



**CHAIR
BOARD OF SUPERVISORS
COUNTY OF SACRAMENTO**
700 H STREET, SUITE 2450 • SACRAMENTO, CA 95814

ROGER DICKINSON
SUPERVISOR, FIRST DISTRICT
Telephone (916) 874-5485
FAX (916) 874-7593
E-Mail: dickinsonr@saccounty.net

April 19, 2010

Maziar Movassaghi
Acting Director
Department of Toxic Substances Control
8800 Cal Center Dr.
Sacramento, CA 95826-3200

Dear Mr. Movassaghi,

As the member of the Board of Supervisors who represents the Curtis Park neighborhood, I have followed the process of the proposed development of the former Union Pacific railyard with interest. In that regard, I have become aware of the efforts by members of the Sierra Curtis Neighborhood Association (SNCA) to clarify the extent and location of hazardous constituents in the stockpiled soils accumulating at the railyard remediation site. I have also been informed that a Public Records Act request has been made of your agency regarding this matter, and I urge you to respond to it promptly.

I am informed that your agency's records indicate that no soil has been removed from the site since November, 2007, and that soil samples taken from the stockpiles have shown significantly high levels of such substances as lead. It is my further understanding that arsenic poses a serious concern at the site. It is also my understanding that the Remedial Action Plan (RAP) approved in 1995 called for the removal of the contaminated soil.

It appears that such material may constitute hazardous waste under the Health and Safety Code which cannot be stored on-site for more than 90 days. The delay in removing the contaminated soil for this lengthy period of time has caused residents of the neighborhood particular concern regarding public health and the environment.

The more recent discussion of capping contaminated soil is also a cause for concern. While capping may be used as an effective containment and remediation technique in appropriate circumstances, I urge you to apply such an approach with great caution in this instance. In particular, I encourage you to avoid capping soil which would be under the proposed park in the development even though the protocol approved by the Sacramento City Council allows for that possibility.

As local and state officials, we have a special responsibility to take all necessary and appropriate actions to give the public confidence that health and safety concerns are fully addressed. As you know, the Curtis Park Village project represents a highly desirable infill development opportunity. I look forward to a successful project that provides a new urban environment compatible with the surrounding neighborhood and which protects public health and safety.

Thank you for your attention to this matter. I look forward to your reply.

Sincerely,

A handwritten signature in black ink, appearing to read "Roger Dickinson". The signature is fluid and cursive, with a large initial "R".

ROGER DICKINSON
Chair, Board of Supervisors
Supervisor, District One

Cc: Mayor and Members, Sacramento City Council
Sierra Curtis Neighborhood Association
Paul Petrovich

RD:cds