer be a 'not in my backyard' problem.

In summary, I am opposed to the expansion. I don't believe it is part of the long term solution, and it does not foster the correct attitude toward garbage. We should also build in a variable cost of transporting the garbage. So if you live close to the garbage dump, you actually get a credit, and if your garbage travels far to other people's neighborhood, then you pay extra for not seeing the problem, but at the same time this cost should alert you to reduce the garbage creation.

Regards,
Bryce Yang
2602 Northwood Drive.
San Jose, CA 9513

From: Pavan Alli [mailto:pavan17@gmail.com]
Sent: Monday, December 15, 2014 8:24 PM
To: Taylor, Kevin@CalRecycle
Subject: Please stop Newby island landfill

Dear Sir

I live in Milpitas city with my family close to the polluted Newby island. I am writing this in the hope that the proposed Newby landfill expansion is stopped.

We are suffering badly due to the foul smell from the landfill. Our children like to play in the neighborhood park and they are forced to play indoors especially during the smelly days. We can rarely have outdoor family gatherings due to this pollution.

We would be obliged if you would consider our request to stop landfill expansion.

Best regards,
Pavan Alli

From: Justin Tu [mailto:justinmh.tu@gmail.com]

Sent: Monday, December 15, 2014 9:26 PM

To: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle

Subject: STOP NEWBY ISLAND SANITARY LANDFILL (NISL) EXPANSION IMMEDIATELY

Dear Decision makers,

I have been living in Milpitas since 2000. Before the Newby Island management solves the existing severe odor problem originated from the landfill, I strongly urge you to deny the expansion permit.

During the public hearing of Dec16, 2014 at San Jose City Hall held by San Jose Planning Commission, a gentleman from Newby Island management claimed the odor is from the Bay itself. This claim is simply not true. I have been a frequent trail biker in Alviso area where the trail extends a few miles into the Bay, and had also biked along Coyote Creek which passes by Newby Island Landfill. I can attest that the smell from the Bay is distinctly different from the Newby Landfill odor. The single reason I have stopped biking along the Coyote Creek trail in recent few years is simply that the odor is no longer tolerable and makes me sick. But to this day, I do not have any problem with the Bay. Human nose will not lie.

During the same hearing meeting, a lady from Newby Island management argued they have already obtained the expansion permit from San Jose two years ago. However, the expansion would severely worsen the odor problem in Milpitas and most Milpitas residents would be affected. But from what I have heard, most Milpitas residents including me had never received a public hearing notice two years ago regarding the expansion permit application. So the permit granting process two years ago is wrong and the permit should be invalidated. Two wrongs do NOT make a right!

During the same hearing meeting, the gentleman from Newby Island management also mentioned they have taken some measures to reduce the odor. However, what they have done is apparently NOT working. In reality, the odor has grown stronger and stronger in recent years.

If Newby Island management can't solve the existing issue, why should you support an expansion that definitely would exacerbate the situation? If you have any doubt about the severe odor the residents of Milpitas, south Fremont and other surrounding cities have been suffering from, please pick a sunny day to visit Milpitas, especially along Dixon Landing Road toward Newby Island Landfill. I am sure you will soon find out the terrible odor indeed IS coming from the Landfill, and unhealthy.

Again, I urge you, the decision-makers, to deny the expansion permit.

Thank you,

Justin Tu Milpitas resident

From: Shankar P [mailto:shankarp@gmail.com]

Sent: Monday, December 15, 2014 11:06 PM

To: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle

Cc: sanjita chokshi; Usha Ara; Ashit Ghevaria; neeta shro; kenghian@yahoo.com; peter@svgusa.com; stephanie.fong@sanjoseca.gov; Jennifer Strohfus

Subject: Section D, Item #4 of CalRecycle meeting tomorrow

Hi,

I am writing as a Milpitas resident and a very concerned one at that who lives near Dixon Landing Road, close to the Newby Island Landfill. Also known as the Milpitas Dump by residents. I urge you to cancel the permit granted to expand the landfill. One question for the committee and 2 comments

Question: Are you all willing to come visit Milpitas and live there for 2 days and experience the odor and nausea yourselves before coming to a conclusion ? I am outraged that we would consider expanding a landfill in such a densely populated area.

Comments: Relating to odor, health effects

1. First the stench and odor is unbearable. As a foreigner who settled in this country and became a US citizen, I believed in the dreams that this country offered. It deeply saddens me that officials allow such an offensive odor to spread through such a densely populated area and destroy the quality of your lives and destroy the American dream for us residents. I would invite those of you that don't live in the proximity of the landfill to spend a couple of days and experience the odor for yourself. The pathetic excuses made by officials as well as Republic Waste such as "the odor is from the Bay", "or it hardly smells" is just nonsense. It is easy to make decisions when one doesn't live nearby day in and day out.

2. The Newby Island Landfill poses a serious threat to our health. The US government has extensively studied exposure to landfill gas

(see: <http://www.atsdr.cdc.gov/HAC/landfill/html/appc.html>)

It is very clear the health risks posed by landfill gas are serious. Cancer, Birth Defects and other problems have been linked to landfill gas. I feel we are in a situation similar to half a century ago where everyone knew the connection between cancer and smoking but we were fed lies by corporations. The same is true here. Are our officials who are meant to represent us willing to expand this landfill given the health hazards. There are tons of newer studies in Europe that show that methane exposure is extremely toxic and landfills produce methane for up to 50 years after they are shutdown.

Will our elected officials accept accountability when inevitably the connection between this landfill and health problems are made.

Please do the right thing and stop the expansion of this landfill. I would urge you to shut down the landfill. This is a very densely populated area. We cannot pay the price to our health and quality of life any longer.

Lastly

From: larry tttt [mailto:larry_tttt@yahoo.com]

Sent: Monday, December 15, 2014 11:37 PM

To: Taylor, Kevin@CalRecycle

Subject: Stop: Newby Island Sanitary Landfill expansion

Dear Kevin,

Please help my family to stop Newby Island Sanitary Landfill expansion.

We live close to Newby Island Sanitary Landfill, less than 1 mile.

The odor from Newby Island Sanitary Landfill makes me sick.

My kids are not confident to say my home address to former friends, because it is next to garbage dump.

The odor is intolerable.

We are embarrassed when friends visit us.

Thanks,

-Song, Liqing

Resident of Milpitas

From: Wei wei [mailto:qiuchin249@hotmail.com]
Sent: Monday, December 15, 2014 11:27 PM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby Island Landfill

Hello CalRecycle,

I live in Milpitas and the garbage smell can be very bad. Some days it is so bad that you cannot stay outside. Many neighbors will stay inside and close all the windows. We know that life in and near Milpitas will be worse if the landfill stays open for 27 or more years.

Many people have health problems like Asthma and the garbage smell can make it hard to breathe. It is easy for the garbage company to not think about us because they do not live in Milpitas and do not know how bad the smell can be.

I feel like the garbage company did not plan for the future. They know that many people live here. How come they did not find a new location? It is easy for them to keep making the landfill bigger. After 27 years, they may want to make it bigger again. When will it ever stop?

When people come to Milpitas, they always say why does it smell like garbage? We hope that you can all understand why this is so important to us. We want to live in Milpitas and stay here. We do not want to suffer for 27 more years.

Help us stop the Newby Island Landfill expansion.

Thank you,

Wei Wei

From: Ravishankar Rajaram [mailto:ravishankar_r@yahoo.com]

Sent: Tuesday, December 16, 2014 3:54 AM

To: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle

Subject: PLEASE STOP NEWBY ISLAND SANITARY LANDFILL (NISL) EXPANSION IMMEDIATELY

We are strongly opposed to the proposed expansion of the Newby Island Sanitary Landfill (NISL). The landfill is already impacting the basic quality of life of the residents of Milpitas, Fremont, Santa Clara. It has extensively tarnished the image of the beautiful and quiet cities in the surrounding areas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NISL to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas, Fremont, Santa Clara from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Sports Stadiums and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location.

This expansion needs to be treated as having a new landfill site in an already existing urban area. There some residencies and companies who are living and working here in less than 0.5 miles away from the landfill, and it is not socially responsible of continuing on having a landfill in such a close proximity from the health perspective.

In less than 4 weeks, we have collected over ~6500 petition signatures and counting on www.tinyurl.com/stoplandfill and flyers opposing to the landfill expansion. This shows volume that this is a serious nuisance to residents if landfill expansion is approved.

In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Sanitary Landfill (NISL).

Ravi Rajaram
Resident of Milpitas

From: Aditi Nigam [mailto:kumaraditi@gmail.com]
Sent: Tuesday, December 16, 2014 9:43 AM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby Island Sanitary Landfill

Hi,

I am very concerned citizen of Milpitas, USA. I am strongly against raising of Newby Island Sanitary Landfill. I have few points:

1. There is odor coming from Landfill. If there is also smell coming from water sewage we will work with them also to get it moved. But that is "NO" excuse to keep landfill smell in Milpitas and surrounding areas. It is not only smell but pollution,
2. Landfill is already one of the highest and we suffered thru it for many years. When this landfill started there was not much population but now its is in middle of area with very dense population, arguably among most dense areas in USA. There are not any landfills which are as high as proposed in USA so why to raise it in middle of dense population.
3. We do not trust so called "scientific" reports by Newby. There are glaring loop holes there.

Please help us to stop polluting our beautiful city.

Thanks,

Aditi

From: shailesh basani [mailto:bsklinux@yahoo.com]
Sent: Tuesday, December 16, 2014 11:24 AM
To: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle
Subject: STOP NEWBY ISLAND SANITARY LANDFILL (NISL) EXPANSION IMMEDIATELY

Hello,

We are strongly opposed to the proposed expansion of the Newby Island Sanitary Landfill (NISL). The landfill is already impacting the basic quality of life of the residents of Milpitas, Fremont, Santa Clara. It has extensively tarnished the image of the beautiful and quiet cities in the surrounding areas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NISL to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas, Fremont, Santa Clara from having to endure the odor problem for another 30 years.

Please be reminded that this is an San Jose issue as well. Commuters that pass through San Jose Interstate 880 experience the odor EVERY DAY! When wind direction is right, the odor reaches as far as Japan town. Its only a question of time when the odor reaches strategic San Jose landmarks such as the Airport, Sports Stadiums and even the Mayor's office which are all only a couple of miles away from Japan town.

Milpitas residents have been complaining of fundamental quality of life issues such as inability to spend time with family in open parks or even their own back yards. There is a social stigma for residents of this City and their children since its often called "Smell-pitas", "Mil-poo-tas", "Armpit of the Bay" among a host of other offensive names. This is also having an adverse impact on the economic situation of the City and its residents as it impact the property prices of the houses and also reluctance of high tech companies from setting shop in the location. This expansion need to be treated as having a new landing in an already existing urban area. There some residencies and companies who are living and working less than 0.5 miles away from the landfill, and it is not socially responsible of continuing on having a landfill in such a close proximity from the health perspective.

In less than 3 weeks, we have collected over ~3500 petition signatures and counting on www.tinyurl.com/stoplandfill and flyers opposing to the landfill expansion. This shows volume that this is a serious nuisance to residents if landfill expansion is approved. In light of the above we earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Sanitary Landfill (NISL).

Shailesh Basani
Resident of Milpitas

From: Doris Li [mailto:dorishongli@gmail.com]

Sent: Tuesday, December 16, 2014 11:58 AM

To: Public Meetings; Taylor, Kevin@CalRecycle

Subject: Sec D Item#4 Stop granting an expansion permit to the garbage dump site in Newby Island

Dear Sir

I have been living in Milpitas since 2000, about 4 miles from the Newby landfill. Over the past 14 years and especially over the last two, the odor from the landfill has been getting worse and worse. We can smell it on over 60% of the days and the sickening odor has become overwhelming. The company at which I am employed was formerly located near the Fremont Warm Springs area, and we could smell it on lunchtime walks. This year our company moved to Tasman/ 880, which is at the border of San Jose and Milpitas. Everyone complains about the nauseating smell and tries to stay indoors.

The lawyer hired by Newby landfill claims that increasing the height from 150ft to 245ft will not have a significant impact on the environment. However, the odor caused by the landfill's current capacity already poses a problem for not only the whole of Milpitas, but also parts of Fremont, North San Jose and North Santa Clara. If they can't solve the existing issue, why should we support an expansion that will likely only exacerbate the situation?

Their lawyer also claims that the odor is not coming from landfill, and that they have scientific data to show that odor is harmless. But in practice, if you pick a warm day and drive to Milpitas, you can reliably smell it. As you get closer to the dump site, the smell gets stronger and stronger. When you stand on the dump site, the smell becomes vomit-inducing. If you and Milpitas residents cannot stand the smell, do their "scientific" claims mean anything for our communities' quality of life?

I urge you, the decision-makers, to visit the site and let Newby landfill solve the existing problem before considering their expansion plan. Their current application should be denied.

Regards,

Hong Li

Milpitas resident

From: Dan [mailto:d_strohfus@yahoo.com]
Sent: Tuesday, December 16, 2014 12:05 PM
To: Public Meetings; Taylor, Kevin@CalRecycle
Subject: Dec 16 meeting item d 4

The newby island landfill has become a public nuisance due to the odor problem. A permit to allow it to extend its operations for decades is a step in the wrong direction. I urge you to deny the expansion permit at least until the offensive odor can be contained. The location of the landfill is now a problem with the development that has occurred in the decades since it was opened. Serious consideration should be given to end the accumulation and processing of trash in this urban area.

