



Memorandum

TO: Honorable Mayor &
City Council Members

FROM: Lee Price, MMC
City Clerk

SUBJECT: The Public Record
August 31-September 6, 2007

DATE: September 6, 2007

ITEMS TRANSMITTED TO THE ADMINISTRATION

- (1) E-mail from Brad Imamura requesting a change of venue for the Federated City Employees' Retirement System Board's monthly meeting from the Retirement Department Office on North First Street to City Hall.

ITEMS FILED FOR THE PUBLIC RECORD

- (a) Notice that an Application from Lamia H. Issa and Sam Maamo, dba Oakland Airporter, was filed with the California Utilities Commission on August 29, 2007.
- (b) E-Mail from the Metropolitan Transportation Commission received September 5, 2007 regarding "Public Workshop on Regional Airport Systems Plan – Update 2007" to be held September 19, 2007.
- (c) E-mail from Sanjeev Bery, San Jose Director of ACLU of Northern California, received September 1, 2007, inviting Sunshine Reform Task Force members and City Staff to attend a community forum entitled, "Police Transparency: Public Safety, Public Trust", to be held September 17, 2007.
- (d) E-Mail from Joanne Benjamin, Executive Director of the Santa Clara County Cities Association, received September 1, 2007, announcing a workshop entitled, "Community-Scale Greenhouse Gas Emissions Inventory Work Session", to be held September 7, 2007.
- (e) Letter from Jack P. Broadbent, Executive Officer/Air Pollution Control Officer of the Bay Area Air Quality Management District, dated July 2007, enclosing the District's 2006 Annual Report (on file in the Office of the City Clerk).
- (f) Fact Sheet from Hitachi GST, dated August 2007, announcing that the Department of Toxic Substances Control is holding a 45-day Public Comment Period and a Workshop/Hearing on October 9, 2007 regarding the 143-acre site located at 5600 Cottle Road formerly owned by IBM and Hitachi.
- (g) Letter from Cingular to City Clerk Lee Price dated August 17, 2007 regarding Site No. SNFCCAE044/Tully & White.

Honorable Mayor and City Council Members
September 6, 2007
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Page 2

- (h) Notification letter from Verizon Wireless to David Rowland, California Public Utilities Commission, dated August 17, 2007, regarding cell site located at Highway 85 and Snell.



Lee Price, MMC
City Clerk

LP/np

Distribution: Mayor/Council
City Manager
Assistant City Manager
Assistant to City Manager
Council Liaison
Director of Planning
City Attorney
City Auditor
Director of Public Works
Director of Finance
Public Information Officer
San José Mercury News
Library

(1)

Price, Lee

From: Price, Lee
Sent: Tuesday, August 14, 2007 9:20 PM
To: 'Brad Imamura'
Cc: Oliverio, Pierluigi; Constant, Pete; Furman, Pete; Nader, Nadine; Crosby, Russell; Pimentel, Nora
Subject: RE: Rules Committee Agenda Item

I will be happy to forward your email to the Rules Committee/City Council via the Public Record and concurrently copy the City Manager's Office and Retirement Director.

From: Brad Imamura [mailto:brad_imamura@yahoo.com]
Sent: Tuesday, August 14, 2007 9:10 PM
To: Lee Price
Cc: Pierluigi Oliverio; Pete Constant; Pete Furman
Subject: Rules Committee Agenda Item

Ms. Price,

Currently the Federated City Employees' Retirement System (FCERS) Board conducts its monthly board meeting in a small meeting room at the Retirement Department office located at 1737 N. First Street. The meetings are scheduled on the the 2nd Thursday of the month at 8:30am. The time and location of the meetings make it virtually impossible for City employees and most retirees to attend. I have requested numerous times to the FCERS board to have these meetings held at City Hall but to no avail. Due to the current on-going publicity regarding the state of the City's pension plans, many of the future beneficiaries (current employees) now have a heightened interest in the management of the retirement plan and would like to attend the meetings. I'm not sure if the Rules Committee is the proper venue for this item to be addressed. Please advise.

Sincerely,
Brad Imamura

NOTICE

On August 29, 2007, an Application of Lamia H. Issa and Sam Maamo, doing business as Oakland Airporter, was filed with the California Public Utilities Commission, seeking a passenger stage corporation certificate to perform an on-call, door-to-door service on a 24-hours per day, seven days per week basis between points in San Francisco, Alameda, Contra Costa, Santa Clara, San Mateo, Solano and Marin Counties, on the one hand, and the San Francisco, Oakland and San Jose International Airports, on the other hand. The service will be performed over the most convenient routes between the airports and points of origin and destinations within the proposed service area. The proposed fares to be assessed the public for this service are set forth in Exhibit "D" of the Application. A copy of the Application and related exhibits will be furnished by applicants upon receipt of a written request for such documents. Please direct the request to Daniel W. Baker, 3643 Baker Lane, Lafayette, California 94549.

(This Notice is issued pursuant to Rule 21(k) of the Commission's Rules of Practice and Procedure.)

