29 January 2000

M-32

Please accept and consider my comments on the proposed License Termination Rule use regarding the West Valley Demonstration Project.

The West Valley Demonstration Project site has been a matter of great concern to the residents of Western New York for a very long time. Countless numbers of concerned citizens have spent thousands of hours in activities related to the clean-up of this site, and for very important reasons: our homes, our families and future generations.

At the outset of the Demonstration Project, the residents of Western New York were promised the clean-up of this site, which was not even accepted by the local residents to begin with, and that our government was making a commitment to follow through with this clean-up.

I have several concerns regarding the proposed use of the LTR. First of all

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is the potential for segmenting the site and terminating the license on parts of the site. The license should remain for the entire site, until it is cleaned up in entirety. Until the entire site is cleaned-up the potential for continued migration of material off the site remains and all areas should be cleaned-up before the license is terminated.

The long term goal of the Demonstration Project was the total clean-up and removal of waste from the site. This was in consideration of the climate, geology and hydrology of the site. Until this long term goal is accomplished, the license should not be terminated for the site, or for any portion of the site.

Finally, if the license is terminated for any portion of the site, and some waste remains, either retrievable or non-retrievable, the responsibility for any future problems, such as erosion or any types of exposures would fall to those

least capable and least competent to deal with these issues. If the license is terminated and waste remains, the responsibility for monitoring the site and protecting the public would lie with some unidentified body whose committment to this purpose is unknown at this time. And whoever finally is determined to be responsible for monitoring and protecting the public may respond to other political or financial pressures and neglect the responsibility to monitor. Until the site clean-up is complete, the license termination rule should not be considered for the site or any portion of the site.

Very truly yours,

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