

**City Attorney's Office**

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June 19, 2017

Brandon Rogers- General Manager
Republic Services
5757 A Oates Rd.
Houston, TX 77078

Re: Blue Ridge Landfill Settlement Agreement - Prohibited Route Violation

Dear Mr. Rogers:

As you are aware, the City and Republic Services ("Republic") are parties to the Blue Ridge Landfill Settlement Agreement. Pursuant to Section II (K) of the Agreement, Republic shall prohibit its waste trucks and any waste truck it or any parent entity exercises control over, except for local service, from using either Broadway or Shadow Creek Parkway, east of FM 521. On June 12, 2017, a truck route violation involving a Republic waste hauling truck was brought to your attention (see attached). Pursuant to Section IV (F) of the Agreement, if Blue Ridge, or waste trucks under Blue Ridge's control use Prohibited Routes under the Agreement, Pearland can seek, and **Blue Ridge will not oppose**, damages in the amount of \$1,000.00 for each breach.

The City believes Republic's compliance with the terms of the Agreement is of paramount importance, therefore the City demands that Blue Ridge submit payment of \$1,000.00 to the City, as damages for the above referenced violations, within ten (10) business days of receipt of this notice.

Please contact me should you have any questions.

Regards,

A handwritten signature in black ink, appearing to read "Darrin M. Coker", written over a horizontal line.

Darrin M. Coker

Ed Mears
2827 Moss Lake Lane
Pearland, TX 77584
June 13, 2017

Mr. Darrin M. Coker, City Attorney - Sent via email: dcoker@pearlandtx.gov
City of Pearland
3519 Liberty Dr.
Pearland, TX 77581

RE: Blue Ridge Landfill violations of 2009 Settlement Agreement

Dear Mr. Darrin M. Coker:

I am reporting continued violations of the 2009 Settlement Agreement (Agreement) between City of Pearland and Blue Ridge Landfill (BRL). Specifically, Agreement Section II. Obligations of Blue Ridge Landfill, (K) Landfill Traffic. "Blue Ridge will prohibit its waste trucks and any waste trucks it or any parent entity exercises control over either through ownership or contract, other than for any local residential or commercial service, from using either Broadway or Shadow Creek Parkway, east of FM 521 ("Prohibited Routes)". The attached photographic evidence was collected June 12, 2017 at 10:56 AM for Republic Services truck on Shadow Creek Parkway travelling east of FM 521. This particular truck continued east on FM 2234, then turned north on Kirby Dr. The truck eventually turned east on frontage road of the Beltway 8 and did not stop to service a resident or business address.

Please investigate these violations and provide me with a written statement of the outcome. It appears BRL is not fulfilling its obligations to follow the legally binding Agreement after given numerous notices from City of Pearland. BRL continues to disrespect the health, safety and wellbeing of the residents of Pearland. As an affected resident I request City pursue more consequential legal action to force BRL to comply with the Agreement.

Thank you for your time and attention to this matter.

Sincerely,



Ed Mears
Resident

Enclosures

FM 2234 @ FM 521
View facing north
June 12, 2017 at 10:56 AM

