

May 17, 2018

Dear Brisbane City Council members, and City Staff:

I wish to support all earnest efforts to protect the residents and workers in Brisbane regardless of who is responsible. As of last night I had not read the specific San Francisco Chronicle article linked in the City of Brisbane letter released May 15, 2018 by email as noted below. Now that I have, here are my thoughts: The headline **Brisbane Baylands Update** is vague, and the following line: **“No Contaminated Material Brought to Brisbane, Opposite News Reports from April 21, 2018.”** is, in my opinion intentionally misleading. The subject material referred to by Brisbane is 40 tons of asphalt from San Francisco which was delivered to RecologySF on April 9, 2015. There does not seem to be any dispute that shipment of asphalt was not radioactive, yet the wording of the Brisbane letter refuting the implication that it was potentially toxic, or potentially mislabeled in order to deceive those receiving it, seems overly broad, and intended to give readers the strong impression that NO radioactive or otherwise toxic soils or concrete have ever been imported to the Brisbane landfill. That may in fact be true, but so far there seems to be NO evidence to prove it. Just as it appears to be very possible that contaminated soil and concrete, and possibly other materials could have come to Brisbane as part of a systematic, organized plan without the knowledge of Brisbane officials. It would be irresponsible to suggest that has happened without any proof, yet it would seem equally irresponsible to suggest that it could not have happened when confronted by the growing body of evidence suggesting a very long history of fraud taking place at the source only a few short miles away at the Hunters Point Naval Shipyard in San Francisco.

The reporter may have been a bit off target implicating RecologySF as the receiver, and apparently implying that toxic materials were shipped to the Brisbane landfill, unless the Chronicle has obtained additional manifests that prove it, yet, the concern of residents remains that our small city was not prepared to adequately deal with the responsibility of such a potentially harmful list of contaminate constituents potentially being essentially “smuggled” into our town on the Brisbane Baylands. Also note: there is no accusation I am aware of that the operators of the concrete and soils recycling business in Brisbane willfully broke the law. However, it appeared that for many years as our home overlooks the Baylands concrete and soils recycling sites, that there was little to totally inadequate regulatory oversight of those operations.

The City of Brisbane seems to have done very little if anything to study potential environmental damages prior to granting the original “temporary permit” and extensions. And while residents repeatedly asked questions of City Council members and City Staff throughout the life of those operations, I have not heard of any substantive responses or actions ever taken. In relation to the former shipyard worker, Ms. Anderson, who noted many trucks leaving the shipyard well after closing hours, I give you my personal observation backed up by a report to the Brisbane Police Department regarding the soils operators working heavy machinery in a semi hidden pit area up to approximately 10:00pm or later. We would have noticed it sooner if we had been home. After making the report, we discovered that BPD did not have an established means to contact the business owners to gain quick access. The work was being done in a location where officers could not see it to verify the complaint.

May 17, 2018 to Brisbane City Council > from Tony Verreos

The City never responded with any explanation of why that work was permitted to continue after 4:30 to 5:00pm, or by them holding any hearings, or levying any fines. Therefore, while there is no evidence of wrong doing here, there certainly appears to be a the means, and a great opportunity for it, with no apparent plan or intent to prevent it. If any of these impressions are wrong, please do share the facts, and correct the record.

And unless measures were in place prior to, or at least since 1987 to provide for independent verification of the non-toxic or clean status of imported materials to Brisbane, we could have indeed been taken advantage of just as the news article says. The article doesn't claim to be able to prove it has happened. As I read it, it simply raises an alarm that suggests a rather massive crime may have occurred, and that if your community is one of those which has a landfill as Brisbane does, you should at least very seriously address the threat that something illegal could have happened under our noses.

It was reported Tuesday at the Brisbane Baylands Citizens Advisory Group (BBCAG) meeting that the City is now discussing with their consultants what practical steps can be taken to protect the public. And we will have to wait to see what actions are recommended at the conclusion of those discussions. Meanwhile, no one wants to irresponsibly cause residents to worry about health implications, yet having NO publicly published test results to demonstrate safety is problematic.

