

ported as a result of the flood.

Gorst Dump Trial Slated

A suit brought against the city of Bremerton to force abandonment of the sanitary fill at Gorst will be tried in Kitsap county superior court tomorrow.

The action was brought recently by Prosecuting Attorney James Munro on behalf of Kitsap county.

Munro asserts in his complaint that the dumping of garbage at the site is a violation of the county zoning law and also that the sanitary fill is a nuisance.

The court has been asked to issue a permanent injunction against further use of the fill for the dumping of garbage.

The case has been set for trial for 1:30 p.m.

The city commissioners have indicated they are willing to cease using the dump, but have stated no new site for a fill has been decided upon.

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Gorst Wins; City Dump Must Move

Bremerton Sun
5/18/50

The city of Bremerton today is faced with the problem of establishing a new garbage dump within the next three months.

Superior Court Judge Frank W. Ryan yesterday ordered the city to cease dumping operations at the Gorst "sanitary fill" within 90 days.

The judge's ruling came following hearing of a suit brought by Prosecutor James Munro to force abandonment of the Gorst dump.

Munro charged that it is operated in violation of the county zoning code in that it is located within 500 feet of a primary state highway and further that it is a nuisance.

The city did not seek to defend itself against the assertions, but asked the court to allow sufficient time to find a site and establish a new dump.

Munro suggested to the court that six weeks should be ample time, but Judge Ryan allowed 90 days.

Highlight of the trial was the surprising admission by Fred Walker, city sanitation department superintendent, that the city has not met requirements of the state health department at the Gorst fill.

Walker testified that garbage is being covered with about nine inches of soil instead of 24, as required by the state.

Judge Ryan expressed surprise at this revelation and commented at length on it in rendering his decision.

He also brought out by questioning the witness that the facilities for rat control available from the state have not been used as often as possible.

Walker said the cost of covering the refuse to a two-foot depth was "too high" and therefore it has not been done.

The sanitation department head also revealed that garbage dumped Saturday is not covered until Monday.

He said the reason for this was that it would be necessary for a man to work overtime until about midnight on Saturday to complete the burying of garbage.

Asked by Judge Ryan if he didn't think it would be possible to alter work schedules in order to get the garbage covered without

(Continued on Page Six, Col 1)

Gorst Bans Dumping; City Needs New Site

(Continued from Page 1)
paying overtime, Walker agreed that it probably could be done.

Walker had stated that the garbage left over the weekend before burying amounted to only about 24 yards "and that shouldn't bother anyone."

The city has promised that additional filling with dirt will be carried out after the site is abandoned for dumping purposes. Walker told the court the work required might take as long as six months.

Mayor Kean, Commissioner of Finance Mrs. Lulu D. Haddon and Commissioner of Public Works Dave Wheaton all told the court the city does not have an alternative site available for permanent location of a dump.

They explained that a depression near Porter st. and Summit ave. could be used for only about 30 days and that it would be full.

Also, the possibility of making a fill near Lebo field in Sheridan Park is precluded by its location near residential area, according to Walker.

Other possible locations cited were about a half-mile off the

Brownsville highway, and another near the Kitsap county airport on the Belfair highway.

Mayor Kean stated the city spent \$3,700 for a site near Kitsap lake, but later it was determined drainage would enter Kitsap lake and the plan to dump garbage there was abandoned.

All three members of the city council expressed the opinion they will face protests from nearby property owners wherever they decide to place the dump.

City Attorney Merrill Wallace gave a hint that garbage rates might have to be increased if it becomes necessary to dump refuse at a site a considerable distance from the city. Hauling expenses might necessitate such a raise, he indicated.

Judge Ryan said that in his opinion if the city had followed state specifications in covering garbage, objections to the Gorst site might have been avoided and the creation of a commercial area on reclaimed tidelands carried on in the form of the fill.

"I cannot feel there is any justification for the city not complying with state regulations," Judge Ryan stated.

However, the jurist recommended that citizens of the county and city work together to solve the dump problem.

In allowing the city to continue use of the dump for the three-month period, Judge Ryan directed that the city cover garbage with the required amount of dirt, request the state at once to carry out rat control measures at intervals not to exceed 30 days, and cover all garbage as rapidly as possible with none to be left overnight, and to do no burning.

Among residents of property near the dump who were called to the witness stand by Munro were Steve Vargo, E. F. McClintock, Richard E. Stafford, Frank H. McKay, Charles R. (Speed) Thomas, Marie Dickinson and Herman Cohen.

All agreed the number of rats in the area has increased because of the fact the dump has not been properly cared for and the odor from the garbage is offensive.

Lost Vassar Student Safe

POUGHKEEPSIE, N. Y.—(AP)—Alice Lindabury, 22, Vassar college senior who disappeared in New York City 12 days ago, was found there last night in a state of mental confusion.

She was taken to the home of her parents, Mr. and Mrs. Richard V. Lindabury, in Princeton, N. J.

Her father, associate editor of Crowell - Collier publications in New York, said she was in "a state of nervous exhaustion and mental confusion."

Lindabury said the young woman was recognized by an acquaintance as she was having a late supper in a mid-town Manhattan Child's restaurant.

Miss Lindabury's uncle, Henry Young, took her to Princeton in his car. There was no explanation

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