

From: [Taylor, Bryan](#)
To: [Shirnberg, Ann](#)
Cc: [Ogren, Eric](#)
Subject: FW: <EXTERNAL-SENDER>Ferguson response to remand hearing 12-13-21
Date: Friday, December 3, 2021 8:18:57 AM
Attachments: [image002.png](#)

Ann,

Please provide the comment below and attachment to the Planning Commission for its December 13 meeting.

Thank you,

Bryan Taylor, AICP
Planner
(907) 714-2206
btaylor@kpb.us



From: William Ferguson <bkakdream@yahoo.com>
Sent: Thursday, December 2, 2021 8:56 PM
To: Taylor, Bryan <BTaylor@kpb.us>
Cc: Dale McBride <dale.mcbride@nstar-tech.com>; Michael Gravier <michael.gravier@yahoo.com>; Mike Pomplin <j3cubpilot@yahoo.com>; Patrick Nolden <pnolden@alaska.edu>
Subject: <EXTERNAL-SENDER>Ferguson response to remand hearing 12-13-21

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To Bryan Taylor and other planning board members:

I am anxious to hear the commissions responses as addressed by the Administrative law judge, Z. Kent Sullivan in regards to **FACTUAL FINDINGS**: decisions based on substantial evidence in the record regarding

- a. bonding requirements
- b. well monitoring timeline:
- c. qualifications and independence of McLane consulting, Inc. and specific criterion contained in KPB Code 21.29.040 and 21.29.050

Also I'm presenting at this time evidence that River Resources has without proper permitting this past Summer/Fall 2021 penetrated the existing water-table at the mine site, by aerial photo. I've filed recently a complaint with AK DEC; through James Rypkema Program manager, Storm Water & Wetlands Wastewater Discharge Authorization Program, Div of water, Alaska Dept of Environmental Conservation. I have asked for a full investigation of this misuse of authority without proper permits. This penetration of the water table and I'm assuming this explains the constant engine noise that was horrendous this past Summer/Fall as they were pumping water as per their prescribed method stated by; River Resources LLC, described from pit to pit. I will send the aerial photo by attachment.

The commission should be mindful of modifying the current permit and allowing mining in the water-table as to the mental state of River Resources to break the rules of operation, and current permit. As a near by neighbor this is not the type of operation I have any faith in mining operations, following constraints of rules, but for their own profit driven motive that will adversely effect the Quality of my life and other surrounding residences.

I plan to address the noise issue as a separate agenda: My wife and I bought our property in 1996 making us the nearest-long-term neighbor to the mine site. Our peace and serenity has now been replaced with the constant daily droning of diesel engines, back up alarms, crashing of dump boxes. Had I known this in 1996 I would never purchased this property at 34484 Marcus St. And this is only the beginning, if awarded the modification and allowed to mine in the water-table more noise constantly by de-watering. And rumor of a possible rock crusher! When will the noise end!

Regards, William and Karen Ferguson

P.S. please send a reply to acknowledge receipt of this email to bkakdream@yahoo.com as some have been sent to an outlook address which is not valid, thank you.