I am a Milpitas resident and have signed the online petition to stop the landfill expansion.
Dan Strohfus

Sent from mobile

From: Keng Hian [mailto:kenghian@yahoo.com]
Sent: Tuesday, December 16, 2014 1:37 PM
To: Public Meetings
Cc: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle
Subject: Public Hearing 12/16/14 - Subject D Item 4

Dear CalRecycle,

I am viewing live from the webcast.

I would like to submit my inputs for the record.

From second all the public opinions made by the public in the hearing.

1. Odor is a nuisance
2. The are monitoring violations. Exceptions shouldn't be made
3. flaw in Odor reporting by BAAQMD
4. flaw in the EIR report of reduction in odor complaints
5. this is not an issue impacting San Jose issue only. Neighboring city needs to be part of the approval process. Good neighbor practice.
6. economical impact to surrounding areas
7. unprecedented landfill high around bay
8. odor issue is in your jurisdiction
9. livelihood impact. over hundreds of thousand of traffic flowing through it day and not mentioned over 100K of people living, working, studying in the surrounding areas
10. the odor is not under control as stated by the landfill operator. Otherwise there's wouldn't be so many complaints.

CalRecycle is here to protect the people not the big company. Please do what is right.

Please reject this permit.

Thanks
Keng

From: Juan Gao [mailto:juanlgao@hotmail.com]
Sent: Tuesday, December 16, 2014 1:39 PM
To: Taylor, Kevin@CalRecycle
Subject: Section D, Item # 4 (Newby Island Sanitary Landfill)

Hello Kevin,

My name is Juan Gao, a resident in Milpitas since 2006. I live at 44 Washington Square Drive, Milpitas, less than a mile away from Newby Island Landfill.

I STRONGLY OPPOSE the expansion of Newby Landfill!!

Newby Landfill has been releasing nasty, toxic smell most of the time during the year. During summer time, the smell is so unbearable that makes people throw up. There were millions of bugs came out from the Newby dump and flied around the neighborhood. I remember I went to Walmart which is very close to the dump one summer night with my daughter, those bugs were flying all over the places, I came out from Walmart, my car in the parking lot was COVERED those bugs. It is disgusting! I told my daughter "You better keep your mouth shut, don't talk, don't laugh, because the bugs were so many they would get into your mouth."

The Newby landfill should not be allowed expansion, instead they should be moved out of Milpitas. There are 3 schools(elementary, middle school and high school) all within a mile from Newby landfill. Our young children not only inhale this toxic, polluted air at home, but also at school. Nobody with a fair mind would build a dump so close to a condensed residential area!

We want to protect our children, we want to have clean air to breath, we want to have a quality life in Milpitas. We want this Newby Landfill to be far away from our home!

We appreciate your consideration and please help us stop their expansion of Newby Landfill.

Thank you,

Juan Gao
Cell: 408-768-1631

From: Fa [mailto:fayoeu@gmail.com]

Sent: Tuesday, December 16, 2014 3:57 PM

To: Fa Yoeu

Subject: Newby Island Sanitary Landfill Dec 16th CalRecycle Meeting, Section D, Item # 4.

Newby Island Sanitary Landfill Dec 16th CalRecycle Meeting, Section D, Item # 4.

<http://www.calrecycle.ca.gov/Actions/PublicNoticeDetail.aspx?id=1379&aiid=1253>

I am against the permit for the Newby Island Sanitary Landfill expansion. I have been living in Milpitas for 15 years. The odor issue is so severe in certain areas of Milpitas that we cannot open our windows in our homes. Milpitas' population has grown tremendously and its citizens should not be subjected to odor from the landfill. The landfill should not be allowed to expand.

From: Wong, LiangNaw [mailto:lw67213@student.musd.org]

Sent: Tuesday, December 16, 2014 8:40 PM

To: Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Oppose expansion of Newby Landfill in Milpitas

Hello everyone,

My name is Liang (Jessica) Wong, I am currently a sophomore at Milpitas High School and I oppose the expansion of Newby Landfill in Milpitas. The landfill is not very far away from where I live or my school. During the summer time, the stench of the dump is disgusting and thousands of tiny flies fly around attracted to the stench. I can also say that the dump not only attracts tiny flies but also seagulls and lots of them. I can not tell you how many times I have to seek shelter from flying seagulls overhead at school in fear of being pooped on and I'm not the only one. Students of Milpitas High all know the fear of being pooped on by seagulls which seems to have grown in numbers this year. I do not want to spend my last 2 years at Milpitas High being in fear of getting pooped on by the growing number of seagulls or dealing with the horrible stench that comes from the landfill during and after school time. Please help and stop the expansion of Newby Landfill in Milpitas not only for the students of the district but also the people that live in this peaceful, tiny town called Milpitas.

Thank you,

Liang Wong

From: William Lam [mailto:wm_lam@yahoo.com]
Sent: Tuesday, December 16, 2014 10:54 PM
To: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle
Subject: Put Subject: Section D, Item # 4

I oppose the extension of landfill project in Milpitas.
William Lam
VP/COO of MCTV and
Vice Chairman of Milpitas Telecomm Commissioner

From: yu zheng [mailto:zheng_yu@hotmail.com]
Sent: Wednesday, December 17, 2014 8:13 PM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby Island Landfill Expansion

Dear Mr Taylor,

I am a resident of Milpitas and I strongly opposed the proposed expansion of Newby Island Landfill in North San Jose. The odor of that landfill is so bad, especially along 880/237, along which I commute every day. It impacts not only the city of Milpitas, but also other cities, such as Fremont, Santa Clara, and North San Jose. As the wind is usually from NW, we as the residents of Milpitas are suffering the most, but when the direction of wind changes, residents of other cities are also suffering. For example, in those days, the wind is from SE, while we don't smell it in Milpitas, it smells really bad in Fremont.

I urge you deny the permit of the expansion for the health of all the residents. Your assistance will be highly appreciated.

Best Regards,

Yu Zheng

From: Yue Liu [<mailto:georgeliuyue@yahoo.com>]

Sent: Thursday, December 18, 2014 10:53 PM

To: Mortensen, Carol@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Please stop Milpitas Land fill Expansion!

As a resident in Milpitas, I have had enough for the bad odor coming from the landfill.
Please DO NOT approve the expansion plan.

George

Dear Ms. Mortensen and Mr. Taylor,

Our family has been living in Milpitas since 2002. We love our Milpitas home and the city; however, the bad odor has made our home less attractive. We feel embarrassed whenever people living in other Bay Area cities make fun of the odor problem we have been suffering from almost on daily basis. My 8-year old son asks me why San Jose City Planning commissioners do not dump their trash in their front yard and smell the odor themselves while they pretend it's perfectly OK for Milpitas residents to endure it for 30 more years. Isn't that very selfish and irresponsible?

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150

feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the odor problem for another 30 years.

It is not right to make 60-80 thousand people suffer every day just because it is convenient for San Jose City to dump their trash. We are a country of people, for people and by people. But what San Jose City is proposing to do is depriving Milpitas and North San Jose residents can be violated and deprived of the basic quality of life they deserve. It is inhumane to deprive fresh air and play time of thousands school kids!!!

We earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Sincerely,

Nika & Derek Chen

From: Sreeram Krishnamoorthy [<mailto:sreekrish@gmail.com>]
Sent: Tuesday, January 06, 2015 3:52 PM
To: Mortensen, Caroll@CalRecycle; Taylor, Kevin@CalRecycle
Subject: Newby island landfill expansion a curse on Milpitas residents

Dear Ms. Mortensen and Mr. Taylor,

Our family recently purchased a home in Milpitas for \$770K. We love our Milpitas home and the city; however, the bad odor has made our home less attractive. We feel embarrassed whenever we have people over and they smell the odor problem we have been suffering from almost on daily basis. I recently noted that a decision has been made to not only extend the life of the newby plant but increase its height to accommodate more trash. This seems very selfish and shows a lack of empathy. Please put yourselves in our shoes and think about our suffering and bring an end to this.

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already impacting the basic quality of life of the residents of Milpitas and has extensively tarnished the image of the beautiful and quiet City of Milpitas. To make the already dire situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 ft to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. This letter is to earnestly request you to immediately stop this expansion and save the City of Milpitas from having to endure the. It is not right to make 60-80 thousand people suffer every day just because it is convenient for San Jose City to dump their trash. We are a country of people, for people and by people, but what San Jose City is proposing to do is depriving Milpitas and North San Jose residents of the basic quality of life they deserve. It is inhumane to deprive fresh air and play time of tens of thousands of school kids!!!

We earnestly request you again to IMMEDIATELY stop further progress on the proposed expansion of the Newby Island Resource Recovery Park (NIRRP).

Sincerely,

Sreeram Krishnamoorthy & Anusha Nataraj

From: Saravanakumar V [mailto:vsaran.kumar@gmail.com]
Sent: Thursday, January 08, 2015 10:20 PM
To: Taylor, Kevin@CalRecycle
Subject: Milpitas Duno smell - Newby Island Resource Recovery

Hi Kevin,

I live very close to "Newby Island Resource Recovery Park". Stinky smell from this park is too bad. I couldn't do any outdoor activity, I am ashamed to invite friends to my place due to bad odor.

My wife is pregnant, she couldn't tolerate the smell. She is scared to come out of my house and inhale a bad breath.

Bad odor is particularly high from 5PM to 10PM and during week days.

I request you to take some steps to closed down this waste process facility.
Please move this place away from residential places.

Newby Island Resource Recovery Park address
1601 Dixon Landing Road
Milpitas, CA 95035

My Home address:
334 Montecito way, Milpitas, CA 95035.
My contact no: 408 394 3633

--

Thanks,
Saravana

From: Karen Yue [<mailto:yuejy@hotmail.com>]

Sent: Friday, January 09, 2015 11:09 AM

To: Taylor, Kevin@CalRecycle

Subject: Stop newby Island Landfill permit

Hi Kevin,

It's nice to talk to you just now.

As a Fremont resident, I have high concern about the Newby Island Landfill as it pollutes the air quality with odor everyday recently.

I really appreciate it if you can do anything to stop the permit for this landfill.

Thanks,
Karen Yue

From: Jacob, Mathew [<mailto:Mathew.Jacob@ti.com>]
Sent: Friday, January 09, 2015 11:33 AM
To: Taylor, Kevin@CalRecycle
Subject: against expansion

Kevin,

I live in Fremont, 94539 (Paseo Padre/Durham) and was surprised by a bad odor last couple of days. Heard there is some plans to exapand Newby landfill. Please stop this expansion plans and can you please trace this odor.

Thanks.

Regards,
Mathew

From: rong sun [mailto:srong@hotmail.com]
Sent: Friday, January 09, 2015 11:56 AM
To: Taylor, Kevin@CalRecycle
Subject: Against landfill Permit

Dear Kevin,

I walk out the front door and the bad odor knocks me over this morning. I live in Kimber Park neighborhood around Fremont mission area. The bad odor is also smelled when I went to Hopkins Junior High at 10 am today. The odor likes garbage smell from dump sites in San Jose or Milpitas or Fremont. This stink odor travels far and far to Fremont. 10 years ago the smell was around warm spring area and Hwy 84, 5 years ago it came to Automall Pacific Common, from last year the smell came to Mission. I am worried one day the odor will come in house and stay forever, and students in schools are not allowed to go outside for recess.

The facts can not be ignored, the problem must be resolved. Based on current situation and environment protection level of landfill company in San Jose, I against to renew their contract or permit for longer years, if revoke their permit is better. The company should control and payoff their air pollution. And hope our government officials find the solution to reduce the odor asap.

Thanks for your attention.

Best Regards,

Rong Sun

From: Leslee Stewart [mailto:lstewart@paramounttheatre.com]
Sent: Friday, January 09, 2015 12:41 PM
To: Taylor, Kevin@CalRecycle
Cc: jesteves@ci.milpitas.ca.gov; bharrison@fremont.gov
Subject: Opposing expansion of Newby Island landfill
Importance: High

Dear Mr. Taylor,

I am writing to voice my opposition to the expansion of the Newby Island landfill site located in the City of Milpitas, CA. As a longtime resident of Fremont, CA, our home is in the Mission Hills area and it is on regular occurrences that we must tolerate the pungent odor permeating our air that can only be attributed to the Newby Island landfill site. This odor does not simply permeate our residential area, but can be detected at the Pacific Commons and The Hub shopping areas.

It is my hope that by copying this email to both the Mayor of Milpitas and the Mayor Fremont, they will join forces to strengthen their opposition to the proposed landfill expansion.

In a time when there should be a drastic reduction in landfill due to a dramatic increase in recycling, re-using, and composting, expanding the landfill is simply a step backwards. I would suggest you place the onus on us residents to step up by eliminating the amount of landfill trash as the solution. The solution is NOT to increase the footage of the landfill. Such thinking can only lead to additional expansions, perhaps not in my lifetime, but in the lifetime of future generations. Reducing the amount of landfill trash is the only sensible forward-thinking solution. Make us accountable – provide us containers to sort all of our trash, set up a reward program for having the least amount of landfill trash, and set a penalty for those who exceed the maximum-established landfill trash limit.

Again, I am opposing expansion to the Newby Island Landfill site.

