

September 5, 2006

The Honorable Arnold Schwarzenegger, Governor
State Capitol, First Floor
Sacramento, CA 95814

RE: AB 2092 (Hancock) – Request for veto

Dear Governor Schwarzenegger,

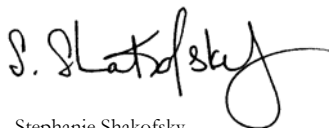
The undersigned is a coalition of organizations that are active in revitalizing brownfields and investing in urban cores throughout California. We are writing to request that you veto AB 2092. AB 2092 would create a state-wide, publicly accessible list of properties with known or potential vapor intrusion concerns. We applaud Assemblymember Hancock for recognizing that sites with vapor intrusion issues may require special attention to protect public health. Unfortunately, **AB 2092's unwarranted approach may undermine the bill's intent to promote healthy communities.**

We oppose the bill based on the following significant concerns:

1. **AB 2092 has the potential to inhibit community revitalization efforts across the state.** The site list proposed by AB 2092 has the potential to stigmatize entire neighborhoods, negatively affect property values, and make it increasingly difficult to attract crucial investment dollars necessary to revitalize underserved communities where the majority of brownfields exist.
2. **AB 2092 addresses an issue that is not yet fully understood.** Vapor intrusion is an issue that the scientific and regulatory communities have only recently begun to address. DTSC's own vapor intrusion guidance is still in draft form and stakeholder concerns with the guidance have yet to be fully addressed. Until the risks of vapor intrusion are more fully understood, it is premature to generate a list that could have a lasting, devastating effect on brownfield communities.
3. **Cal/EPA and its member agencies already have the authority and mandate to identify and address vapor intrusion concerns to protect human health.** A more efficient and effective use of the agency's limited resources would be to focus on cleaning up sites where known contamination has yet to be addressed.

Again, we commend Assemblymember Hancock for recognizing the evolving nature of vapor intrusion mitigation in California, and we appreciate her effort to bring a level of certainty to communities affected by this issue. However, this bill represents a major step backwards in the effort to clean up and revitalize California's brownfield communities.

Sincerely,



Stephanie Shakofsky
Executive Director
Center for Creative Land Recycling



Paul Zimmerman
Executive Director
Southern California Association of
Nonprofit Housing



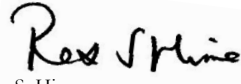
Tim Coyle
Senior Vice President/
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CA Building Industry Association



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Edward Manning
California Major Builders Council



Rex S. Hime
President & CEO
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Craig C. Page
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cc: Dennis Albani, Deputy Legislative Secretary, Office of Governor Schwarzenegger
Richard Costigan, Legislative Secretary, Office of Governor Schwarzenegger
Susan Kennedy, Chief of Staff, Office of Governor Schwarzenegger
Linda S. Adams, Secretary, Cal/EPA
Anne Baker, Deputy Secretary of External Affairs, Cal/EPA
Patty Zwartz, Asst. Secretary, Legislation, Cal/EPA
Maureen Gorsen, Director, DTSC
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Assemblywoman Loni Hancock