

I have documented this request many times in the past as evidenced by letters dated:

January 16, 2007

February 20, 2007

April 20, 2007

October 9, 2007

December 21, 2007

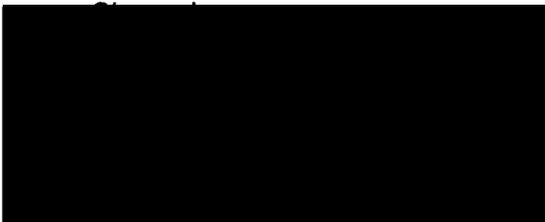
Many letters from representatives of local, State and Federal Government have been written on this subject. The responsibility for dealing with this FUSRAP issue lies with the USACOE organization.

It is also a known fact that the final closure of this landfill will require removal of the radioactive waste. In a letter from [REDACTED] P.E. – Acting Director NYS DEC Bureau of Hazardous Waste & Radiation Management – dated September 17, 2007, and addressed to [REDACTED]. [REDACTED] – USACOE – this point was made abundantly clear. There was an attachment of eight pages of case law that establishes the fact that the Federal Government is the responsible party for dealing with the removal and remediation of radioactive contamination required before landfill closure can occur.

Although I found the tenor of News Release No. 08-09 promising and positive to some degree, as we all know talk must be accompanied by action. In her letter to you dated April 17, 2007 Sen. Clinton very appropriately stated “The people of Tonawanda have suffered enough as a result of the remnants of Manhattan Engineer District (MED) materials and other manufacturing wastes, which have left a legacy of FUSRAP sites in their community. They deserve to know with absolute certainty that it is safe for them to live and work in their own community, and for their children to play in their own backyards. Unfortunately, the Corps’ proposed cleanup plan does not provide these improvements to the plan” She goes on to say that “the Corps should conduct sampling on neighboring properties to ensure that these families are not at risk. The Corps must verify that radioactive materials have not migrated through soils or hydrology outside of the Landfill vicinity Property and into the backyard and homes of Tonawanda”.

In closing, I reiterate and support the questions poised by a recent letter sent to you by Common Council President [REDACTED] and Councilmember [REDACTED]. We clearly need to understand your testing methodology and any changes to past techniques. We also need to know if there are any plans to take samples and analyze the results on private property.

Thank you for your attention to this matter. I feel that the requests outlined in this correspondence is in keeping with the FUSRAP mission and I look forward to your timely response.



CC: Hon. C. Schumer, US Senate
Hon. Hillary Clinton, US Senate
Hon. Louise M. Slaughter, US House of Rep.
Hon. Mary Lou Rath, NYS Senate, 61st District
Hon. Antoine Thompson, NYS Senate, 60th District
Hon. Robin Schimminger, NYS Assembly
Hon. Michele Iannello, EC Legislature
Hon. Anthony Caruana, Sup. Tn. of Ton.
Hon. Carleton Zeisz, Pres. City of Tonawanda Comm. Council
[REDACTED], Comm. NYS DEC
[REDACTED] NYS DEC
[REDACTED], ECDEP
[REDACTED], City Clerk
[REDACTED], City Atty.
Common Council