Yours very truly,

Leslee Stewart
43509 Ocaso Corte
Fremont, CA
510-979-9345 (res)

From: TC Hsieh [mailto:tc_hsieh@yahoo.com]
Sent: Friday, January 09, 2015 2:07 PM
To: Taylor, Kevin@CalRecycle
Subject: Bad Air Quality Report

Dear Mr. Taylor,

A fellow Fremont resident forwarded your e-mail address to me, and informed that you were collecting information regarding air quality out of Milpitas landfill site. This e-mail is to report pretty bad smell in our neighborhood. I live in the Weibel elementary school area in Fremont, a few miles north east of the Dixon landing landfill site. We have experienced extremely bad odor, smell very certain like the air out of a landfill dump site, for the past few weeks. The same smell occurred in the past, but it was quick and much fainter. This time is too severe and too long so I am taking the liberty to send you this e-mail to report the severe odor we have been experiencing. The odor is so bad that we have not been brave enough to open our windows. There is no point to open the window because there is no "fresh air" in the neighborhood. I know that there is a plan to expand the capacity of the existing site, I would also like to use this opportunity to express my opinion of against the expansion.

Please help and let me know what else I can do to report our bad odor experience and opinion against the site expansion.

Thanks for your time of reading this e-mail and collecting information regarding this matter. I would be happy to discuss with you or others on this matter.

Thanks and best regards,

Tzuchiang Hsieh
tc_hsieh@yahoo.com

-----Original Message-----

From: Lucyhuiwei [mailto:lucyhuiwei@yahoo.com]

Sent: Friday, January 09, 2015 4:33 PM

To: Taylor, Kevin@CalRecycle

Subject: Odor in Milpitas and Fremont

Odor is terrible here! Please do something to stop it!

Lucy

From: hong yang [mailto:yhca01@yahoo.com]

Sent: Friday, January 09, 2015 4:45 PM

To: Taylor, Kevin@CalRecycle

Subject: Complaint---smell the odor

Dear Kevin,

We are living in south Fremont, near 99 supermarket. We smell the dump at our area very often recently. Please help to stop the odor spread. We can't bear it.
It really impact our daily lives.

Thanks a lot,
Hong
Fremont resident

From: Lu Pan [mailto:lu.pan@avagotech.com]
Sent: Friday, January 09, 2015 5:18 PM
To: Taylor, Kevin@CalRecycle
Subject: Strongly against Newby Landfill expansion

Hi Kevin,

This is Lu, an employee from Avago technology, which locates at 1320 Ridder Park Drive, San Jose, 95131.

Recently, I can occasionally smell bad odor outside. I am so surprised that this "Milpitas" odor is now spread to North San Jose. What's more surprised is that I heard the Newby Landfill will very likely get permission for expansion. Milpitas people have suffered for this bad odor for so long, and now it should come to the end. How can it be allowed to be open for another 30 years at such a populated area?

I am writing to strongly against such expansion. Please put higher priority for people's health over benefit of Newby Landfill.

Thanks and regards,
Lu

From: Jawahar Sivasankaran (jsivasan) [mailto:jsivasan@cisco.com]
Sent: Saturday, January 10, 2015 10:37 AM
To: Taylor, Kevin@CalRecycle
Subject: Expanding Newby Landfill in Milpitas -- Please Stop

Hello Mr. Taylor,

I've been a Milpitas resident for 12 years and have lived around the Newby landfill (about 1 mile from the landfill)

I love Milpitas !! It is a great city connecting key parts of Silicon Valley. A great community.

But the odor from the landfill has gotten worse in recent years to the extent that it is becoming a hazard to living standards expected by an average human being.

It is appalling to hear that planning is being made to expand it and extend it to another 30 years.

I sincerely request you to not grant the extension and close the landfill to the benefit of the community and our children who are living and growing up here.

Thank you,
Jawahar

From: Jim Hunt [mailto:jim-hunt@sbcglobal.net]

Sent: Saturday, January 10, 2015 3:42 PM

To: Taylor, Kevin@CalRecycle; Jim Hunt

Subject: Horrible smells spreading over densely populated areas from the Milpitas Dump

Dear Mr. Taylor,

A neighbor passed your email address on to me recently, in connection with the increasingly common bad smell we are experiencing at my home. The source is clearly a nearby trash-dump. I assume it is the Milpitas dump, because the smell from that dump is commonly found as I drive to work, south down 880. That smell permeates the area with increasing pungency as I approach the Dixon Landing exit, whether I'm driving north or south on I-880.

When I moved into my home in South Fremont back in 1999, the bad smell was very rare. We would have only a handful of days per year, when the smell from the dump would assault us. But in the past months and even the past year or two, the horrible smell is present with increasing frequency and strength.

When I heard there was a plan to extend the use of that dump, I was disgusted and disappointed. I always believed that as the Milpitas and South Fremont areas became more densely populated and built up with stores and restaurants, that the dump would be phased out. Put bluntly, it is insane to keep a dump going in the middle of such urbanization.

To give you some numbers: Approximately 4-5 days out of the past 7-days/week, the horrible smell has assaulted our neighborhood. I hope you can help!

Best,

Jim Hunt
Camphor Avenue, Fremont, CA 94539

From: Xiao Wei [mailto:weixiao@me.com]
Sent: Saturday, January 10, 2015 4:16 PM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby Island Landfill Expansion--garbage can't be put above people!

Hi Kevin,

My name is Xiao Wei, and I am a resident in Milpitas. The odor from the Newby Island Landfill is getting worse and worse, appearing almost every day now. Even my friends living in 95131 area can smell the disgusting odor very frequently. The odor is so strong that sometimes I just cannot make it out of the door, let alone allowing my kid to play outside. I am deeply concerned with the health of my family and that of other Milpitas and North San Jose residents. I strongly oppose the City of San Jose's decision to grant Newby Island Landfill the expansion permit.

I am particularly frustrated and upset with this expansion permit because the City of San Jose seemingly ignores the fact that the community in this neighborhood is expanding drastically fast. I am furious that the City of San Jose chooses to protect the garbage company's profits at the price of the life quality and wellbeing of every single resident in this community. I am also curious what profound reasons the City of San Jose can give to support their dedication to maintain the dump site in a highly populated urban area. I cannot think of any!

I also found some more information for your review:

The garbage dump site in Newby Island will reach its maximum capacity of 50.8 million cubic in 2016. As victims of nuisance odor from the dump site, we all are longing for the date of closure. It is shocking that we recently find that the garbage dump site has an expansion permit from city of San Jose to extend its operating time from 2020 to 2045 and expand its capacity from 150ft to 245ft(65.8 million cubic).

We are strongly opposing it!

Enough is enough! It is time for the dump site to retire and not to expand.

Here is the list few reasons out of million we call a petition to retire the garbage dump site in Newby Island:

1. **The Newby Island garbage dump site expansion project is absolutely absurd since it is located in a town that population has soared dramatically.** When the dump site was selected, Milpitas population was only 800 and Santa Clara County was 145,000 people. Now it has soared to close to 70,000 and 1.8 million people accordingly. In the 1930s, there were no schools, no commercial buildings, and no HW 880, 680, or 237 near the **Newby Island garbage dump site**. Nowadays, the daytime population within a 2 mile radius alone is around 100,000 and growing. HW 880 traffic averages more than 120,000 cars per day. The unpleasant odor can travel to every part of Milpitas by the wind blowing. Depending on the wind' directions and speed, the stinky odor can reach to Fremont, Santa Clara, North San Jose, Sunnyvale, and more. The area and population affected by the unhealthy odor are a stunning number! It is not proper to approve the **Newby Island garbage dump site expansion** project in the hub of Silicon Valley.

2. **The Newby Island garbage dump site expansion project should not be granted a permit since it is a public nuisance and has crossed the threshold of CEQA Guidelines.**

1) **Definition of public nuisance:** Under California law, a public nuisance is defined as a nuisance which affects at the same time an entire community or neighborhood, or any considerable number of persons, although the extent of the annoyance or damage inflicted upon individuals may be unequal. *See* Cal. Civ. Code § 3480. Thus, anything which is injurious to health, or is indecent, or offensive to the senses, or an obstruction to the free use of property, so as to interfere with the comfortable enjoyment of life or property by an entire community or neighborhood, or by any considerable number of persons, or unlawfully obstructs the free passage or use, in the customary manner, of any navigable lake, or river, bay, stream, canal, or basin, or any public park, square, street, or highway, is a public nuisance. *See* Cal. Penal Code § 370.

2) If the Distance between the nuisance odor source to existing residential, recreation, commercial, and industrial developments is less than **one mile**, it would be considered as a significant impact. CEQA Guidelines (Dec 1999. Page 18). The EIR (environmental Impact Report) identified that the nearest residence is located about 0.4 miles away from the NIRR. In fact, within 0.5 mile, there is Dixon landing park high density Condos, Cisco Office buildings, and McCarthy Mall. In 2 miles, there are 8 schools, numerous residential, restaurant, office, commercial buildings.

3) **Odor complaints significant impact threshold is 1 confirmed complaints in 3 years and 3 unconfirmed complaints in 3 years.** In 2005-2008, there were 3 confirmed and 155 unconfirmed landfill odor complaints. Over 130 complaints had been logged by BAAQMD, a significant part was attributed to garbage odor, and Milpitas city odor website received over 450 complaints during the most recent 12 months. On social media, @Milpitas stinks has had 1656 odor complaints tweeted within the past 15 months. Collectively, it average 5 complaints per day. The amount of complaints is far over the threshold. **It is not clear why the city of San Jose gave Republic Services Inc the Newby Island garbage dump site an expansion permit while it is apparently a public nuisance and has significant impact on residents in Milpitas, Santa Clara, Fremont, and N San Jose unless they excluded residents of Milpitas, Fremont, Santa Clara, and N San Jose in their consideration.**

3. **It is a wrong direction for environmental protection to expand the Newby Island garbage dump site.** While other landfill sites have been closed or closed early without violating any regulations and laws, the City of San Jose granted the expansion permit to the Newby Island garbage dump site with history of 5 violations after the EIR study period. As of [12/1/2008](#), Tri cities recycling and disposal facility is closing, and on 1/31/2006 West Contra costa Landfill closed.

Residents in Milpitas, Fremont, Santa Clara, and N San Jose, a phone call or email complaint won't solve our problem. For generations we have been tolerating this nasty odor, airborne bacteria, rodents, feces, dangerous chemicals within less than 1 mile of Milpitas residents. It is time to retire the garbage dump site! We believe the California State Government is from the people, by the people, and for the people. If every resident speaks out by signing this petition, our voice can be heard by the City of San Jose and California State Government. Only residents can help each other to restore clean air, clean water, and beautiful land. City of San Jose, Republic Services Inc., please return to residents a house where we can open our windows to breathe fresh air, and a place where kids can play outdoors without holding their breath!

Best, Xiao

From: kun xia [mailto:kun.xia@yahoo.com]
Sent: Saturday, January 10, 2015 7:31 PM
To: Taylor, Kevin@CalRecycle
Subject: NO PERMIT for newby island dump expansion

Hi Kevin

I am resident in milpitas, I heard that the dump is ask for double its size and operate for next 30 years. This request is ridiculous and as a resident in milpitas, I have been harassed by the odor from time to time. If you issue the permit the odor will be double and last 30 years. Can live in the house with garbage in the back yard? If the dump belongs to Milpitas, we will never permit it operatiing, however it belongs to san jose and san jose scarifies the people in other city just to benefits small amount of people. It is shameful for those politician. I hope you can make the wise decision and NOT to issue permit to its expansion.

Please help us and our kids.

Thanks
Kun

From: Sophia Sun [mailto:sunsophia@hotmail.com]

Sent: Sunday, January 11, 2015 10:12 AM

To: Taylor, Kevin@CalRecycle

Subject: Newby Island dump expansion

Dear Kevin,

I am a resident of Fremont, and I always go to the restaurants in Milpitas that provide the best food in the world. Sometimes I feel the very bad smell after dinner, I almost throw up the yummy food. I am quite sure we have better ways to solve the problem.

I trust you and trust our government.

Hongbo

From: Nina Dai [mailto:dlq23@yahoo.com]

Sent: Sunday, January 11, 2015 10:27 AM

To: Taylor, Kevin@CalRecycle

Subject: stop landfill!!!

Enough is enough!!!

Stop landfill!!!

Stop the permit!!!

Give back the clear air to us and our next generation!!!

Nina's families and friends

From: Jin He [mailto:jinn.he@gmail.com]
Sent: Sunday, January 11, 2015 2:28 PM
To: Taylor, Kevin@CalRecycle
Subject: please Stop Newby Island Landfill Expansion

Stop Newby Island Landfill Expansion--garbage can't be put above people!

-----Original Message-----

From: veena [mailto:vatirumalai@yahoo.com]

Sent: Sunday, January 11, 2015 6:47 PM

To: Taylor, Kevin@CalRecycle

Subject: stop Newby landfill Permit!

PLEASE.....

From: Ping Yu [mailto:yu.ping3@gmail.com]

Sent: Sunday, January 11, 2015 8:41 PM

To: Taylor, Kevin@CalRecycle

Subject: stop Newby landfill Permit!

from: Ping Yu

address: 42023 Paseo Padre Parkway, Fremont, Ca 94539

Thanks!

Ping

From: Debu Chatterjee [mailto:debuchat@yahoo.com]
Sent: Sunday, January 11, 2015 10:03 PM
To: Taylor, Kevin@CalRecycle
Subject: Close Newby landfill.

As a resident of Fremont, having seen the odor extend past the immediate Milpitas/warm springs area to greater Fremont, I urge you not to extend the permit for this landfill beyond its current time line of few more years.

