

SPONSOR Andrew Kitchen

**RESOLUTION 09-18**

**A RESOLUTION TO OPPOSE THE CONSTRUCTION OF AN ONSITE WASTE DISPOSAL FACILITY AT THE US DEPARTMENT OF ENERGY'S PORTSMOUTH GASEOUS DIFFUSION PLANT IN PIKETON, OHIO.**

WHEREAS the Village of Piketon conducted a Third Party Assessment to independently review the environmental studies completed and verify the data used by DOE at the Portsmouth Gaseous Diffusion Plant to make a decision to construct an onsite waste disposal facility in "Area D";

WHEREAS the Third Party Assessment report indicates that the bedrock underlying "Area D" is fractured below the level represented by DOE in public meetings, in the proposed plan, and in the responsiveness summary in the Record of Decision;

WHEREAS the Third Party Assessment report also indicates that "Area D" cannot meet the requirements of the Toxic Substance Control Act (TSCA). TSCA states that the bottom of the landfill liner system must be at least fifty feet from the historic high water table. The data from DOE'S reports indicate that the depth to groundwater measured from the ground surface at the landfill ranges from 21 feet to 97 feet;

WHEREAS the City Council for Jackson, Ohio, recognizes that the community at large opposes onsite disposal;

WHEREAS the community's position regarding onsite disposal was documented during the official public comment period and in official instruments passed by the local governments and recognized community groups. Documentation includes the PORTS SSAB Recommendation 15-05, public comments submitted by the Southern Ohio Diversification Initiative board members and legal counsel, and Resolutions passed by the Village of Piketon, Seal Township, Scioto Township, Scioto Valley Local School District, and the Pike County Career Technology Center;

WHEREAS the City Council for Jackson, Ohio, has full confidence in the Ohio Delegation to secure sufficient funding levels through appropriations to allow D&D activities to continue uninterrupted and in compliance with the Records of Decision for D&D of the facilities, without stockpiling waste onsite and without impacting current employment levels at the site; and

WHEREAS the City Council for Jackson, Ohio commends DOE for successfully and expediently shipping legacy waste, waste generated by the current deactivation activities in the

X-326, and waste generated by the demolition of other facilities, and expects DOE to continue to ship all waste as it is generated by D&D activities to approved offsite disposal facilities.

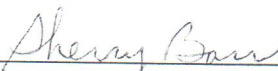
NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL FOR JACKSON, OHIO WISHES TO MAKE IT EXPLICITLY CLEAR TO THE OHIO DELEGATION AND DOE THAT THE COMMUNITY CANNOT ACCEPT THE CONSTRUCTION OF AN ONSITE WASTE DISPOSAL FACILITY AT THE DOE PORTSMOUTH GASEOUS DIFFUSION PLANT IN PIKETON, OHIO.

It is hereby found and determined that all formal actions of this Council relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that the deliberations of this Council that resulted in such formal actions were in a meeting open to the public in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

PASSED AND ADOPTED by the Legislative Authority of the Political Subdivision on this 12<sup>th</sup> day of March, 2018.

  
\_\_\_\_\_  
President of Council

ATTEST:

  
\_\_\_\_\_  
Clerk of the Legislative Authority

Approved this 12<sup>th</sup> day of March, 2018.

\_\_\_\_\_  
Mayor