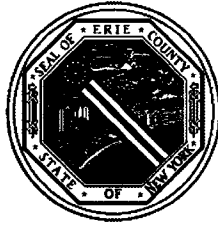


# ERIE COUNTY LEGISLATURE

████████████████████  
LEGISLATOR - 10th DISTRICT



□ DISTRICT OFFICE  
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716/858-6757  
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October 15, 2007

E-Mail: ██████████@erie.gov

████████████████████  
Buffalo District Commander  
Corps of Engineers  
1776 Niagara Street  
Buffalo, New York 14207-3189

RE: Tonawanda Landfill

Dear ██████████

As the period for public comment regarding the Tonawanda Landfill Closure Plan comes to a close, I want to go on record one more time that full remediation is the only plan acceptable to me and the residents I represent in the City of Tonawanda.

As stated in the letter dated September 17, 2007, from NYSDEC to ██████████ ██████████ of your office, the US Department of Energy concluded that the radioactive waste originated on the Linde site from the Manhattan Engineer District. This clearly means that the site should be remediated under the Formerly Utilized Sites Remedial Action Program. Therefore, the federal government remains responsible for all aspects of remediation, monitoring, disposal and soil management.

This action should be taken immediately and further activity on the site should cease. The people of nearby Hackett Drive and adjacent streets have had to live under adverse conditions with unfair treatment while their cries have been ignored. The recent Gamma Walkover Testing was neither sufficient to determine ground water conditions in sump pumps nor soil conditions beneath the surface. Much of the surface ground is topsoil and landscaping material. Further testing is both a health issue and moral issue.

The current proposed plan for closure is totally unacceptable and I will not rest, nor will the residents until, we are all in agreement and full remediation is incorporated into a closure plan.

I will be happy to discuss this letter with you and I look forward to working with the Corps as an ally and not an adversary concerning the Town of Tonawanda Landfill.

Sincerely,

████████████████████  
Erie County Legislator

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