As a resident and a business owner Fremont will be a less attractive place for employees to join irrespective of the Bart extensions to warm springs and San Jose.

Urge you to maintain the current phase out.

Regards,

Debu

Sent from my iPhone
510 396 2337

From: Deepak Lala [mailto:deepak.lala@gmail.com]

Sent: Monday, January 12, 2015 6:05 AM

To: mayoremail@sanjoseca.gov; District1@sanjoseca.gov; District3@sanjoseca.gov; District4@sanjoseca.gov; District5@sanjoseca.gov; District6@sanjoseca.gov; District7@sanjoseca.gov; District8@sanjoseca.gov; District9@sanjoseca.gov; District10@sanjoseca.gov; Taylor, Kevin@CalRecycle
Subject: stop Newby landfill Permit!

Dear Major/Council Member,

I am writing to you today as a strongly concerned citizen and a resident of 94539 zip code about Newby Landfill. In the past 20 years, I have lived in Milpitas and had to endure "summer" odors. This not only affected my quality of life while owning a townhome in Dixon Landing area, but was one of the key reasons for us to sell our townhome and move north to Fremont-94539 zip code.

The situation has become so worse that last few weeks we had the odor travelling all the way to Fremont Mission area and residents had to stay in or endure the foul sewer-like smell. To hear that Newby landfill is planning not only on continuing the landfill but even expanding it is no less than slap in the face of resident citizens like me.

As our elected officials, I urge you to please have Newby wind up its operations near the now populated corridor.

Regards
Deepak Lala

From: Krithiga Bothra [mailto:krithigasb@gmail.com]
Sent: Monday, January 12, 2015 9:29 AM
To: Taylor, Kevin@CalRecycle
Subject: Odor

Hi,

I live in Fremont and I've noticed the odor is getting worse :(We have an almost daily stench and it's making it difficult to spend time outside, especially around pacific commons, warm springs and other parts of south Fremont. Please do something to stop this because it is making our area uninhabitable, and it's also going to turn businesses away! I heard there are plans to expand the dump near what is NOW a highly populated area! That is truly unacceptable.

On Saturday we went to McCarthy ranch and it was even worse over there. You could smell it from the highway!

Thanks for your attention to this matter.

Krithiga Bothra

Sent from my iPad

From: Quan Tran [mailto:qatran1997@gmail.com]
Sent: Monday, January 12, 2015 10:17 AM
To: Taylor, Kevin@CalRecycle
Subject: PLEASE STOP THE NEWBY LANDFILL PERMIT

Hi Kevin,

I am writing this email to urge you to stop San Jose city from renewing the Newby landfill permit.

Every day, from my home to work and back, I have to endure the intense trash smell when driving on freeway 880 between Calaveras and Mission Blvd; I have to use my car's air-recycle option to stop the smell from entering into the car. Recently, the smell even spreads to areas further inland when I tried to use freeway 680. It even spreads to where my daughter schools are -- Gomes Elementary and Hopkins Middle, both in Fremont.

The landfill has grown over the years that it now looks more like a flat top mountain when viewing by driving on freeway 680. Due to its location right at the shoreline, the landfill smell spread to such a large area by the wind and pollutes the air to a point of un-expected to residents in North San Jose, Milpitas, and Fremont cities. It also affects our children growing up in the areas that they will not know the difference between fresh shoreline smell and landfill smell. To us, shoreline breeze locks us in house instead of invites us outside to enjoy its freshness.

Again, for the health of residents in North San Jose, Milpitas, and Fremont cities, please stop San Jose city from renewing the Newby landfill permit.

Thank you for your helps,

Quan Tran
A Fremont city resident

From: behlmeenal@gmail.com [mailto:behlmeenal@gmail.com] **On Behalf Of** Meenal Behl
Sent: Monday, January 12, 2015 10:24 AM
To: Taylor, Kevin@CalRecycle
Subject: Odor from the landfill

Hi Kevin,

I just wanted to let you know that the odor from the landfill has been increasing and we can smell it on our yard as well as around Fremont. I was at Costco the other day and had to hold my breath to go in and out of Costco. We really need to do something about the landfill.

Thanks

Meenal Behl

From: Ji Yang [mailto:yangjihl@hotmail.com]

Sent: Monday, January 12, 2015 11:14 AM

To: Taylor, Kevin@CalRecycle

Subject: stop Newby landfill Permit!

Dear Kevin,

During past weeks, I smelled trash-like odor in the area. Our kids also suffered during the school time, esp at PE class. And I believe it's from Newby landfill neary 880 Dixon landing.

If SJ city got permit to expand the landfill to 2045, increasing height by near 100 feet, the smell would get stronger and more people would smell and got sick.

Please help to stop it!

Thanks

Ji

From: elaine zheng [mailto:elaine_zheng@yahoo.com]

Sent: Monday, January 12, 2015 12:32 PM

To: Taylor, Kevin@CalRecycle

Subject: Stop Newby Landfill State Permit

Kevin:

Thanks for taking this. We strongly oppose this. It is bad for the residents and the environment.

Elaine

From: Saurabh Chopra [mailto:saurabhchopra.sc@gmail.com]
Sent: Monday, January 12, 2015 2:34 PM
To: Taylor, Kevin@CalRecycle
Subject: Odor from Newby island landfill

Kevin,

I understand that you are collecting information on the Newby island landfill. I have lived in Fremont for 1.5 years, and in north san jose for 3 years prior to that. Over the years, the odor from the landfill has gone bad to worse. My daughter went to school in milpitas, and I cannot recall a single day when I did not smell the bad odor while picking her up from school. Over the last few months, the smell has made its way all the way to fremont. I sincerely hope we begin the process of shutting down this landfill. It is an environmental hazard, and I certainly won't want our kids being exposed to whatever is oozing out of that landfill.

Happy to discuss further or answer any questions.

Thanks,
Saurabh
312-493-5574

From: Yuet (Westcott) Suen [mailto:yuetsun@yahoo.com]
Sent: Monday, January 12, 2015 3:21 PM
To: Taylor, Kevin@CalRecycle
Subject: No permit renewal for Newby Landfill

Hi Kevin

The stinky smell is a health concern for us in the neighborhood. We oppose the permit renewal.

Regards,
Westcott Suen

From: Karthik Prakash [mailto:karoct22@gmail.com]
Sent: Tuesday, January 13, 2015 11:31 AM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby landfill Permit!

Hello Sir,

Please help us by stopping landfill permit near Milpitas.

Thanks

From: Rajesh Balwani [mailto:rajeshbalwani@gmail.com]

Sent: Monday, January 12, 2015 10:18 PM

To: Taylor, Kevin@CalRecycle

Subject: Stop Newby Island Landfill Expansion and move it out due to health concern

Kevin,

I strongly oppose the expansion of the Newby Island Landfill expansion. It makes the entire area smells really badly and it is also a health risk. I will appreciate if you would take some action on it.

Please do see following petition with details below where more then 10,000 people have voiced there opinion by signing the petition.

www.tinyurl.com/stoplandfill

Please also take further action to only stop the expansion but also moving the landfill out of city.

Thanks,

Rajesh Balwani

cell: 408-480-3343

From: Y Hu [mailto:yhu100@yahoo.com]
Sent: Tuesday, January 13, 2015 11:15 PM
To: Taylor, Kevin@CalRecycle
Subject: Complaint about Newby Island Dump in San Jose, CA

Dear Kevin,

I am Yongqi living in Fremont, CA. I am writing to let you be aware of the annoying Newby Island Dump in San Jose. This dumping ground frequently spreads stinky odors to Fremont and Milpitas' high density resident areas within several miles in radius, especially in winter and spring seasons. The odor is year round. Today when I walked out of my home to go to work, I felt so suffocated by stinky smell. This dumping ground is stopping our kids from playing outside, hurting our health and reducing the life quality. CA government shouldn't give permit to have the dumping ground so close to the resident areas and business centers. I urge you to have a complete investigation on the negative impacts from this dumping ground and visit residents nearby. San Jose city is selfish to have its dumping ground at its border, but let dumping ground hurt the health of residents in Fremont and Milpitas. CA government shouldn't allow this to continue.

Best regards,

Yongqi
(408)2304475

From: Kadakia, Swati [DPYUS] [mailto:SKadakia@its.jnj.com]

Sent: Monday, January 12, 2015 2:51 PM

To: Taylor, Kevin@CalRecycle

Subject: Smell from the Garbage dump

The smell is very bad and it bothers everybody in the neighborhood. We cannot sit in the backyard or go for a walk.

Thank you

Swati Kadakia

From: Paul Lin (Fremont) [mailto:Paul.Lin2@wdc.com]
Sent: Wednesday, January 14, 2015 10:15 AM
To: Taylor, Kevin@CalRecycle
Subject: Fremont and Milpitas landfill smell

Dear Kevin,

I was told by friends that you are collecting information and concerns about the proposed landfill expansion.

I just wanted to request that the dump expansion be rejected unless there is a study and high confidence plan for addressing the odor problem.

It seems to me that year on year, the odor is getting worse. This year, and today, is the worst I've smelled in the last decade+. I live and work in Fremont and have grudgingly dealt with the bad smell on hot muggy days, but it seems that it's becoming a 24-hour a day, year round issue. It's a bit crazy. If something doesn't happen, I plan to move and change jobs.

Regards,

Paul Lin
Sr. Principal Engineer
Western Digital, MHO, HAMR Light Delivery

paul.lin2@wdc.com
510-683-6684
44200 Osgood Road
Fremont, CA 94539

From: Poonam Murgai [mailto:pmurgai@nimblecat.com]
Sent: Wednesday, January 14, 2015 10:19 AM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby landfill Permit

I am against this permit. I have been experiencing an intolerable smell around my house at 45987 Paseo Padre Pky, Fremont, CA 94539 from this garbage dump, over the last two weeks.

Poonam Murgai
(510)440-1070

From: PETER LEE [mailto:piccpeter@gmail.com]
Sent: Wednesday, January 14, 2015 10:39 AM
To: Taylor, Kevin@CalRecycle
Subject: with the header : Stop Newby landfill Permit

Kevin:

Hi !

I strongly disagree the renewal of Newby landfill Permit due to a strong air pollution problem around our area.

Thank you in advance !

Peter Lee

From: Christy Turnlund [mailto:turnlund1@comcast.net]
Sent: Wednesday, January 14, 2015 11:17 AM
To: Taylor, Kevin@CalRecycle
Subject: Dump smell in Fremont

Hi Kevin,

I want to lodge a complaint against the dump. The smell is really bad today. I smell it at my house on Kootenai dr Fremont.

Last week, I was waking up at 4 in the morning smelling the dump in my bedroom.

If you have questions for me

Christy Turnlund
Christyturnlund@gmail.com

From: Vijay [mailto:vijayvp@gmail.com]
Sent: Wednesday, January 14, 2015 11:27 AM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby landfill Permit Poonam

Hi Kevin,

I am sending this email to complain about the foul smell from the Dixon Landing landfill. Last couple of years we used to smell it a few 3-4 days a year. Now we are able to smell is for 3-4 weeks. Kindly do the necessary to stop this landfill.

Regards,
Vijay Polavarapu
125 Totem ct,
Fremont, CA 94549
(Ph) 408 702 8945

From: Richard Heuser [mailto:rheuser@cadorian.com]
Sent: Wednesday, January 14, 2015 11:38 AM
To: Taylor, Kevin@CalRecycle
Cc: Madolyn Heuser; Poonam Murgai
Subject: Oder

Kevin,

I understand that you are the person that I should give my concerns to about the odors we have been experiencing. They started recently, no more than 3 weeks ago. However, they are now a regular visitor to our neighborhood. Last even about 9:15 I was outside and the smell from the dump was quite strong.

I do not now what changed but it of great concern to me and my neighbors. Please feel free to call me if you would like more information.

Richard Heuser
1-510-219-7701
Dick.heuser Skype

310 Tumbleweed Court
Fremont, CA 9453

From: Karen DSouza [mailto:robieanddexter@yahoo.com]
Sent: Wednesday, January 14, 2015 12:19 PM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby landfill Permit

Dear Kevin Taylor:

I am writing to complain about the truly hideous smell emanating from the garbage dump/recycling plant located near our house in the Mission San Jose neighborhood of Fremont. The smell is awful and is particularly bad in the mornings although it is noticeable most of the day. It's so unpleasant and so pervasive that it can't be ignored and I fear it will erode the quality of life in our community and decrease property values as well. Please take whatever measures are necessary to remedy this situation.

Karen D'Souza
130 Kootenai Drive
Fremont, CA
510-657-7740

From: Nancy Newman [mailto:ncynrsern@gmail.com]
Sent: Wednesday, January 14, 2015 1:28 PM
To: Taylor, Kevin@CalRecycle
Subject: Re Milpitas landfill

I have lived in the South end of Fremont for over 35 years and never remember the bad odor that is now prevalent outdoors. I sincerely hope the landfill will not be expanded and will not remain for more years than originally planned.

Nancy Newman
ncynrsern@gmail.com

Dear Sir/Madam,

We are strongly opposed to the proposed expansion of the Newby Island Resource Recovery Park (NIRRP). The landfill is already seriously impacting the quality of life of the residents of Milpitas and nearby area (south Fremont, north San Jose). Most of them cannot open their windows to get fresh air. In the bad days, you cannot even stay outside and the bad odor even spreads to SunnyVale and Mountain View area.

