

# House Concurrent Resolution No. 37

## 97TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE KOLKMEYER.

6182H.011

2       **WHEREAS**, West Lake Landfill is a former landfill located just north and west of  
3 Lambert-St. Louis International Airport; and

4       **WHEREAS**, the Nuclear Regulatory Commission (NRC) began its investigation of the  
5 West Lake Landfill in 1976; and

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7       **WHEREAS**, the NRC issued a report, concluding that West Lake Landfill received  
8 about 8,700 tons of a low-level radioactive material called leached barium sulfate, intermixed  
9 with about 39,000 tons of soil in 1973; and

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11       **WHEREAS**, the United States Environmental Protection Agency (U.S. EPA) added the  
12 landfill to its National Priorities List in 1990; and

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14       **WHEREAS**, after more than 30 years of testing, analysis, and public involvement, the  
15 U.S. EPA selected a final site cleanup plan for the areas containing the radioactive material in  
16 a 2008 Record of Decision; and

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18       **WHEREAS**, the 2008 selected remedy included installation of a multi-layered  
19 engineered cap that stands five feet tall; ongoing groundwater monitoring and protection  
20 standards; surface water runoff controls; landfill gas monitoring and controls, including radon  
21 gas; and long-term surveillance and maintenance of the remedy; and

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23       **WHEREAS**, the U.S. EPA found that: "The Selected Remedy is protective of human  
24 health and the environment, complies with federal and state requirements that are applicable or  
25 relevant and appropriate, is cost effective, and utilizes permanent solutions and alternative  
26 treatment technologies to the maximum extent practicable"; and

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28       **WHEREAS**, when compared to excavation alternatives, the 2008 selected remedy  
29 requires the shortest amount of time to implement, and presents the lowest potential short-term  
30 risks to on-site workers and to the community by preventing exposure to contaminated waste that  
31 could be released to the air, wind, and water during excavation, as well as by eliminating the  
32 hauling of excavated waste through multiple communities as it travels across the country; and

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34       **WHEREAS**, any remedy requiring excavation is a potential threat to Lambert-St. Louis  
35 International Airport by posing a risk of attracting birds to excavated exposed sanitary waste and

36 to land animals (rodents, etc.) attracted to such newly-exposed waste which could risk bird  
37 strikes on incoming and outgoing aircraft; and  
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39 **WHEREAS**, any remedy requiring excavation would cause additional traffic congestion  
40 and possibly fatal accidents from increased truck traffic hauling low-level radioactive waste off  
41 the site through St. Louis County to a rail line and across the country for disposal; and  
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43 **WHEREAS**, because of complaints to the U.S. EPA concerning its 2008 selected  
44 remedy, no long-term remedy to protect human health and the environment has been  
45 implemented to date at the site and the Superfund site continues to await clean-up:  
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47 **NOW, THEREFORE, BE IT RESOLVED** that the members of the House of  
48 Representatives of the Ninety-seventh General Assembly, Second Regular Session, the Senate  
49 concurring therein, hereby request that the 2008 Record of Decision be adopted as the  
50 reconsidered, official remedy to be implemented at the West Lake Landfill Superfund site with  
51 such implementation of the remedy to begin expeditiously; and  
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53 **BE IT FURTHER RESOLVED** that the Chief Clerk of the Missouri House of  
54 Representatives be instructed to prepare a properly inscribed copy of this resolution for the  
55 Majority and Minority Leaders of the United States Senate and House of Representatives, the  
56 Administrator of the United States Environmental Protection Agency, and each member of the  
57 Missouri Congressional delegation.

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