(b)

Kettmann, Fleur

From: Price, Lee
Sent: Wednesday, September 05, 2007 8:56 PM
To: Kettmann, Fleur
Subject: FW: Regional Airport System Plan - Update 2007

Public Record

From: MTC info [mailto:info@mtc.ca.gov]
Sent: Wednesday, September 05, 2007 3:32 PM
To: MTC info
Subject: Regional Airport System Plan - Update 2007

Share your views on the future of Bay Area airports

What: Public Workshop on Regional Airport System Plan - Update 2007

When: 6-8 p.m., Wednesday, Sept. 19, 2007

Where: Lawrence D. Dahms Auditorium, Joseph P. Bort MetroCenter
101 Eighth Street, Oakland (across the street from the Lake Merritt BART station)

Come and learn about ongoing efforts to plan for future growth at the region's airports, and provide input and recommendations for future work. Topics discussed will include:
Aviation industry trends

- Emerging technologies to improve runway capacity
- Potential airline and air cargo service at alternative airports

The meeting is jointly sponsored by the Association of Bay Area Governments, the Bay Conservation and Development Commission and the Metropolitan Transportation Commission. For more information, log onto www.mtc.ca.gov/meetings/workshops/rapc.htm or call 510.816.5757.

(c)

From: Price, Lee
Sent: Tuesday, September 04, 2007 3:54 PM
To: Kettmann, Fleur
Subject: FW: Invitation: "Police Transparency: Public Safety, Public Trust"

Public Record

From: Sanjeev Bery [mailto:sbery@aclunc.org]
Sent: Saturday, September 01, 2007 7:02 PM
To: Tucker, Sheila; bbfishler@aol.com; Bob Brownstein ; Brenda Otey ; Claudia Boulevard ; D. D. S. Karl Hoffower ; davezenker@weline2ski.com; dp@boulevards.com; edavis@orrick.com; edrast.sanjose@gmail.com; execdir@unsc.org; jcosby@sanjose.org; jnadler@scu.edu; Ken Podgorsek ; Margie Matthews ; Mary Ann Ruiz ; nwilliams@orloffwilliams.com; phaedra@atwork.org; Robinson, Bert; Trixie Johnson ; virholtz@jps.net
Cc: Guerra, Antonio; Bosco, Alicia; Disher, Dottie; Herrick, Lisa; Manheim, Tom; Price, Lee; Terrazas, Eva; Le, Maria; Morrow, Crystal
Subject: Invitation: "Police Transparency: Public Safety, Public Trust"

Dear Sunshine Reform Task Force members and City Staff –

Please find below an email invitation to our community forum, "Police Transparency: Public Safety, Public Trust."

A broad cross section of community organizations have come together to cosponsor this event. We hope you will be able to join us. Thank you for your consideration.

Sincerely,

Sanjeev Bery

P.S. Just in case the html invitation doesn't make it through to your inbox, there is a text version at the bottom of the email.

Sanjeev Bery
San Jose Director
ACLU of Northern California
<http://www.aclunc.org/sanjose>
(408) 282-8970 x302

You are invited to a community forum hosted by the ACLU of Northern California

POLICE TRANSPARENCY: PUBLIC SAFETY, PUBLIC TRUST

Monday, September 17 in San Jose

6:30 - 8:30 pm

Dr. Martin Luther King, Jr. Library
Rooms 225A and 225B, 2nd Floor
150 E. San Fernando St.
San Jose, CA 95112

Public safety depends on public trust.
That's why communities want more transparency
from their police.

In Sacramento, Senate Bill 1019 would restore public
access to police misconduct records for many cities.
Here in San Jose, proposed reforms would make local
police reports public.

Learn more from our panel of speakers.
Ask questions at the microphone.
Raise your own concerns.
Be there.

Event Co-Sponsored By:

NAACP San Jose/Silicon Valley
Services, Immigrant Rights, and Education Network (SIREN)
League of Women Voters of San Jose/Santa Clara
BAYMEC
Billy DeFrank LGBT Community Center
McManis Faulkner & Morgan
Bay Area Iranian-American Voter Association
Council on American Islamic Relations – San Francisco Bay Area
Amnesty International
Mental Health Advocacy Project, Program of Law Foundation of Silicon
Valley
Public Interest Law Firm, Program of Law Foundation of Silicon Valley
Silicon Valley De-Bug
San Jose Peace Center
South Bay Mobilization
Asian Pacific Islander Justice Coalition of the Silicon Valley:
Asian American Recovery Services (AARS)

Asian American Women's Alliance (AAWA)
Asian Americans for Community Involvement (AACI)
Asian Law Alliance (ALA)
Asian Pacific American Leadership Institute (APALI)
Asian Pacific Bar Association of Silicon Valley (APBA)
Cambodian American Resource Agency (CARA)
Contemporary Asian Theatre Scene (CATS)
Filipino American National Historical Society—Santa Clara Valley Chapter
(FANHNS)
Filipino Youth Coalition (FYC)
International Children Assistance Network (ICAN)
Japantown Community Congress of San Jose
Korean American Community Services (KACS)
MALAYA
OCA—Silicon Valley Chapter (Organization of Chinese Americans)
South Bay First Thursdays
Yu-Ai Kai