To make the already situation worse, City of San Jose is in the process of approving a proposal by NIRRP to increase the height of a landfill from 150 feet to 245ft i.e. by another 95ft and extend life of the landfill by another 30 years. with the vertical addition to 245ft, Fremont, Santa Clara, N San Jose, Union city, and Sunnyvale will become today's Milpitas where the residents cannot open their window for fresh air, kids in schools smell the garbage odor on their playgrounds, and people just want to move out from the area and don't want to buy houses here.

I believe CA government won't let hundred of thousands people working and living there suffer the same and even worse problem for another 30 years. This letter is to earnestly request you to stop this expansion and save the citizens in this area.

Thanks,

Leo

Hi Kevin,

I strongly against with the Newby landfill permit. The odor is not only strongly present in 880 that I drive by every workday, but often obvious even around my home in Fremont, when the wind direct it there. If the permit is granted, since the garbage dump would be much bigger, much more people would be affected.

I strongly against issuing the Newby landfill permit. Please help to stop it.

Sincerely,

Yonghong Zhang
43425 Jerome Ave.
Fremont, CA, 94539

Hi,

My Name is Dheeraj Sindhi. I live in Milpitas(Alegra Ter), which is very close to Newby waste processing facility. I moved here this in Feb 2014. I have noted the smell many times since I moved here (mostly during summer). It is almost every other day. In-fact sometime multiple times in a day. It is embarrassing to invite guests who are sitting outside in the porch with us and suddenly this smell come to your nose. It did happen

Earlier I was staying in Santa Clara area for more than 7 Years and do not recall any occasion when I smelled any bad odor. However, after moving to Milpitas, I realized that odor is frequent visitor in this area.

I was surprised when I heard recently that City of San Jose has approved the expansion. First thought comes in mind "How can they expand the landfill". In-fact we should punish Newby management for spreading odor and making my city Milpitas

Also I heard in the news that Newby island says that smell is Bay smell. I can tell you its not true. I TESTIFY against this as Milpitas resident. People call my city smellpitas. There is even a twitter group about Milpitas smell. You can see 5-10 Tweets almost every day that Milpitas smells bad.

As resident of Milpitas City, my request is to consider the closure of this facility not expand it. It is effecting our daily life. Even my 3 year kids ask, daddy! what is this smell.

Please consider my email as public comment and stop the expansion.

Thanks
Dheeraj

From: snow [mailto:rainywater6@gmail.com]
Sent: Thursday, January 15, 2015 9:33 PM
To: Taylor, Kevin@CalRecycle
Subject: stop Newby landfill Permit!

Hi Kevin,

I heard that San Jose was going to expand Newby landfill, but this would impact our air quality much, the smell is already so bad now.

Please advise to stop this plan!

Thanks a lot!

Li

From: Ruming Liu [mailto:liuruming@gmail.com]

Sent: Tuesday, January 27, 2015 8:54 PM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Marjorie.DaileyChadwick@calrecycle.ca.gov; Taylor, Kevin@CalRecycle

Subject: Stop Newby landfill New Permit!

Dear Officer,

This is Ruming Liu living in the Berryessa area, Zip code 95131, 15 mins walking/5 mins driving distance from Lowe's North San Jose and 7.3 miles from Newby Island Landfill. We smell really strong landfill odor tonight and around 3:30pm this afternoon, and three times last week. Tonight is particularly strong and it's really hard to breath. We can smell very obvious odor at home. We recently moved to this area from Redwood Shores. Hard to believe this is a living area.

Please help us and resolve the issue and stop granting permit re expansion of the landfill. If you have any questions, please email me. Thanks!

Best,

Ruming Liu

Dear Kevin,

I was told by friends that you are collecting information and concerns about the proposed landfill expansion.

I just wanted to request that the dump expansion be rejected unless there is a study and high confidence plan for addressing the odor problem.

It seems to me that year on year, the odor is getting worse. This year, and today, is the worst I've smelled in the last decade+. I live and work in Fremont and have grudgingly dealt with the bad smell on hot muggy days, but it seems that it's becoming a 24-hour a day, year round issue. It's a bit crazy. If something doesn't happen, I plan to move and change jobs.

Regards,

Paul Lin

Sr. Principal Engineer

Western Digital, MHO, HAMR Light Delivery

paul.lin2@wdc.com

510-683-6684
44200 Osgood Road
Fremont, CA 94539

From: Poonam Murgai [mailto:pmurgai@nimblecat.com]
Sent: Wednesday, January 14, 2015 10:19 AM
To: Taylor, Kevin@CalRecycle
Subject: Stop Newby landfill Permit

I am against this permit. I have been experiencing an intolerable smell around my house at 45987 Paseo Padre Pky, Fremont, CA 94539 from this garbage dump, over the last two weeks.

Poonam Murgai
(510)440-1070

Kevin:

Hi !

I strongly disagree the renewal of Newby landfill Permit due to a strong air pollution problem around our area.

Thank you in advance !

Peter Lee

Hi Kevin,

I want to lodge a complaint against the dump. The smell is really bad today. I smell it at my house on Kootenai dr Fremont.

Last week, I was waking up at 4 in the morning smelling the dump in my bedroom.

If you have questions for me

Christy Turnlund
Christyturnlund@gmail.com

Hi Kevin,

I am sending this email to complain about the foul smell from the Dixon Landing landfill. Last couple of years we used to smell it a few 3-4 days a year. Now we are able to smell it for 3-4 weeks. Kindly do the necessary to stop this landfill.

Regards,
Vijay Polavarapu
125 Totem ct,
Fremont, CA 94549
(Ph) 408 702 8945

Dear

Director Mortenson,
Chief deputy director DaRosa
Deputy Director De Bie
Deputy Director Levenson
Deputy director Ortiz
Branch Chief Markie
Manager Taylor
Supervisor Nevin Yeates
Integrated Waste Management Specialist Kiruja

We ask for your support to OPPOSE the expansion of the Milpitas Newby Island Dump from 150 feet above sea level to 245 feet above sea level, a 63% increase. This expansion will increase the dump's capacity from 50 Million Cu Yds to 65 Million Cu Yd, a 30% increase. In addition to expanding the dump's size, the vote will also include whether or not to extend the dump's planned closure date to 2041, 16 years beyond its current planned closure date of 2025. With this expansion plan, the dump not only becomes a prominent eyesore, but its 30% increase in garbage placed 63% higher into the sky probably means more intense odors dispersed greater distances. Already, we often smell the dump from our schools and homes. Because the foul odor emanating from the dump adversely affects us, our children, our schools, our home values, our community, our quality of life, and our health.

A better solution would be to increase recycling and reduce garbage.

We ask for your support in OPPOSING this project and focus on recycling and garbage reduction.

Thank you.

Gautam S Thockchom
3452 Woodside Ter
Fremont CA 94539

Dear

Director Mortenson,
Chief deputy director DaRosa

Deputy Director De Bie
Deputy Director Levenson
Deputy director Ortiz
Branch Chief Markie
Manager Taylor
Supervisor Nevin Yeates
Integrated Waste Management Specialist Kiruja

We ask for your support to OPPOSE the expansion of the Milpitas Newby Island Dump from 150 feet above sea level to 245 feet above sea level, a 63% increase. This expansion will increase the dump's capacity from 50 Million Cu Yds to 65 Million Cu Yd, a 30% increase. In addition to expanding the dump's size, the vote will also include whether or not to extend the dump's planned closure date to 2041, 16 years beyond its current planned closure date of 2025. With this expansion plan, the dump not only becomes a prominent eyesore, but its 30% increase in garbage placed 63% higher into the sky probably means more intense odors dispersed greater distances. Already, we often smell the dump from our schools and homes. Because the foul odor emanating from the dump adversely affects us, our children, our schools, our home values, our community, our quality of life, and our health.

A better solution would be to increase recycling and reduce garbage.

We ask for your support in OPPOSING this project and focus on recycling and garbage reduction.

Thank you.

Ray & Ling Martin
47736 Avalon Heights Terrace
Fremont CA 94539

Hi Kevin,

I strongly against with the Newby landfill permit. The odor is not only strongly present in 880 that I drive by every workday, but often obvious even around my home in Fremont, when the wind direct it there. If the permit is granted, since the garbage dump would be much bigger, much more people would be affected.

I strongly against issuing the Newby landfill permit. Please help to stop it.

Sincerely,
Yonghong Zhang
43425 Jerome Ave.
Fremont, CA, 94539

From: Dheeraj Sindhi [mailto:dsindhi@gmail.com]

Sent: Thursday, January 15, 2015 8:33 PM

To: sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; Mortensen, Carroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Stop Newby Island Expansion (Public Comment) from Dheeraj Sindhi

Hi,

My Name is Dheeraj Sindhi. I live in Milpitas(Alegra Ter), which is very close to Newby waste processing facility. I moved here this in Feb 2014. I have noted the smell many times since I moved here (mostly during summer). It is almost every other day. In-fact sometime multiple times in a day. It is embarrassing to invite guests who are sitting outside in the porch with us and suddenly this smell come to your nose. It did happen

Earlier I was staying in Santa Clara area for more than 7 Years and do not recall any occasion when I smelled any bad odor. However, after moving to Milpitas, I realized that odor is frequent visitor in this area.

I was surprised when I heard recently that City of San Jose has approved the expansion. First thought comes in mind "How can they expand the landfill". In-fact we should punish Newby management for spreading odor and making my city Milpitas

Also I heard in the news that Newby island says that smell is Bay smell. I can tell you its not true. I TESTIFY against this as Milpitas resident. People call my city smellpitas. There is even a twitter group about Milpitas smell. You can see 5-10 Tweets almost every day that Milpitas smells bad.

As resident of Milpitas City, my request is to consider the closure of this facility not expand it. It is effecting our daily life. Even my 3 year kids ask, daddy! what is this smell.

Please consider my email as public comment and stop the expansion.

Thanks
Dheeraj

From: snow [mailto:rainywater6@gmail.com]

Sent: Thursday, January 15, 2015 9:33 PM

To: Taylor, Kevin@CalRecycle

Subject: stop Newby landfill Permit!

Hi Kevin,

I heard that San Jose was going to expand Newby landfill, but this would impact our air quality much, the smell is already so bad now.

Please advise to stop this plan!

Thanks a lot!

Li

From: Niu Jin [mailto:jin.niu@gmail.com]
Sent: Thursday, January 15, 2015 9:54 PM
To: Taylor, Kevin@CalRecycle
Subject: Stop the Newby landfill expansion and save the Silicon Valley!

Dear Mr. Taylor,

I am writing this email to request you to stop the Newby landfill expansion and save the Silicon Valley!

I have lived in North San Jose and Milpitas for almost 10 years. I can testify that the odor from Newby landfill is getting worse each year, as more garbage is dumped in the landfill. I even once smell the odor once early this year in Sunnyvale where I work, which is almost 7 miles away from the Newby landfill. So clearly the odor is now no longer limited in Milpitas even with the current landfill height and capacity.

If the Newby landfill is expanded, the disgusting and unhealthy odor will surely reach further, and will be smelled more often. San Jose will be no longer attracting high-tech as the best talent don't want to live and work in Stinky valley!

Your careful consideration on this matter will be greatly appreciated!

Sincerely,

Niu Jin

From: Willow Hwang [mailto:stanfordcardinal2004@gmail.com]
Sent: Thursday, January 15, 2015 11:43 PM
To: Taylor, Kevin@CalRecycle; Mortensen, Carroll@CalRecycle
Cc: stanfordcardinal2004@gmail.com
Subject: Public Comment re Newby Island Landfill
Dear Members of CalRecycle Permitting Unit & the Planning Committee of San Jose,

Below are reasons why we join tens of thousands of bay area residents in **adamantly protesting** the expansion of the Newby Island Landfill to an **UNPRECEDENTED 245 ft high (25 stories high)**:

1. 1. The State Of CA & the city of San Jose has been recruiting big tech companies to Silicon Valley, specifically in North San Jose at North 1st Street & the 237 Hwy Junction. This is one of the few places with land left in the bay area but unfortunately ~ 3 miles downwind from the Newby landfill. With more high tech companies to the region mean more job opportunities, tax revenue on both the state and local level but it can only happen in the absence of a 25 stories high Newby landfill.

2. 2. Examples of successful recruitment to the area include Brocade, Samsung (who chose CA instead of Texas for their research & development facility). The recruitment of Samsung was significant enough for Gov Brown to attend the ground breaking ceremony to build SamSung in North San Jose. <http://www.samsung.com/us/sjexpansion/>

3. 3. The City of San Jose also plans to create a flourishing urban center off the 237 highway with not only corporate offices but town houses, retail stores and restaurants.

http://www.mercurynews.com/business/ci_24872622/transformation-north-san-jose-into-urban-tech-hub

4. 4. As a frequent commuter through the 237 hwy, & as many motorists can testify to you, we can say 237 hwy stinks first, stinks most frequently with the strongest odor compare to any other areas of Milpitas. **Santa Clara's new 49er stadium is ~ 3.5miles away & downwind from the Newby landfill. It will only get worse if the Newby landfill is allowed to expand to an unprecedented 245 ft high.**

5. 5. **Approving the Newby landfill expansion also shows the nation & other states (e.g. Texas, Oregon, New York) who also want to recruit tech companies that the state of CA seems to be in a self-defeating effort where in 2013, one state agency works hard to recruit the folks like Samsung to come. Then, in 2015 another state agency approves a 245ft landfill of epic proportion (25 stories high) for all those in a 5-10 mile radius to smell day in and day out.**

As part of a grass root effort, we have reached out to the public relation personnel of Brocade, SamSung, Polycom, Flextronics and many more tech companies along highway 237 to speak up against the consideration of a 245ft landfill near their corporate offices.

