

**Tammy Terry's
Front Porch
Ponderings
Page 7**



2016 ECMS Lady Engineers Basketball -- Pages 2 & 17

**Betty Young's
Times
Remembered
Page 7**

50¢
INC 3¢ TAX IN KY
8 04879 20455 8

The Estill County Tribune **EstillTribune.Com**

VOLUME 35, NUMBER 10 WEDNESDAY, SEPTEMBER 7, 2016 IRVINE & RAVENNA, KENTUCKY 40336 16 PAGES

Judge denies motion to dismiss lawsuit related to Tenorm

Estill Circuit Judge Michael Dean denied a motion on Thursday to dismiss three defendants from a lawsuit filed over TENORM.

The Estill Fiscal Court filed the lawsuit in Estill Circuit Court on July 15.

Christie Moore, attorney for Corey Hoskins of West Liberty and his two companies, BES LLC and Advanced TENORM, said in court that Hoskins was the broker who arranged to bring TENORM to Blue Ridge RDF during 2015.

"We're not part of the contract here," she stated.

She was referring to the host community agreement between the county and landfill which addresses out of state waste and radioactive materials.

County Attorney Rodney Davis stated that Hoskins and the two companies had brought the radioactive wastes into Estill County.

He asked to receive discovery documents before any decision could be reached.

The other two defendants in the lawsuit are Advanced Disposal Services Blue Ridge Landfill, Inc., current operator of the landfill, and Waste Management of Kentucky, LLC, the landfill company who negotiated the host community agreement with the county.

After Judge Dean announced that he was denying the dismissal of the lawsuit, members of the Concerned Citizens of Estill County (CCEC) group gave a round of applause.

After the court hearing, Tom Bonny, secretary of CCEC, gave an update on that group's progress. Several members of CCEC had met with Charles Snively, Secretary of the Environmental and Energy Cabinet, staff and attorneys on Wednesday, the day before the court hearing.

"Our request was to have a seat at the table (during negotiations with Advanced Disposal)," Bonny stated.

He said he felt like it was a good meeting, but CCEC members were told they could not have a seat at the negotiating table, according to state rules and regulations.

"The draft will be unsigned when it is released to us," Bonny stated. "Changes can still be made at that point."

"We made it very clear that this community was not going to lie down and take anything," Bob Shaffer stated.

Allan Day, CCEC member, said that Advanced Disposal must submit a remediation plan to the Cabinet, which is not part of the negotiating agreement.

According to CCEC members who went to Frankfort last Wednesday, the landfill was asked to submit a remediation plan last spring, and the Energy and Environmental Cabinet was still waiting on it.

"They can shut the place down if they want to," stated Craig Williams.

Day, a Kentucky Riverkeeper, told of a water issue with a coal company which lasted eight years. He said the river keepers were not pleased with the decision reached in Frankfort and filed formal action in court.

Bonny said the TENORM is buried to a level of eight to 16 feet deep at Blue Ridge RDF. It was spread over areas equal in size to several football fields.

He was told that it may be safer to leave it there than to move it.

"I don't care! Get it out of there," stated Shaffer.

"Given all these circumstances, we're in a very good position," stated Williams.

CCEC will also ask for a meeting with Attorney General Andy Beshear to discuss why his office is not pursuing criminal charges.

CCEC will be meeting at 10:30 a.m. Wednesday, Sept. 7 in the basement of the United Methodist Church on Main Street to discuss future plans.



The Marching Engineers took to the field on Friday night during the home football game against Frankfort. They will travel to their first competition of the season on Saturday. Tribune Photo/Cathy Dawes



Cars and trucks of every make and model took to the street on Saturday night during the 5th annual Revive River Drive to cruise the strip. Tribune Photo/Cathy Dawes



Cars and trucks of every make and model took to the street on Saturday night during the 5th annual Revive River Drive to cruise the strip. Tribune Photo/Cathy Dawes

Frankfort woman trespasses onto church property

Bonnie Ruth Russell, 29, of Frankfort, Ky. was arrested around 5:01 a.m. on August 30 by Ravenna Chief Ken White.

The police chief said that Russell was knocking on the doors at 306 Poplar Street in Ravenna. She then sat on the porch and refused to leave.

White stated that Russell then trespassed onto property owned by the Ravenna Church of God.

He said the woman was fidgety and could not stay still. Her eyes would not dilate with a light stimulus.

Russell reportedly told White that she had used meth the day before.

White charged Russell with public intoxication and criminal trespass third. She was lodged in the Estill County Detention Center.

In an unrelated matter, White served an indictment warrant on Kenneth P. Stepp, 38, of Turner Avenue, Irvine on August 22. Stepp was indicted by the Estill Grand Jury for promoting contraband.

Obituaries

Leta Berryman, 76
Larry Floyd, 62
Jeanette Hackney, 78
Taylor Mayes, 20
Noah Mullinix, 32
Dennis Rice, 85
Jackie Tudor, 74
Debra Witt, 63
See Page 6

Jury finds defendant guilty of possession of marijuana Aug. 30

A two-day jury trial began Monday, August 29.

Shad James Allen had been indicted for alcohol intoxication in a public place, possession of marijuana, assault second degree, wanton endangerment first degree, and criminal trespassing third degree.

The jury returned a verdict on August 30 of not-

guilty on all charges, except for possession of marijuana. That charge is a misdemeanor.

Allen was arrested last year after a relative was shot.

Circuit Judge Michael Dean ordered Allen to pay \$100 fine and court costs. He has 20 days to pay.

For the latest news, visit our webpage <http://www.estilltribune.com>



Diane and Jerry Smith tied for first place at River City Player's Picnic in the Park Friday evening with their table, "Going to the Mack." The theme was "Going to The Movies." The other first place winner was Arsenic and Old Lace. Alice in Wonderland was second, and Wizard of Oz was fourth. Other photos from Picnic in the Park will be on the Estill County Tribune's Facebook page.