Visit our website for more information: www.aclunc.org/forum

Police records 1/10
NAME
DATE

CONFIDENTIAL

(d)

From: Price, Lee
Sent: Tuesday, September 04, 2007 3:56 PM
To: Kettmann, Fleur
Subject: FW: Cities Association: BAAQMD & ICLEI GHG_Inventory Worksession Announcement

Public Record

From: Joanne Benjamin [mailto:Joanne.Benjamin@sccca.gov]
Sent: Saturday, September 01, 2007 9:20 AM
To: Andrea M. Chelemengos; Angelita Salvador; Ann Sullivan; Cathleen Boyer; Donna Rogers; Gail T. Borkowski; Heidi Kirk (Heidi Kirk); Irma Torrez; Janet Tabuno; Judy Smith (Smith, Judy); Karen Jost; Kevin Schwaba; Kim Fettahlioglu; Kimberly Smith (Kimberly Smith); 'Lee Price'; Linda Lagergren; Lisa Lewis; Lynda Seastrom; Mary Lavelle; Patsy Garcia; Phyllis Perez; Rhonda Hadnot; Rosalinda Perez; Shawna Freels; Susan Kitchens; Tina West; 'Wanda Wong'; Yolanda Lopez; Yvette Agredano
Cc: Yoriko Kishimoto; Ana Sandoval; 'ofcarchive'
Subject: Cities Association: BAAQMD & ICLEI GHG_Inventory Worksession Announcement

Hello all,

Could you please circulate the attached document to your city managers, appropriate staff, and council members. It announces the first in a series of Bay Area Climate Protection Work Sessions for local governments.

Who should attend:

Interested local government staff (e.g., energy managers, environmental, public works directors and environmental services managers) and interested elected officials.

Thank you for helping to get this information on the workshop out to everyone.

Joanne

Joanne Benjamin, Executive Director
Santa Clara County Cities Association
505 W. Olive Avenue Suite 749, Sunnyvale, CA 94086
Telephone (408) 730-7770 Fax (408) 736-2014



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT



Community-Scale Greenhouse Gas Emissions Inventory Work Session

For Local Governments in San Mateo and Santa Clara Counties

Join us for the first in a series of Bay Area Climate Protection Work Sessions for local governments.

Date: September 7, 2007
Time: 10:00 am – 2:30 pm
Location: San Mateo Public Library
55 West 3rd Avenue
San Mateo, CA 94402
650.522.7802

Who should attend:
Interested local government staff
(e.g., energy managers, environmental coordinators, public works directors and environmental services managers) and interested elected officials.

At this Work Session you will:

- Obtain emissions data for your jurisdiction's major Greenhouse Gas (GHG) emissions sources (e.g., utilities, transportation, and waste sectors)
- Prepare a report on your jurisdiction's community-scale GHG emissions inventory utilizing the Clean Air Climate Protection (CACP) Software¹
- Learn how to develop and update your community's emissions inventories
- Hear and discuss ideas for advancing climate protection locally
- Join your peers in a climate protection network

Agenda

- 9:45 am Doors Open/Check-in
- 10:00 am Welcome and Introductions
- 10:15 am Introduction to Local Government Climate Protection & GHG Emissions Inventories
- 10:45 am Discussion of Major GHG Emission Sources & Data Sources
- 11:30 am Introduction to Inventory Tools
- 12:00 pm Lunch & Networking Time (lunch provided)
- 1:00 pm Hands-on Activity: Developing Your Community's Community-Scale GHG Inventory
- 2:00 pm The Next Step: Communicating Results to Your Elected Officials
- 2:30 pm Adjourn

Capacity is limited, so please RSVP by Tuesday, August 28th to Ayrin Zahner at ayrin.zahner@iclei.org or (510) 844-0699 ext 307.

Hosted by the Bay Area Air Quality Management District and ICLEI – Local Governments for Sustainability, in coordination with Sustainable Silicon Valley, Pacific Gas & Electric, and Joint Venture Silicon Valley Network Climate Protection Task Force's. For additional questions, please contact Ana Sandoval, Principal Environmental Planner, Bay Area Air District at 415.749.4667 or asandoval@baaqmd.gov.

¹ Use and support for the CACP software is available to ICLEI members. This work session will allow local governments who are not ICLEI members to utilize the software at the time of the workshop. Work session facilitators will provide source data and underlying assumptions in the emission factors used by the CACP software to all participants to ease future replication.

Community-Scale Greenhouse Gas Emissions Inventory Work Session

For Local Governments in San Mateo and Santa Clara Counties

Workshop Location

Computer Lab
San Mateo Public Library
55 West 3rd Avenue
San Mateo, CA 94402
(650) 522-7802

<http://www.cityofsanmateo.org/dept/library/>

Public Transit Directions

Try the [Take Transit Trip Planner](#) for the best transit options between the San Mateo Public Library and anywhere in the Bay Area, courtesy of [511.org](#).

Rail

Caltrain serves downtown San Mateo. Exit the train at the San Mateo stop. Walk south on B Street. At 3rd Avenue, walk west. The library is at 55 West Third Avenue.