We understand the trash has to go somewhere and are definitely open to conversations regarding higher charges for garbage disposal if the landfill is moved to a more remote region.

Finally, we believe a big part of California's economic recovery from the greatest recession since the Great Depression is due to a strong tech industry contributing tax dollars to the state budget and recovery of housing prices contributing to local taxes to support schools and essential local services. To this end, please choose clean air to foster economic expansion & quality of life where children/families can go outside to a park, free of pungent odors instead of choosing a landfill expansion that brings daily offensive odors to an already very densely populated region and would negate all previous efforts for economic growth and stability.

Respectfully,

Hwang Family

Dear Calrecycle officials,

Wish all of you just had a great holiday. For this past holiday season, my family and many people living at North San Jose, Milpitas and Fremont had a terrible stinky Christmas and New Year. In fact, we had no break from the odor from Newby Island landfill since Dec.22nd, 2014. With this frequently occurring odor problem, I urge you to NOT grant the expansion permit.

When I bought my house in 2010, which is five miles away from the landfill, I can only smell the stinky odor less than two weeks out of one whole year. But in the past two years, the problem is getting worse and worse. It's not responsible for the Republic Service to expand the landfill when the odor problem is exasperating. It's also not responsible for the commissioners to grant them expansion permit when the odor is hurting hundreds of thousands people's health and life quality.

If the permit is granted, I believe the odor will spread far beyond the current impacted area. It will reach more areas in San Jose as well as other cities, such as Santa Clara, Sunnyvale, etc. It will cost much more to solve the problem at that time.

After several other landfill's closure, it is the right time to let the Newby Island landfill to end its life now. If you deny the permit, the whole bay area will become a better place to attract people and businesses, and you, would be remembered by the people as the great community contributors.

Thanks,
Qiuyuan Yang
Milpitas

Deny the Permit for the Newby Island Landfill Expansion

I have lived in Milpitas for the past 15 years. We love our City. However, we are subjected to the Odor generated by the Newby Island Landfill on a daily basis. If the Landfill with its existing capacity can't reduce the odor now, they won't be able to reduce the odor after the expansion. We the residents of Milpitas/Fremont/North San Jose deserve the right for clean breathable air.

Please deny the permit for the Newby Island Landfill Expansion for the following reasons:

1. Residents of Milpitas/Fremont/North San Jose deserve to breath clean odorless air. The expansion would keep the landfill open for a much longer period of time and extend the odor nuisance.
2. The deeply flawed EIR report titled "AIR QUALITY IMPACT ANALYSIS AND AIR TOXICS RISK ASSESSMENT FOR PROPOSED LANDFILL PROJECT NEWBY ISLAND SANITARY LANDFILL MILPITAS, CALIFORNIA" states no additional odor impact. However, they make the huge assumption that the odor mitigation strategies would work. We know that odor mitigation don't work with the current size of the landfill. So they will definitely won't work after the expansion.
(see below for citation)
3. The major source of odor was determined to be the compost areas and the City of Milpitas forced Newby to move to the western most location of the landfill. The expansion permit would allow it to relocate the composting areas to anywhere in the landfill causing even more odor for the nearby communities.
(see below for citation)
4. An independent odor study should be commissioned. Newby Island Landfill must first address the current odor issues. Next provide a *proven* odor mitigation strategy and implement it. Newby Island Landfill must be monitored for to determine that they can mitigate odor before the permit is granted.

Citations for 2:

Jump to "Appendix G: Landfill Change in Design Odor Assessment". You can search for "Appendix G" a few times until you hit the right section or jump to page 403 of the doc. page 416.

http://planning.sanjoseca.gov/planning/eir/Newby_landfill/Appendix%20C%20Air%20Quality%20Impact%20Analysis%20and%20Air%20Toxic%20Risk%20Assessment.pdf

Citations for 3:

http://www.ci.milpitas.ca.gov/pdfs/commissions/rsrac/2011/102511/item_03.pdf

"One of the key findings from that effort was that the location of significant odor sources (such as composting and food processing) has a direct connection to the levels of odor impacting the Milpitas community. This conclusion led to the relocation of the composting area to the western most section of the landfill to reduce the odor impact. The DEIR did not include any discussion of the Odor Control Action Plan or the specific odor mitigation measures included in the OIMP on file with the LEA. "

Fa Yoeu

From: Kun Xia [mailto:kun.xia@gmail.com]
Sent: Saturday, January 17, 2015 11:21 AM
Subject: NO permit for newby island expansion permit

Hi Sir/Madamn

I am resident of both Milpitas and San Jose, my two property are near Nieves St, Milpitas, CA and Postwood Dr, San Jose, 95132. I almost can smell the odor from the dump every other day in Milpitas house, in San Jose's house I can smell it almost twice every week.

The odor is annoying and I can not even use the backyard and do any outdoor activity. It cause my health problem I cough much more during the days it smells.

So please say NO for permit of the expansion of this dump, there are many dumps in the bay area.

The newby island is not cheaper than others but it does impact the life of around 1m people in the bay area.

Thanks
Kun

From: Raymond [mailto:nobel77@comcast.net]
Sent: Saturday, January 17, 2015 11:49 AM
To: Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; Taylor, Kevin@CalRecycle
Cc: Raymond Wong
Subject: Newby Island Landfill

As a resident of Milpitas for 24 years, I would like to express my concerns for the proposed expansion of the Newby Island Landfill. We have gathered over 12,000 signatures, attended two of the San Jose planning committees and a CalRecycle meeting in Sacramento to protest the expansion. I call on you as an representing officials to consider the outrage the citizens of Milpitas and surrounding areas have made. The odor from this landfill is intolerable and we have made over 500 formal complaints to the BAAQMD since December of last year. So far the BAAQMD has only paid lip service to us. They do not, for example monitor the Hydrogen Sulfide at Newby Island, which is the cause of the smell. And certainly they have done nothing to mitigate the odor we've been complaining about.

There will be a final decision by the San Jose Planning committee on the first week of February whether to grant Newby Island the land permit. We ask that you will support us and contact the San Jose Planning committee and tell to them to **Vote NO** for expanding the Newby Island Landfill.

Thank you,
Raymond

From: Kun Xia <kun.xia@gmail.com>
Date: January 17, 2015 at 11:20:32 AM PST
To: undisclosed-recipients;;
Subject: NO permit for newby island expansion permit

Hi Sir/Madamn

I am resident of both Milpitas and San Jose, my two property are near Nieves St, Milpitas, CA and Postwood Dr, San Jose, 95132. I almost can smell the odor from the dump every other day in Milpitas house, in San Jose's house I can smell it almost twice every week.

The odor is annoying and I can not even use the backyard and do any outdoor activity. It cause my health problem I cough much more during the days it smells.

So please say NO for permit of the expansion of this dump, there are many dumps in the bay area.

The newby island is not cheaper than others but it does impact the life of around 1m people in the bay area.

Thanks
Kun

From: Dheeraj Sindhi [mailto:dsindhi@gmail.com]
Sent: Saturday, January 17, 2015 12:51 PM
To: Taylor, Kevin@CalRecycle
Subject: Public Comment Jan 27th Meeting Against Section G Item # 3 (Newby Island Expansion)

Hi,

My Name is Dheeraj Sindhi. I live in Milpitas(Alegra Ter), which is very close to Newby waste processing facility. I moved here to Milpitas Feb 2014. I have noted the smell many times since I moved here. Earlier the summer was only during summer and now for last few days it is horrible even if its winter. It is almost every other day. In-fact sometime multiple times in a day. It is embarrassing to invite guests who are sitting outside in the porch with us and suddenly this smell come to your nose. It has happen

Earlier I was staying in Santa Clara area for more than 7 Years and do not recall any occasion when I smelled any bad odor. However, after moving to Milpitas, I realized that odor is frequent visitor in this area.

I was surprised when I heard recently that City of San Jose has approved the expansion. First thought comes in mind "How can they expand the landfill". In-fact we should punish Newby management for spreading odor and making my city Milpitas

Also I heard in the news that Newby island says that smell is Bay smell. I can tell you its not true. I TESTIFY against this as Milpitas resident. People call my city smellpitas. There is even a twitter group about Milpitas smell. You can see 5-10 Tweets almost every day that Milpitas smells bad.

As resident of Milpitas City, my request is to consider the closure of this facility not expand it. It is effecting our daily life. Even my 3 year kids ask, daddy! what is this smell.

Please consider my email as public comment and stop the expansion.

Thanks
Dheeraj Sindhi

Dear Sir,

I am writing this email to oppose newby island expansion. We are living in Milpitas almost a year now. We lived in Santa Clara for almost 7 years prior to that.

My house in Milpitas is very close to newby facility(less than half miles). it smells horrible almost every or other day.

my husband has raised odor complaint multiple times but nothing has changed. officer takes hour to two to arrive and by the time smell goes away. most of the time smell comes multiple times a day. they don't allow to file complaint more than once in a day.

anyway regardless of painful complaint process I want to testify that smell close to newby island is horrible

please do not grant expansion

thank you

Namita Easrani

From: Amit Tewari [mailto:amittewari@yahoo.com]
Sent: Saturday, January 17, 2015 3:52 PM
Subject: Stop Newby landfill New Permit!

Hi ,

I live near Jackson Street and Olive Ave in Mission District of Fremont 94539 zip code. We smell bad odor from the landfill on a regular basis. We completely oppose the new permit as it would render the area impossible to live for most ordinary citizens in our neighborhood.

Please stop the Newby landfill permit

Amit

Hi,

My name is Ting Ning. I live at 1245 Sajak Ave, San Jose, CA 95131.

I am strongly against the Newby Island Landfill expansion. I can smell the odor sometimes from my home or on my way to work. This has significantly impact on the health of my family.

Please help to stop Newby Island Landfill Expansion.

Best regards,
Ting

Dear Decision Makers,

I have been living in Milpitas since 2000. Before the Newby Island management solves the existing severe odor problems originated from the landfill, I strongly urge you to deny the expansion permit.

During the public hearing of Dec 10, 2014 at San Jose City Hall held by San Jose Planning Commission regarding the Newby Island land use permit, a gentleman from Newby Island management claimed the odor is from the Bay itself. This claim is simply not true. I have been a frequent trail biker in Alviso area where the trail extends a few miles into the Bay along Quadelupe River and Alviso Slough. I had also biked along Coyote Creek which passes by the Newby Island Landfill. I can attest that the smell from the Bay is distinctly different from the Newby Landfill odor. The single reason I have stopped biking along the Coyote Creek trail in recent few years is simply that the odor has become unbearable, and it made me sick. However, to this day, I do not have any problem with the Bay odor. Human nose will not lie.

During the same hearing meeting, a lady from Newby Island management argued that they have already obtained the expansion permit from San Jose two years ago. However, the expansion would severely worsen the odor problems in Milpitas and surrounding cities, and the residents would be affected. However, from what I have heard, most Milpitas residents including myself had never received a public hearing notice two years ago regarding the expansion permit application. Obviously the permit granting process itself two years ago was not conducted correctly, and so the permit should be invalidated. Two wrongs do NOT make a right!

During the same hearing meeting, the same gentleman above from Newby Island management also mentioned that they have taken some measures to reduce the odor. However, whatever they claimed to have done is apparently NOT working. In reality, the odor has grown stronger and stronger in recent years. The operation at Newby Island Landfill should be investigated to find out why.

When Newby Island management can't even solve the existing odor issues, why should you support an expansion that definitely would exacerbate the situation? If you have any doubt about the unbearable odor the residents of Milpitas, south Fremont, North San Jose and other surrounding cities have been suffering from, please pick a sunny day to visit Milpitas, especially along Dixon Landing Road toward Newby Island Landfill. I am sure you will find out the terrible odor indeed IS coming from the Landfill, and it is unhealthy. This is exactly what Bay Area Air Quality Management has found out during their inspection in the most recent month in response to the residents' odor complaints (Like myself, most residents did not know who the odor complaints should be reported to until the recent month). When it comes to odor, human nose will not lie. I am sure that your noses and our noses will agree on the terrible stench. So please test your nose in Milpitas first before you decide if you can trust the so-called scientific data provided by Newby Island management.

Due to the unbearable odor, now the affected residents from Milpitas, south Fremont, north San Jose, north Santa Clara, and the workers who work in these areas have started to voice their strong objection to the landfill expansion on <https://www.change.org/p/carol-mortensen-stop-newby-island-landfill-expansion-garbage-can-t-be-put-above-people> So far over 12,000 people have signed the petition. Change.org platform has also provided a great option to let signees to tell their personal story, and a significant portion of them have chosen to do so to attest how badly the odor is and how the stench has impacted their life style and health. I am sure decision makers like you value public's opinions, and so please scroll down to the bottom of the above-hyperlinked web page and read the section REASONS FOR SIGNING to learn how these signees are suffering currently from the terrible stench emanating from the Newby Island Landfill (In order to view REASONS FOR SIGNING, a PC or laptop is preferred. Tablet and Smartphone may not be able to display this section).

Finally I urge you again to deny the expansion permit before the existing stench emanating from the Newby Island Landfill is investigated and the issues resolved. Thank you.

