

STATE OF NEW YORK

LEGISLATURE OF ERIE COUNTY CLERK'S OFFICE

BUFFALO, N.Y., MARCH 20, 2014

TO WHOM IT MAY CONCERN:

I HEREBY CERTIFY, That at the *6th Session of the Legislature of Erie County, held in the Legislative Chambers, in the City of Buffalo, on the twentieth day of March, 2014 A.D., a Resolution was adopted, of which the following is a true copy:*

WHEREAS, the West Valley Demonstration Project (WVDP) is a federal high level radioactive waste cleanup project located 35 miles south of the City of Buffalo, on the border with Erie County, within the Great Lakes watershed and upstream of fresh water intakes for Erie County residents; and

WHEREAS, WVDP is one of the largest federal projects and a significant employer in the Western New York region; and

WHEREAS, the President's 2015 budget request included \$60.5 million for the WVDP; and

WHEREAS, when the Department of Energy issued its Decommissioning Environmental Impact Statement in 2010, it assumed that Phase 1 Decommissioning activities could be completed in ten years with an annual federal appropriation of \$75 million; and

WHEREAS, since that time, the annual federal appropriation has generally been between \$60 and \$65 million, and this level of funding has significantly impacted the 10-year schedule for Phase 1 decommissioning activities; and

WHEREAS, if the WVDP receives an annual federal appropriation of just \$60 million throughout Phase 1, it will take 20 years to complete, which is twice as long as the DOE initially estimated when they assumed funding would remain at the \$75 million level; and

WHEREAS, an annual cost of \$20 million is required at a minimum to maintain the facility to insure safety and protect the public from exposure; and

WHEREAS, the extension of Phase 1 decommissioning work from 10 to 20 years add an additional \$200 million in maintenance cost to the project; and

WHEREAS, the DOE must provide adequate funding to meet its stated ROD timeframe and obligations.

NOW, THEREFORE BE IT

RESOLVED, that the Erie County Legislature hereby requests the federal government restore WVDP funding to the \$75 million level that was anticipated when the Final Environmental Impact Statement and Record of Decision were issued in 2010; and be it further

RESOLVED, that the Erie County Legislature hereby requests that this level of funding be maintained during the 10-year period specified in the Phased Decisionmaking alternative selected by the DOE in their Record of Decision; and be it further

RESOLVED, that certified copies of this resolution be forwarded to US Secretary of Energy Moniz; Senators Schumer and Gillibrand; Congressman Reed; Congressman Higgins; Congressman Collins; Governor Cuomo; Bryan Bower, USDOE Director of the WVDP; and Paul Bembia, NYSERDA Director of the West Valley Site Management Program; and be it further.

ATTEST



SCOTT W. KROLL

Clerk of the Legislature of Erie County

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RESOLVED, that certified copies of this resolution be forwarded to the County Executive; Maria R. Whyte, Commissioner of Environment and Planning; Thomas Hersey, Deputy Commissioner of Environment and Planning; and Paul Kranz, P.E., Associate Engineer.

REFERENCE: COMM. 6E-3 (2014)

ATTEST



SCOTT W. KROLL

Clerk of the Legislature of Erie County