Bus

SamTrans is available. Routes 250, 292, 295, 390, 391, 397, MX, and PX stop in downtown San Mateo.

Driving Directions

Driving South on Highway 101

Take the 3rd Avenue exit. Go west on 3rd Avenue about one mile. The library will be on the left side of 3rd Avenue after you cross El Camino Real.

Driving North on Highway 101

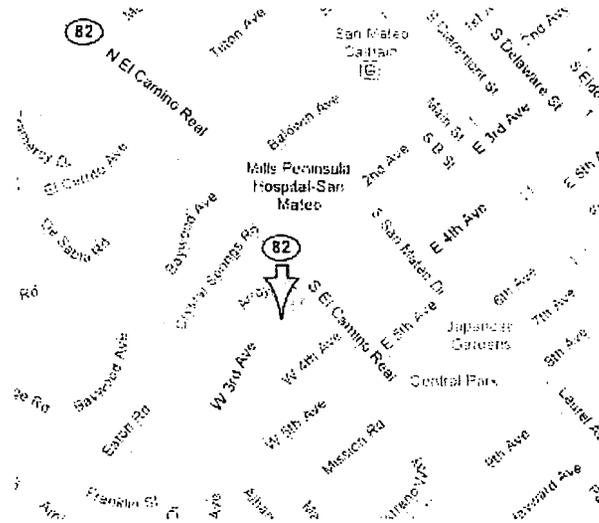
Take the 3rd Avenue exit. Go west on 3rd Avenue. Drive about one mile. The library will be on the left after you cross El Camino Real.

Driving South on El Camino Real

Turn right onto West 3rd Avenue. The library will be on the left.

Driving North on El Camino Real

Turn left onto West 3rd Avenue. The library will be on the left.



Community-Scale Greenhouse Gas Emissions Inventory Work Session

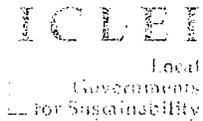
For Local Governments in San Mateo and Santa Clara Counties

Hosted By:



BAY AREA
AIR QUALITY
MANAGEMENT
DISTRICT

Bay Area Air Quality Management District is responsible for maintaining air quality in the San Francisco Bay Area. On June 1, 2005, the Air District launched its regional Climate Protection Program. One focus of the program is to provide technical assistance to local governments and facilitate local climate protection action. The September 7th work session represents the launch of a regional effort by the Air District to assist all Bay Area local governments with their community-scale inventories.



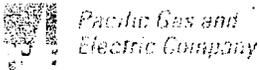
ICLEI - Local Governments for Sustainability is an international membership association of more than 650 cities, counties, towns and villages around the world. In the US, ICLEI has grown from a handful of local governments in 1993 to over 250 that are now providing national leadership on climate protection. With ICLEI's guidance, these local governments are achieving over 23 million tons of greenhouse gas reductions annually. ICLEI has 45 members in the Bay Area alone, 25 of which have already used ICLEI's tools and methodologies for their greenhouse gas inventories. Throughout the operation of this campaign, ICLEI has hosted over 40 training workshops for local government staff.

The Clean Air and Climate Protection (CACP) software, which will be used at this work session, was launched in 2003 and developed through a collaboration between ICLEI and the State and Territorial Air Pollution Program Administrators and Association of Local Air Pollution Control Officials (STAPPA/ALAPCO, now the National Association of Clean Air Agencies). It is designed to specifically help state and local governments assess and manage their greenhouse gas emissions. The CACP software is the preeminent tool in use by local governments in the United States to conduct greenhouse gas emission inventories.

In Coordination With:



Sustainable Silicon Valley (SSV) is a collaboration of businesses, governments, and non-governmental organizations that are identifying and addressing environmental and resource pressures in the Valley. SSV is collaborating with ICLEI and the Joint Venture Silicon Valley Network Climate Protection Task Force in providing climate protection assistance to the local governments of Santa Clara and San Mateo counties.



Pacific Gas and Electric Company (PG&E) is one of the largest combination natural gas and electric utilities in the United States. It provides natural gas and electric service to approximately 15 million people throughout a 70,000-square-mile service area in northern and central California. PG&E has undertaken numerous climate protection initiatives, among them being a charter member of the California Climate Action Registry and launching Climate Smart, the first-of-its-kind voluntary customer climate protection program. PG&E has also exemplified a commitment to assisting local governments in climate protection by regularly providing utility data, building programs to assist cities with their sustainability goals, and by participating in this ground breaking work session.



Joint Venture Silicon Valley Network Climate Protection Task Force

The Joint Venture: Silicon Valley Network Climate Protection Task Force includes most of the cities in Santa Clara and San Mateo counties, the Counties themselves and several special districts. The Task Force plans to conduct greenhouse gas emissions inventories, set goals, identify opportunities for reducing emissions, and form a procurement pool for technologies that will help reduce emissions from local government operations.

(e)



BAY AREA
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MANAGEMENT
DISTRICT
SINCE 1955

RECEIVED
San Jose City Clerk

2007 SEP -4 P 3: 3b

July 2007

To: Our Clean Air Partners

On behalf of the Air District's Board of Directors and dedicated employees, I am pleased to provide you with the Bay Area Air Quality Management District's *2006 Annual Report*.