Sincerely,

Justin Tu

Milpitas resident

From: Kun Hou [mailto:houcraigslis@gmail.com]

Sent: Saturday, January 17, 2015 9:19 PM

To: d.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com;

sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Carroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Stop Newby landfill New Permit!

To whom it may be concerned,

I have been a resident in Milpitas since 2008 after I moved from east coast to California for my new job. In the beginning of my arrival of Milpitas, we lived in Dixon Landing Road (very close to the landfill site) and were puzzled by the odor time by time. Since the odor bothered us so much, we moved to a new Milpitas property next to Great Mall in 2009. In the first two years, the odor problem was not very severe in the Great Mall area. Then, the odor almost became a daily routine. Recently, it became so intolerable not only with its frequency but also with the degree of the stink.

I would like to share a story about my daughter with you. My families briefly lived in Europe for a year in 2012. We lived in a very populated city and we have never smelled the stinking odor that we used to getting in Milpitas. Then one day, my daughter asked me why we did not smell the odor in Europe. Then I tried to explain to her that the Milpitas odor came from the landfill site nearby but she never listened to it. She simply drew her final conclusion that Milpitas stinks.

I would ask your help to veto Newby landfill New Permit and return the fresh grassy smell to my five year old daughter. I want her to know that it is not her hometown stinking and would like her to be proud as a resident in Milpitas.

Regards,

Kun

Hi there,

My family moved to 765 Hopi Drive, Fremont CA in 2007 December (north side of warm spring district), and has been living here since then. When we bought our house, we are so happy that this is our dream house: nice neighborhood, foothill location, good schools and close to many shopping centers. However, our life are being ruined now, since nowadays terrible odor from Newby landfill reaches our neighborhood more and more frequently. A ridiculous thing is that my wife even do not want to go to shopping in San Jose/Milpitas anymore since it's disgusting to visit those most smelling malls.

In 2007 and 2008, landfill odor may visit our neighborhood several times a year. But now, only a few days in this month has fresh air! I heard a plan that this damned landfill may be expanded. The odor will be even worse, based on what I experienced in the past years (I trust my nose more than any "high-tech" for odor treatments).

I am willing and will do everything to stop this plan, for my kids and for my family! Please help us on this and VETO this landfill expansion plan. Otherwise this is going to ruin more people in San Jose, Milpitas, and Fremont, maybe you next year!

Thanks.
Gangfeng Ye

From: 樱花 [mailto:cying1668@qq.com]
Sent: Saturday, January 17, 2015 10:12 PM
Subject: Stop Newby landfill New Permit!

Dear Sir/Madam,

I live in a home about 2 miles from the Newby Island Sanitary Landfill located in San Jose, and I am constantly smelling a foul odor that seems to be coming from the landfill. The smell is so strong and unbearable that I have to move indoors whenever I smell it. I smell it at least 3 times a week (maybe more). I am very surprised and concerned that the government is planning to expand the landfill to almost twice its height (150 feet to 245 feet). This will bring in a very great impact to the residents of the surrounding cities (Fremont, San Jose, Milpitas, Newark). Please consider the impact that the expansion of the Newby Island landfill will have on the thousands of citizens around the landfill. There will be lots of air pollution and it will affect our health very badly. Please don't expand the Newby Island landfill when it is already bad enough for the citizens of our community. Please let us breathe freely and enjoy outdoor activity without smelling the landfill too often. Thank you very much for your concern.

Attached is a picture from a young child. This is how he pictures the expansion of the landfill. Please consider and respect the child's feelings!

Best regards,

Dear San Jose City Officials,

As a family living in Hillcrest community at City of Milpitas, we'd like to express our **strong** objection to extending Newby Landfill's permit from current deadline.

Seven years ago when purchasing our current home, we specifically picked south Milpitas, just north of Landess Avenue, believing this is the sweet spot of Milpitas -- best schools in Milpitas and **most importantly free from the odor**!

However, as time goes by, the free from the odor is no longer the case. Especially since last few months of 2014, it has been getting conspicuously worse at south Milpitas and more. We don't have sensitive noses. But sometimes it literally stinks, just like the smell we often have while driving on 237. Much less often are we opening windows for ventilation now, which likely contributed to my family caught by cold one by one. It's not just my family or my neighborhood. The odor problem has become a hot issue on various online forums. Even residents of Sunnyvale, Santa Clara and many more cities have started to complain. I've just heard that you

think there have been only 5 cases of complaint? This cannot be further from truth! This is why I'm writing this letter and I am sure you will be hearing from many.

We'd like to urge you to do the right thing to protect the people at South Bay, San Jose, Milpitas and beyond, from suffering the odor problem further. Thank you!

Best regards,
Jinping Yang and family @ Hillcrest community of Milpitas
(408)786-6572

From: Xiz J [mailto:xizhij@gmail.com]
Sent: Saturday, January 17, 2015 11:35 PM
To: ed.abelite.1@gmail.com
Cc: nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; district9@sanjoseca.gov; Taylor, Kevin@CalRecycle
Subject: Stop Newby landfill New Permit!

To someone may concern,

I'm citizen and live in Fremont, very close to Irvington High School. I always smell the very bad odors mostly morning when I open the window. Today, I'm still feeling the dump's odors.

Please stop Newby landfill New Permit!

Best,
Alina

From: Sh Zhao [mailto:shxz2012@gmail.com]
Sent: Saturday, January 17, 2015 11:46 PM
To: ed.abelite.1@gmail.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; district9@sanjoseca.gov; Taylor, Kevin@CalRecycle
Cc: nick@nickpham.com
Subject: Stop Newby landfill New Permit!

To someone may concern,

I live in Fremont, very close to Auto mall. I always smell a very bad odors. Today, I'm still feeling the dump's odors.

Please stop Newby landfill New Permit!

Sincerely,
Hong

From: Andy Wang [mailto:car4andy@gmail.com]

Sent: Saturday, January 17, 2015 11:55 PM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Marjorie.DaileyChadwick@calrecycle.ca.gov; Taylor, Kevin@CalRecycle

Subject: Stop Newby landfill New Permit!

Dear Sir/Madam,

I am writing the email to express my concern about the new permit for Newby landfill. I am in Sunnyvale, but I can smell the odd in recently months. I think it is really unhealth to have such huge landfill in such high density population area. I strong oppose to renew the premit!

Thanks,
Andy

From: Linlin Yang [mailto:besttoday@gmail.com]

Sent: Sunday, January 18, 2015 7:33 AM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Marjorie.DaileyChadwick@calrecycle.ca.gov; Taylor, Kevin@CalRecycle

Subject: bad smell in south bay area -Please stop the expansion of the landfill.

Dear Officers,

I lived in santa clara city and I always love the city and appreciate how much city development has been done in the past years. However, we have been bothered by the bad smell quite many

days since recently. I learned that root cause is the landfill is from dixon landing landfill which give bad order with rain soaking and wind these days.

Silicon valley is a landmark of california and the whole US. When the residents live in stinky environment, it sounds like a big joke. Not to mention the health risks caused by the odor chemicals and unpleasant psychological pressure.

--

Regards
Linlin

please do solve this problem. this hurts our health greatly!

Jennifer Wang

From: Mark Li [mailto:mark.li@gmail.com]

Sent: Sunday, January 18, 2015 10:26 AM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Marjorie.DaileyChadwick@calrecycle.ca.gov; Taylor, Kevin@CalRecycle

Subject: Stop Newby landfill New Permit!

Dear sir or madam,

I live in Milpitas close to San Jose, a victim of the odour of the garbage station, the foul smell absolutely do harm to the residence all around Fremont, Milpitas, Santa Clara and San Jose, my daughter study in Milpitas High School, all of the students and staff in the school compliant about the odour.

I heard of the plan of the garbage expanding, I am so shocked about this plan, if this plan is approved, the bay area will be the hell, please save our live environment, save our children, vote NO to this plan.

Thanks,

Mark

From: Wenxing Quan [mailto:qwenxing@icloud.com]

Sent: Sunday, January 18, 2015 10:45 AM

To: nick@nickpham.com; brian.ohalloran@att.net; ed.abelite.1@gmail.com; kline@libraryworld.com

Subject: Stop Newby landfill New Permit!

Dear Officers,

My family and my neighbors in Warm Springs district are against renew the dump site. Please help to move it. Because more and more people living nearby, its bad smell impacts more and more families. Please stop the landfill New Permit.

Best,
Richard

Hi,

As a long time Fremont resident who live in Mission San Jose area, the odor from Newby landfill has been negatively impacting my family's life for quite a while and the nuance of the odor has been getting out of control in the last few years.

When I first moved from Newark to Fremont years ago I wasn't bothered so much by the smell most of the time, except for the time whenever I drove along 237 near Dixon Landing exit. However in the recent years, I found the smell has been permeated to Automall area. Out of 2 or 3 times when I shopped at 1 Costco or exercise at 24 hours fitness on Automall pkwy I could smell the stinking odor and sometimes it's getting so pungent that I had a hard time to breathe outside of the building. We also started to sense the odor in Misson San Jose neighborhood since last year, which we never had before. I strongly believe this odor from the Newby landing facility poses imminent and great health risks to hundreds of thousands of people or even millions of people in the area.

I strongly believe that this smell is from Newby landfill because it is exactly the same smell from my landfill garbage bin at home. The Republic management claims that the smell could be from the bay and I can tell you that is purely a lie. I had lived in Newark next to the bay for years and used 84 on a daily basis. Sometimes there's smell from the bay (mostly in summer time), but that kind of smell is nowhere close to the garbage smell and doesn't make people uncomfortable at all. I believe any sane people can differentiate the smell from the bay from the distinct garbage smell.

I heard that San Jose is going to approve the expansion plan of Newby landfill. Since Newby landfill has such a shabby tracking record of handling their landfill gas, there's no reason that I can believe they can eliminate the odor when the landfill is twice as much high as it is of today. The only thing I believe that there will be twice or even quadruple amount of people and businesses who will join to suffer from the odor from the landfill in the next 20 years if the plan is ever approved.

The local and state governments always pose themselves as the pioneers of environment protection. However I'm very disappointed that such blatant environment pollution and violation of public interest will get any support from the government. I believe that anyone who approves this expansion plan is committing crime against public health and will be disapproved and condemned by the public.

Please really take your time to think it over before you officially support the expansion plan.

Thanks,

-Feng Yan

To whom it might concern,

I live next to Great Mall, Milpitas. My neighborhood has the odor issue caused by Newby landfill several days every week. I cannot believe such a harmful site could obtain re-new permit for another several decades. This is totally wrong! Please say no to the Newby landfill new permit. Thanks!

Regards,
Bao Hong

From: Zan Li [mailto:2harmony2013@gmail.com]

Sent: Sunday, January 18, 2015 4:26 PM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Marjorie.DaileyChadwick@calrecycle.ca.gov; Taylor, Kevin@CalRecycle

Subject: Please Stop Milpitas landfill New Permit!

Hi Sir:

I am living in Milpitas, nearby Great Mall. I can smell the landfill very often recently. Can you please stop the landfill new permit ?

Thanks,

Zan

Dear Mr. Taylor,

How are you? This is the 2nd time I'm writing to me. I really hope you can help the 100 thousands people whose lives have been affected the garbage odor from Newby Island Landfill.

I'm a long time Milpitas, CA resident and my family has been suffering from the stinky unhealthy odor from Newby Island Landfill for more than 12 years. Our son can not play in our own backyard or school yards due to the stinky air. I have been calling the Bay Area Air Quality Management District ([1-800-334-6367](tel:1-800-334-6367)) since 2003. At least one inspector knows me by my name because I have made numerous calls in the last 11 years and have filed more and more complaints in the last 2-3 years as odor problem worsens. Among all the complaints I have made so far, the vast majority of the complaints were against the garbage odor. In the last month ago, several of my complaints were confirmed by Bay Area Air Quality Management District to be the gas emission from Newby Island Landfill. I can tell with confidence the garbage odor from other odor type.

For several years. I thought 60+ thousands Milpitas residents including 10 thousand school kids were the only ones who were affected by the stinky and harmful garbage odor. However when I went shopping, visiting clients and friends and smelled the same type of garbage odor at various San Jose locations such as Costco on Automation Parkway, hi-tech companies on McCarthy Blvd, Target on North First by HWY 237 in San Jose, and streets of Alviso, I realized that Milpitas residents were not the lone victims of the garbage odor from Newby Island Landfill. When I asked my friends and clients who are typically engineers working for high-tech companies located near HWY 237 between Great America Parkway and McCarthy Ranch Blvd, they told me that they could not even take a walk outside their companies when odor was present and they were annoyed by the odor problem for a long

time but felt they could not do anything about it. A rough estimate of about 20-50 thousand people work in the companies along or near HWY 237 between Great America Parkway and McCarthy Ranch Blvd. So 80 - 130 thousand people in San Jose and Milpitas have been affected by the odor problem. Are they all the people? The answer is NO. My friends who live Warm Springs Fremont have also smelled stronger and stronger garbage odor from Newby Island in the last 2-3 years. As a matter of fact, several friends living in Fremont have asked me to sign the online petition for opposition of Newby Island Landfill expansion posted on change.org (www.tinyurl.com/stoplandfill). I actually had signed before their calls. I don't know how many Fremont residents were affected, but there are at least more than a few thousand. Needless to say, 100 thousands are a big number. Please don't think it's OK to ignore the impact on health and basic quality of life of the 100 thousand people living and working in San Jose, Milpitas and Fremont. Everyone deserves breathing fresh air. Please don't put garbage above people! By the way, for your information, 12669 people have signed the petition online (as of 1/18/15 5:22pm) and over 1000 offline.

