

## **FINAL ACTION MINUTES**

**I. Roll Call: Present** – MacKusick, Toffel, Hale, Wood, Moret, Clear. **Absent** – Issel, Harris. **Chair**, M. Toffel. **Vice Chair**, S. MacKusick. **Secretary**, N. Al-Hadithy. **Aide**, J. Tulloch

**II. Report From Chair:** Status report on TMD budget item.

### **III. Announcements from Commissioners:**

- None

### **IV. Comments from the Public:**

- None

### **V. Toxics Management Division Staff Report**

Re: Visit to Bayer. Letter for CM signature was sent. TMD requested updating databases – cost and efficiency issues. TMD fund reserves have been depleted due to back rent etc. Plan to keep fees down revised. Fees to increase 12% FY05. Concern with response from industry. Letters on risk based clean up were already done and met the requirement of Wozniak's (who carried the Commission's item to Council) report. Additionally identified copies not listed in Wozniak report.

### **VI. Discussion/Action**

#### **PRESENTATIONS**

Lorin Jensen, Supervising Civil Engineer, presented on the City's stormwater program.

### **STRATEGIC PLANNING**

L A Wood – Stormwater, Quarter 2, April-June 2004.

### **On Thursday, April 1, 2004, the CEAC took the following action:**

- **SUBJECT: March 2004 Minutes review/adoption**

Action: Motioned, seconded, carried (Clear/MacKusick. For: Unanimous. Abstain: None. Absent: Issel, Moret, Harris.) to Adopt minutes with corrections.

- **SUBJECT: Low Activity Mixed Waste Disposal**

Action: Motioned, seconded, carried (Moret/Wood. For: Unanimous. Abstain: None. Absent: Issel, Harris.) Recommend that Council write to Environmental Protection Agency the following comments on their proposed Advance Notice of Proposed Rulemaking (ANPR) on low activity radioactive waste disposal:

1. We are opposed to disposal of radioactive waste in Resource Conservation & Recovery Act (RCRA) Subtitle C landfills because:
  - a) Risk-based approach is an inappropriate approach to evaluate the impact of low level radioactive wastes on human health and the environment
  - b) RCRA Part C and D landfills have inadequate life for the safe containment of some radioactive wastes.
  - c) The proposed radioactive waste disposal strategy allows the generator to escape the responsibility of proper disposal and waste management.
2. We believe the preferred method of dealing with the radioactive waste disposal problem should be to reduce generation of such wastes. The EPA proposal would only make it easier for the generator to continue to produce radioactive waste.
3. Radioactive waste should remain where it is until a safer disposal method is developed.

(Chair noted that this motion could be scheduled for May Council only if the Secretary received the background report from L. Moret / LA Wood by Monday, April 5, and that they agree to provide the report by that deadline.)

## **VII. Requests:**

- **Wood** – Email TMD budget document to Commission for review when finalized.
- **Toffel** – Chair will send the Secretary (and Courtesy Copy Commission) the near final version of a background report on Harrison Park Signs to be edited and returned to Chair, then finalized. *Chair distributed final version of background report on Harrison Park signs.*
- **Wood** – update Wood on stormwater program.
- A subcommittee on stormwater was appointed. Moret, A Wood, and Hale are the appointees. Secretary and Jensen will be present.
- **Moret** to draft report to Council on low activity mixed waste.
- Reschedule Jensen for May meeting. List of reports to be submitted for review by April 14.