The *2006 Annual Report* highlights the Air District's activities and achievements last year, and serves as an informational handbook on our ongoing efforts to preserve air quality in the Bay Area. Important data is presented in visually appealing charts and tables, and there are several full-color photographs of individual employees.

This year's report introduces members of the public to our core functions, and also informs stakeholders about recent programs that have been undertaken to improve air quality—such as the CARE Program and the Climate Protection Program.

To request additional copies of the report, please call the Air District's Outreach and Incentives Division at 415-749-4900. This report is also available on our website at www.baaqmd.gov.

Sincerely,

Jack P. Broadbent
Executive Officer/Air Pollution Control Officer

*Annual Report is on file in the
Office of the City Clerk.*

ALAMEDA COUNTY

Tom Bates
Scott Haggerty
Janet Lockhart
Nate Miley

CONTRA COSTA COUNTY

John Gioia
Mark Ross
(Chair)
Michael Shimansky
Gayle B. Uilkema

MARIN COUNTY

Harold C. Brown, Jr.

NAPA COUNTY

Brad Wagenknecht

SAN FRANCISCO COUNTY

Chris Daly
Jake McGoldrick
Gavin Newsom

SAN MATEO COUNTY

Jerry Hill
(Vice-Chair)
Carol Klatt

SANTA CLARA COUNTY

Erin Garner
Yoriko Kishimoto
Liz Kniss
Patrick Kwok

SOLANO COUNTY

John F. Silva

SONOMA COUNTY

Tim Smith
Pamela Torliatt
(Secretary)

Jack P. Broadbent
EXECUTIVE OFFICER/APCO

Spare the Air

The Air District is a Certified Green Business

Printed using soy-based inks on 100% post-consumer recycled content paper

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(5)

RECEIVED
San Jose City Clerk
2007 SEP -4 P 3:41

Hitachi GST
5600 Cottle Road
San Jose, CA 95193



San Jose City Clerk
801 N. First Street
San Jose CA 95110



Fact Sheet, August 2007



Department of
Toxic Substances
Control

**DTSC is Holding a 45-Day Public Comment Period and
a Workshop/Hearing on October 9, 2007, for the
Proposed Hitachi GST Decisions**

5600 Cottle Road

San Jose, California 95193

Preventing

environmental

damage from

hazardous waste,

and restoring

contaminated

sites for all

Californians.

Introduction

The Department of Toxic Substances Control (DTSC) is requesting public comments on three decisions for the Redevelopment Property at the Hitachi Global Storage Technologies Inc., (Hitachi GST) facility in San Jose. The Redevelopment Property consists of 143 acres of the facility that is being sold for commercial and residential uses. The proposed decisions include:

- A Corrective Action Complete determination based on the results of the investigations and remedial actions at the Redevelopment Property.
- Approval of a 2-PhaseTM Extraction system as a remedy for chloroform contamination on a half-acre portion of the Redevelopment Property.
- Approval of a Hazardous Waste Facility Permit modification to remove the Redevelopment Property from the facility.

Site Background

From 1955 to 2003, IBM owned the site and conducted research, development and manufacturing operations related to computer storage devices, such as hard disk drives and disk storage media.

Hitachi GST purchased the site in January 2003 and has continued similar operations through the present time. The chemicals used at the facility include corrosive acids and bases, halogenated and non-halogenated organic solvents, lubricants, adhesives, and resins. Hitachi GST is now selling 143 acres of its 321

DTSC is holding a 45-day Public Comment Period from August 31, 2007, to October 15, 2007. Please send your comments to: Paul Ruffin, Department of Toxic Substances Control, 8800 Cal Center Drive, Sacramento, California 95826 or e-mail to pruffin@dtsc.ca.gov. All comments must be post-marked no later than October 15, 2007.

A Public Workshop and a Public Hearing will be held on October 9, 2007, starting at 6:30 PM at the Southside Community Center located at 5585 Cottle Road, San Jose, California 95123, (408) 629-3336. DTSC will present the project and answer questions during the Workshop and accept comments during the Hearing.

For questions on the Project or the Redevelopment Property, please contact Paul Ruffin, DTSC Project Manager, at (916) 255-6677 or pruffin@dtsc.ca.gov. For Public Participation questions, please call Jesus Cruz at (916) 255-3315 or e-mail to jcruz@dtsc.ca.gov. For Media questions, please call Angela Blanchette at (510) 540-3732 or e-mail to ablanche@dtsc.ca.gov