We have looked forward to the closure of Newby Island Landfill when its current contract expires. Hundreds of thousands of Milpitas, North San Jose and Fremont Warm Springs residents have had the same experience and the same wish. It is not the right thing to do to expand the dump site which is in very close proximity of dense residential areas. It is time to retire the dump site not to expand it. No garbage should not be put above people. Enough is enough. I sincerely request that you vote NO on the Newby Island landfill expansion. Trust 100 thousands people's noses. Thanks for your time, understanding and support!

Nika Chen and Chen Family

[407-719-8225](tel:407-719-8225)

From: Mamidi Srinivas [mailto:mamsri33@yahoo.com]

Sent: Sunday, January 18, 2015 7:47 PM

To: sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Carroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Fw: Stop Newby Island Landfill Expansion--garbage can't be put above people!

On Saturday, January 17, 2015 4:50 PM, Mamidi Srinivas <mamsri33@yahoo.com> wrote:

To the higher officials,

I am writing to bring to your attention a serious odor issue faced by my neighborhood and my family in Milpitas, CA. Our kids do not prefer to participate in any outdoor activities due to the bacteria filled stinky air. We cannot walk or run outside. In case if we somehow dare to go for a walk before even taking two steps we have to close our nose and hold breath and return to home as quickly as possible otherwise we get vomiting sensation.

Since we moved to Milpitas as a result of bad air quality I am getting more ASTHMA ATTACKS and I have to take more Asthma medication to survive.

Our quality of life is degrading and we are pretty much locked inside the house without even thinking of opening the windows or doors for inflow of fresh air. Air is one of the basic human right. We kindly request you to please help us in getting bacteria and odor free air to breath.

We have over 12k online and over 1k paper signatures opposing the expansion. We are requesting you to kindly consider thinking about our problem and abandon the expansion permit and please try to relocate the dump yard to some other place.

Sincerely,
Bhavani.

From: buding chen [mailto:chen_cnd@hotmail.com]

Sent: Sunday, January 18, 2015 8:04 PM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Stop Newby landfill New Permit!

Hi officers,

I live in west Milpitas which is close to 680. I can smell the odor every day when I drive though the intersection of 880 and 237, and I can even smell it in my home.

I always feel sad when smelling the odor, which affects my daily life. Please STOP the expansion permits for Newby Landfill.

From: Geng Bai [mailto:gengbai72@yahoo.com]

Sent: Sunday, January 18, 2015 9:16 PM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Marjorie.DaileyChadwick@calrecycle.ca.gov; Taylor, Kevin@CalRecycle

Subject: Stop Newby landfill New Permit!

Dear Officers,

My name is Geng Bai. My home address:
47477 Hoyt St
Fremont 94539

My family has been living Fremont since 2001. I wrote you this email to complain about the terrible smell from Newby landfill. Few years ago, we experienced bad smell one or two times every week. But starting from 2014, the frequency to smell the bad odor became much higher. My family will live in such bad odor almost every day. And we can even smell the bad odor as north as Costco in Fremont (Automall).

I have one 3 year old young boy. The second one is coming this March. I do not want them to grow up in such terrible air condition. Please help to stop renewing the contract for Newby landfill.

Fremont is a beautiful city, let us work together to make it a even more prosperous city. The landfill is just like a tumor for our city. It is not only hurting the people living in nearby, it is also hurt our city image. Again, please kindly consider my family's earnest appeal.

Best regards,
Geng

From: Ariexu [mailto:ariexu@gmail.com]

Sent: Sunday, January 18, 2015 9:50 PM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com; sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Stop Newby landfill New Permit!

I work in Fremont near Automall, and live in San Jose. Every morning and evening, I drive on 880 and 680, I can smell the bad on expressway. The smell get even worse near my work place. The smell is not this bad before! I usually dine out for lunch with my coworker, but now, I cannot do it, because the smell in outside make me sick!

Please stop dump garage here and work a normal environment for neighborhood. We are really suffering but still paying you tax.

Dear officers,

I am a resident of Fremont and I am strongly against the proposed expansion of the Newby Island Landfill.

The odor from the landfill is noticeable on 880 near Dixon Landing year round, and it is a well known issue in Milpitas. It now gets to South Fremont many times a year and the stinky odor gets worse and worse in recent few months. If the expansion is approved, the intensity and duration of the odor will only increase and the affected area will also increase. This has detrimental impacts on the health and quality of life of a large number of residents. It is a public nuisance that should be addressed as soon as possible.

I was shocked to learn recently that instead of closing it down, the City of San Jose is in the process of granting a permit to expand its capacity and extend its years of operation. This should not have been a decision for City of San Jose alone. All residents in the several areas affected should have been given proper notice and a chance to comment. Where is the environmental impact study? Where are the plans to insure and properly compensate for the effects on affected residents? The lack of transparency in this sneaky process smells the odor of corruption.

I urge the authority not only to deny this expansion permit, but also to investigate why this issue was not given proper notice to residents of all the areas that can smell this dump and those who may smell it as a result of the expansion.

Best regards.

Qunying Shen
41716 Mahoney Street, Fremont, CA 94538

From: Jinliang Mao [mailto:jinliang_mao@yahoo.com]
Sent: Monday, January 19, 2015 9:33 AM
To: ed.abelite.1@gmail.com
Subject: Stop Newby landfill New Permit

Dear Sir:

Hope it doesn't bother you much, but as a resident in Milpitas/San Jose area, we are really concerned about the NewBy Landfill New permit.

This year, the garbage smell from NewBy Landfill is much stronger than before.
Below is what we feel so far.

1. Milpitas Great Mall area. Every time we drive through Great Mall area (S Abel st), we could feel strong special smell.
2. Santa Clara Marvell Park. Last week, several Marvell engineers including me feel that special smell.
3. San Jose I-880&101 area, many times when we drive on I-880&101 area, that special smell comes.
4. San Jose Berryessa area, friends from Berryessa area talk about the smells.

With Newby island landfill expansion, we are afraid that after that, many parts of bay area will get hit by this special garbage smell.

The effected area includes San Jose, Santa Clara, Milpitas, Fremont.

From common sense, this kind of garbage smell should be unhealthy to residents in above affected area.

Thank you for consideration.
Jinliang

Dear City of San Jose and State officers,

My name is Sheng Yuan, an City of Santa Clara resident and registered voter. I am writing to request you "Stop the Newby landfill New Permit".

Being 9 miles from the Newby landfill, my family and I have smell the strong stink for more than 5 times in the past few months! The stink is so strong that I am concerned there is harmful components in the air, which might be a threat to the public healthy.

As a registered voter and tax payer, I would like to express my strong concerns on this matter and make the following requests:

1. The City of San Jose please exam the chemical components in the landfill, and determine if certain components could potentially impose threaten to the public healthy.
2. Before the complete analysis is completed by qualified authority or institution, please put the Newby landfill permit renew on held.

Thanks for your consideration,
-Sheng Yuan

From: Mingying Yang [mailto:yangmingying2006@gmail.com]

Sent: Monday, January 19, 2015 10:34 AM

To: Mortensen, Caroll@CalRecycle; Ken.DaRosa@calrecycle.ca.go; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Dailey-Chadwick, Marjorie@CalRecycle; Taylor, Kevin@CalRecycle

Subject: Stop Newby Landfill Permit! --- 540 Alder Drive, Milpitas

Hi,

This is Mingying. I am working at Micron(540 Alder Drive, Milpitas), 3.5 miles away from Newby Landfill.

The landfill smells stink frequently, in the past 2 weeks, there were 2 days my coworkers and I can't even go outside for a walk, and we can still smell it even inside of the building. Can't imagine how bad it will be after the expansion, and usually the smell is worse in the summer time.

Please Stop Newby Landfill Permit!

Thanks,
Mingying

From: shuying qi [mailto:qishuying@yahoo.com]

Sent: Monday, January 19, 2015 11:29 AM

To: ed.abelite.1@gmail.com; nick@nickpham.com; brian.ohalloran@att.net; kline@libraryworld.com;

sylvia.do@sanjoseca.gov; rebecca.bustos@sanjoseca.gov; mayoremail@sanjoseca.gov; district1@sanjoseca.gov; district2@sanjoseca.gov; district3@sanjoseca.gov; district4@sanjoseca.gov; district5@sanjoseca.gov; district6@sanjoseca.gov; district7@sanjoseca.gov; district8@sanjoseca.gov; district9@sanjoseca.gov; district10@sanjoseca.gov; Mortensen, Caroll@CalRecycle; DaRosa, Ken@CalRecycle; De Bie, Mark@CalRecycle; Feher, Loan@CalRecycle; Saunders, Pamela@CalRecycle; Johnstone, Aimee@CalRecycle; Markie, Susan@CalRecycle; Marjorie.DaileyChadwick@calrecycle.ca.gov; Taylor, Kevin@CalRecycle
Subject: Please relocate Newby landfill

Dear City of San Jose and State officers,

"Oh, Milpitas, the city with lots of very good restaurants but very bad odors outside", that is what my colleagues said from other states when I told them where I live.

"Oh, Fremont campus, your office buildings are fancy and your outside environment are beautiful, except you can not go out because of the odors, right?", that is what my international coworkers said.

Dump stations in the center of the silicon valley? Yes! Our cities are now famous all over the world because of the odors. What a joke!

Actually, not only Milpitas and Fremont, residents from San Jose, Santa Clara and Sunnyvale also complains the stink odors.

As registered voters and tax payers, We are writing to request you "Stop the Newby landfill New Permit", and would like to express our strong concerns on this matter and make the following requests:

1. Please seriously reconsider to relocate the dump station. Do it now or Do it later? Eventually you have to do it, why not now? It will be more expensive, more suit and affect more people for just delay the relocation.
2. The City of San Jose please exam the chemical components in the landfill, and determine if certain components could potentially impose threaten to the public healthy.
3. Before the complete analysis is completed by qualified authority or institution, please refuse the Newby landfill permit renew.

"I want to go home, it's so stink!", my daughter declared, who is playing in this Berryessa Creek park, san jose.

Thanks for your consideration,
Shuying

Dear City of San Jose and State officers,

My name is Peiling Wei, an City of San Jose resident and tax payer. I am writing to request you "Stop the Newby landfill New Permit".

Being 8 miles from the Newby landfill, (Resident address: 1242 Briarleaf Cir, San Jose, CA 95131) my family and I have smell the strong stink for more than 10 times in the past few months! The stink is so strong that I am concerned there is harmful components in the air, which might be a threat to the public healthy.

As a San Jose resident and tax payer, I would like to express my strong concerns on this matter and make the following requests:

1. The City of San Jose please exam the chemical components in the landfill, and determine if certain components could potentially impose threaten to the public healthy.
2. Before the complete analysis is completed by qualified authority or institution, please put the Newby landfill permit renew on held.

Thanks for your consideration,

Peiling Wei

Dear City of San Jose and State officers,

My name is Xiang Wu, an City of San Jose resident and tax payer. I am writing to request you "Stop the Newby landfill New Permit".

Being 8 miles from the Newby landfill, (Resident address: 1242 Briarleaf Cir, San Jose, CA 95131) my family and I have smell the strong stink for more than 10 times in the past few months! The stink is so strong that I am concerned there is harmful components in the air, which might be a threat to the public healthy.

As a San Jose resident and tax payer, I would like to express my strong concerns on this matter and make the following requests:

1. The City of San Jose please exam the chemical components in the landfill, and determine if certain components could potentially impose threaten to the public healthy.
2. Before the complete analysis is completed by qualified authority or institution, please put the Newby landfill permit renew on held.

Thanks for your consideration,

Peiling Wei

On Mon, Jan 19, 2015 at 11:39 AM, Peiling Wei <peilingwei@gmail.com> wrote:
Dear City of San Jose and State officers,

My name is Peiling Wei, an City of San Jose resident and tax payer. I am writing to request you "Stop the Newby landfill New Permit".

Being 8 miles from the Newby landfill, (Resident address: 1242 Briarleaf Cir, San Jose, CA 95131) my family and I have smell the strong stink for more than 10 times in the past few months! The stink is so strong that I am concerned there is harmful components in the air, which might be a threat to the public healthy.

As a San Jose resident and tax payer, I would like to express my strong concerns on this matter and make the following requests:

1. The City of San Jose please exam the chemical components in the landfill, and determine if certain components could potentially impose threaten to the public healthy.
2. Before the complete analysis is completed by qualified authority or institution, please put the Newby landfill permit renew on held.

Thanks for your consideration,

Peiling Wei

Dear City of San Jose and State officers,

My name is David Yang, an City of Fremont resident and registered voter. I am writing to request you "Stop the Newby landfill New Permit".

Being 10 miles from the Newby landfill, my family and I have smell the strong stink for more than 20 times in the past few months! The stink is so strong that I am concerned there is harmful components in the air, which might be a threat to the public healthy.

As a registered voter and tax payer, I would like to express my strong concerns on this matter and make the following requests:

1. The City of San Jose please exam the chemical components in the landfill, and determine if certain components could potentially impose threaten to the public healthy.
2. Before the complete analysis is completed by qualified authority or institution, please put the Newby landfill permit renew on held.

Thanks for your consideration,

David
4674 Doane St.
Fremont, CA 94538