Tony Verreos
122 Warbler, Brisbane

From: City of Brisbane [mailto:brisbanepublicinformation@ci.brisbane.ca.us]

Sent: Tuesday, May 15, 2018 7:08 PM

To: tony@verreos.com

Subject: No Contaminated Material Brought to Brisbane





Brisbane Baylands Update

No Contaminated Material Brought to Brisbane, Opposite News Reports from April 21, 2018

An [April 21, 2018 San Francisco Chronicle article](#) stated that soil from Hunters Point Naval Shipyard was delivered to a Recology facility in Brisbane. The title and primary theme of the article contend that the soil was potentially toxic and/or incorporated dangerous levels of radioactive waste.

Recology contacted the reporter and was provided with their source report, *"Hunters Point NS SF CA, Appendix G Part 1 of 12., Waste Disposal Information and Manifests - Final Response Action Contract Report for Durable Covers Remedy in Parcel B-2 dated April 2018_4.6.2018"*, which was used to write their article. That report included the following information:

Table G-1. Waste Disposal Summary (continued)

Waste Type	Origin	Waste Profile Number	Date of Relocation	Disposal Weight/Volume	Waste Class	Disposal Facility
Asphalt	Parcel B-2	-	April 9, 2015	40 Tons	Nonhazardous	5 Beatty Road Brisbane, CA

Notes:

RCRA = Resource Conservation and Recovery Act

5 Beatty Road is the address for Brisbane Recycling Company (BRC), not Recology, whose address is 501 Tunnel Avenue, San Francisco. City staff contacted the owner of BRC, who confirmed that 40 tons of asphalt had been

received in their facility on that day, but the hauler listed the source address on the intake form as "3rd and Evans", which is also located in San Francisco.

BRC then reached out to the Navy to determine the correct source and nature of the asphalt. The following letter was received, indicating that the asphalt had been installed in 2013, was removed in 2015, and was not associated with radiological contamination.



DEPARTMENT OF THE NAVY
BASE REALIGNMENT AND CLOSURE
PROGRAM MANAGEMENT OFFICE WEST
35000 NIXIE WAY, BLDG 00 Suite 207
SAN DIEGO, CA 92147

11011
Ser BPMOW.djr/160
May 10, 2018

Mr. Jovian Jose
Brisbane Recycling Co., Inc.
5 Beatty Avenue
Brisbane, CA 94005

Dear Mr. Jose:

At your request, the Navy is providing information regarding the disposal of 40 tons of asphalt disposed on April 9, 2015 from Hunters Point Naval Shipyard Parcel B-2. The asphalt was originally installed by Engineering/Remediation Resources Group, Inc. (ERRG) as part of a durable cover in 2013. Sections of that cover were removed in 2015 to allow ERRG to excavate soil impacted by petroleum.

The durable cover installation and petroleum projects were not associated with radiological contamination, nor was Tetra Tech EC, Inc. involved with either project.

If you have any questions regarding this letter, please contact Mr. Derek Robinson at (619) 524-6026.

Sincerely,

A handwritten signature in black ink, appearing to read "Derek J. Robinson".

DEREK J. ROBINSON
BRAC Environmental Coordinator
By direction of the Director

City staff is continuing to work with BRC to understand how/why the source of the asphalt was incorrectly listed on the intake form.

There is no listing in the reporter's source report that any material from Hunters Point Naval Shipyard was delivered to [Baylands Soil Processing](#), which is located on the bottom two-thirds of the Brisbane Baylands site.

We will continue to keep the community informed as we learn more concerning this matter. Click [here](#) if you would like to sign up to receive email updates regarding the Brisbane Baylands.

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City of Brisbane | (415) 508-2110 | [Email](#) | [Website](#)