State of California



California
Environmental
Protection Agency



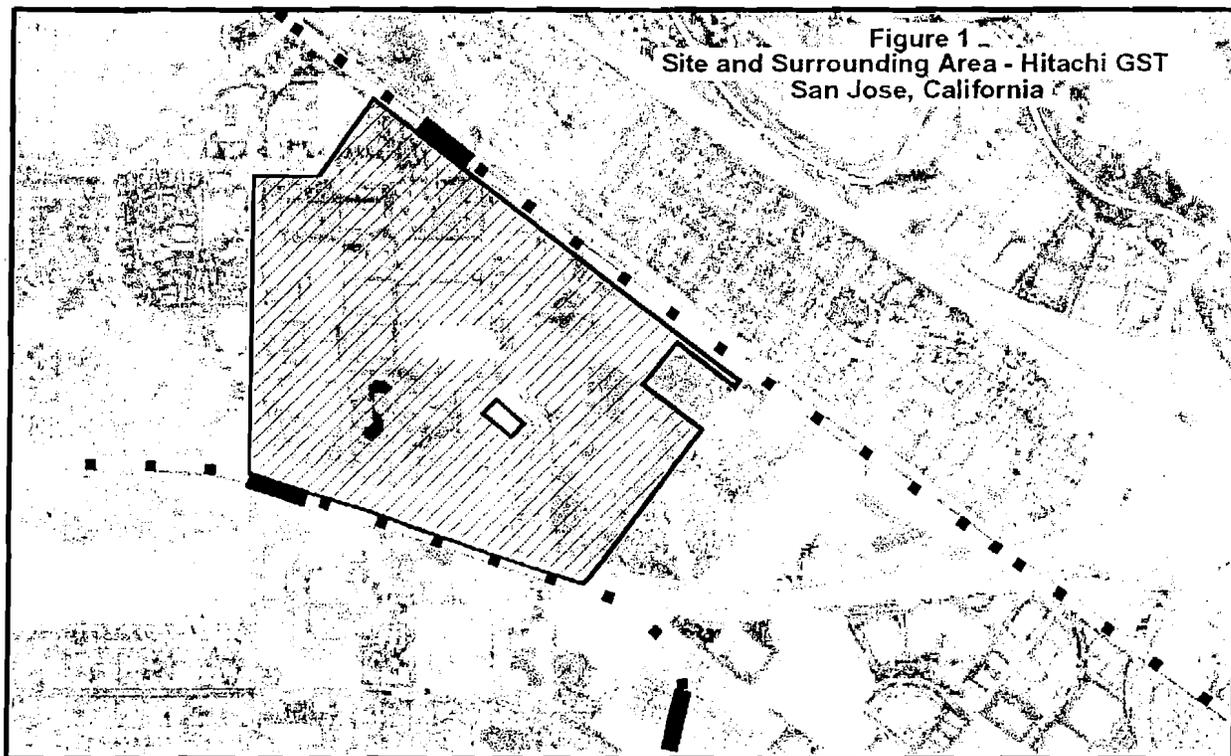


Figure 1
Site and Surrounding Area - Hitachi GST
San Jose, California

Site Background (continued)

acre facility for redevelopment to commercial, residential and park areas. Hitachi GST collected and evaluated information about potential releases of chemicals on the Redevelopment Property in the Current Conditions Report (CCR) dated July 2005. Based on this evaluation, the CCR identified areas on the Redevelopment Property that required additional investigation.

Hitachi GST prepared a Soil Inspection/Sampling Plan (SI/SP) in January 2006 for the additional investigations. Hitachi GST completed these investigations in coordination with the site demolition and has prepared a set of SI/SP Completion Reports which summarize the investigation results. During these investigations a release of chloroform was discovered in the vicinity of former Building 028J in Parcel O-4. (Please see Figure 2.)

Hitachi GST prepared a Corrective Measure Study (CMS) Report for the Redevelopment Property in August 2006 which identified cleanup goals for soil and proposed removal of all contaminated soil above the cleanup goals. The

CMS Report also indicated that alternative remedies, such as soil vapor extraction (SVE) may be needed, if soil excavation was not feasible. DTSC approved the proposed remedy on December 20, 2006. Hitachi GST has removed all contaminated soil, except in the chloroform release area, and has prepared a Final Remedy Completion Report.

RCRA Corrective Action Complete Determination

Based on the results of the investigations and cleanup of the Redevelopment Property, DTSC is proposing to make a determination that the Resource Conservation and Recovery Act (RCRA) Corrective Action for the Redevelopment Property is complete, except for the chloroform release area. RCRA Corrective Action is a program to insure that releases of hazardous chemicals are properly investigated and cleaned up at a facility under a hazardous waste permit. A determination that corrective action is complete is typically made at the time of a property sale to reassure the purchaser that the property is clean and to end DTSC's authority for

RCRA Corrective Action on that property.

Proposed Remedy

The proposed remedy consists of operating a 2-Phase™ Extraction system to remove chloroform from groundwater, soil gas, and soil until the cleanup goals are met. 2-Phase™ Extraction is similar to SVE in that a vacuum is applied to the subsurface inducing air flow to remove volatile organic compounds (VOCs), such as chloroform. During 2-Phase™ Extraction, groundwater and vapors are drawn into a groundwater well by vacuum and removed through a suction pipe or "stinger." The vapor and water phases are separated in a "knock-out" tank prior to treatment. The vapors are treated by carbon adsorption and discharged under a permit issued by the Bay Area Air Quality Management District (BAAQMD). The extracted groundwater will be held in closed-topped tanks prior to treatment, on-site reuse, or off-site disposal.

Permit Modification

DTSC has prepared a draft modified Hazardous Waste Facility Permit to remove the Redevelopment Property from the permitted facility, to make the Corrective Action Complete determination for the Redevelopment Property, and to add corrective action requirements for the chloroform release area. The chloroform release area is not contiguous with the Hitachi GST core property and contains no hazardous waste management units. Corrective action for the chloroform release area is on-going, under DTSC oversight. The draft modified Permit and a "track-changes" version are available for public review at the repositories.

California Environmental Quality Act

DTSC has prepared a draft Negative Declaration for implementation of the remedy for the chloroform release area. DTSC has determined that operation of the 2-Phase™ Extraction system will not cause a significant environmental impact. The draft Negative Declaration is available at the repositories for public review and comment.

Public Involvement and Project Decision

DTSC will make final decisions on the Corrective Action Complete determination, the CMS Report for the Chloroform Release Area and proposed remedy, the draft Negative Declaration, and the Permit modification for the Redevelopment Property removal after public comments have been received and considered. Everyone who submitted comments will receive DTSC's Response to Comments document. In addition to the Notice of Final Decision, a copy of the Response to Comments document will be placed in the project information repositories listed below and will also be placed on DTSC's website.

For questions regarding the Redevelopment Property, please contact Paul Ruffin, DTSC Project Manager, at (916) 255-6677 or pruffin@dtsc.ca.gov

You can review the Final Completion Report, the CMS Report for the Chloroform Release Area, the draft modified Permit, the draft Negative Declaration, and other project documents at:

Santa Teresa Public Library
290 International Circle
San Jose, California 95119
(408) 281-1879 (call for library schedule.)

The full administrative record is available at:
Department of Toxic Substances Control
700 Heinz Avenue, Suite 200
Berkeley, California 94710
(510) 540-3800 (call for an appointment.)

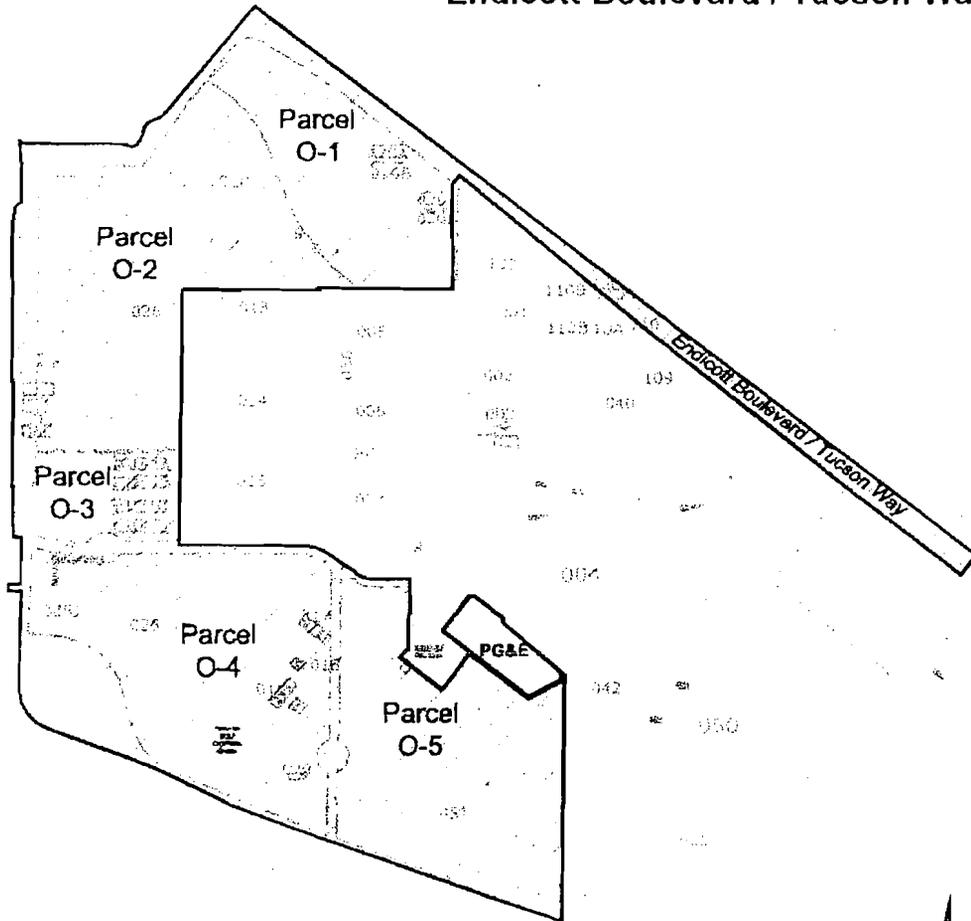
You may also find information on this project at the DTSC website www.dtsc.ca.gov at <http://www.dtsc.ca.gov/HazardousWaste/Projects/Hitachi.cfm>

Notice to Hearing Impaired Individuals

TDD users can obtain information about this project by using the California State Relay Service at (888) 877-5378. To reach the Public Participation Specialist, call Jesus Cruz at (916) 255-3315.

Para preguntas en Espanol, favor de llamar a Jesus Cruz al (916) 255-3315.

Figure 2
Redevelopment Property
(Parcels O-1 through O-5) and
Endicott Boulevard / Tucson Way



(9)

RECEIVED
San Jose City Clerk



2007 AUG 29 P 4: 47

August 17, 2007

Lee Price, City Clerk
City of San Jose
801 N. First St.
San Jose, CA 95110

Re: Cingular Wireless Site No. SNFCCAE044/Tully & White

Dear City Clerk:

General Order 159-A (GO-159-A) of the California Public Utilities Commission (CPUC) requires cellular carriers to send a notification letter of a utility's intent to construct a cellular facility to CPUC's Safety and Enforcement Division within 15 business days of receipt of all requisite local land use approvals. The notification letter shall state that such approvals have been received, or that no land use approvals are required.

As set forth in GO 159-A, copies of the notification letter are required to be served concurrently by mail on the local governmental agency. Where the affected local governmental agency is a city, service of the notification letter to the city shall consist of service of separate copies of the notification letter upon the City Manager, the City Planning Director and the City Clerk. In order to comply with these requirements, I have enclosed a copy of the notification letter for our project within your city limits.

If you have any questions or require additional information, please call me at (925) 227-4356.

Sincerely,

Ellen Magnie
Compliance Coordinator - Cingular Wireless

Attachments

ATTACHMENT A

1. Project Location:

Site Number and Name: SNFCCAE044/Tully & White

Site Address: 2827 Flint Ave.
San Jose, CA

County: Santa Clara

Location: 37.34828
121.7797222

Assessor's Parcel Number: N/A

2. Project Description:

Number of Antennas to be installed: 6

Tower Design: Cupola

Tower Appearance: 2 antennas per sector, 3 sectors

Tower Height: N/A

Building Size(s): N/A

3. Business addresses of all Local Government Agencies:

City of San Jose
801 N. First St.
San Jose, CA 95110
408-277-475

4. Land use approval:

On April 21, 2006, the City of San Jose approved Case No. AD06-356 for the installation use and maintenance of a Wireless Telecommunications Facility at 2827 Flint Ave., San Jose, CA

(h)

RECEIVED
San Jose City Clerk

2007 AUG 28 P 3: 24



1120 Sanctuary Pkwy
Suite 150
MC: GASA5REG
Alpharetta, GA 30004
(770) 797-1800

August 17, 2007

Mr. David Rowland
Consumer Protection and Safety Division
California Public Utilities Commission
505 Van Ness Avenue
San Francisco, CA 94102
dr@cpuc.ca.gov

Re: Notification Letter for **HWY 85 & SNELL** of GTE Mobilnet of California Limited Partnership (U-3002-C), of San Jose, CA MSA

This is to provide the Commission with notice according to the provisions of General Order No. 159.A of the Public Utilities Commission of the State of California ("CPUC") for the project described in Attachment A.

A copy of this notification letter is also being provided to the appropriate local government agency for its information. Should there be any questions regarding this project, or if you disagree with any of the information contained herein, please contact Veleta Wilson of Verizon Wireless at (770) 797-1076.

Very truly yours,

Veleta Wilson
Verizon Wireless
MTS Coordinator
Network Compliance

Attachment A

CPUC CELL SITE REPORT GTE Mobilnet of California Limited Partnership (U-3002-C)

1. PROJECT LOCATION: HWY 85 & SNELL – Add/Mod

SITE NAME: HWY 85 & SNELL
SITE ADDRESS: 5685 Snell Avenue
LOCATION: San Jose, CA 95123
COUNTY: Santa Clara
APN: 687-26-026
COORDINATES: 37° 14' 54.5"/121° 49' 51.7" (NAD83)

2. PROJECT DESCRIPTION:

GTE Mobilnet of California Limited Partnership (U-3002-C) proposes the addition, installation and maintenance of one (1) generator mounted onto one (1) new concrete slab at the existing wireless telecommunications facility within the designated lease area.

ANTENNAS: N/A
TOWER DESIGN: N/A
TOWER APPEARANCE: N/A
TOWER HEIGHT: N/A
BUILDING SIZE: N/A
OTHER: One (1) generator
One (1) concrete slab

Notification Letter
GTE Mobilnet of California Limited Partnership (U-3002-C)
August 17, 2007
Page 3

3. BUSINESS ADDRESSES OF ALL LOCAL GOVERNMENT AGENCIES:

Cc: Joseph Hordewel
Planning Director
Community Development
City of San Jose
200 East Santa Clara Street
San Jose, CA 95113

Les White
City Manager
City of San Jose
200 East Santa Clara Street
San Jose, CA 95113

Lee Price
City Clerk
City of San Jose
200 East Santa Clara Street
San Jose, CA 95113

4. LAND USE APPROVALS:

Permit Adjustment

<i>Issued:</i>	<i>06/26/2007</i>
<i>Effective:</i>	<i>06/26/2007</i>
<i>Agency:</i>	<i>City of San Jose Community Development Dept</i>
<i>Permit No.:</i>	<i>Approval #: AD07-390/Project #: PD01-097</i>
<i>Resolution No.:</i>	<i>N/A</i>