



CITY OF OAKLAND

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Office of the Honorable Lynette Gibson McElhaney
COUNCILMEMBER ~ DISTRICT 3

(510) 238 – 7003

Dear Chair Butner and Port Commissioners,

We are writing concerning the Port of Oakland entering into an Exclusive Negotiating Agreement (ENA) with Eagle Rock Aggregates without additional due diligence. It has come to our attention that in September 2018, San Francisco District Attorney George Gascon had to settle with companies owned by Eagle Rock for dumping commercial waste and hazardous waste on public streets, where the waste had the potential of going into storm drains and ending up in San Francisco Bay (SF Patch, 9/28/18).

Since this is a new use at Berths 20-24, it is critical that the Port properly study the potential impacts on the Bay, particularly from a company with a history of environmental violations. Moreover, since 2000 associated companies have been fined a minimum of a half a million dollars for workplace safety complaints, employment discrimination and environmental violations.

We are also concerned about the large amounts of particulate matter and dust that could be generated and flow into the air in West Oakland, as well as settling into the bay.

We are requesting that the Port require an Environmental Impact Report (EIR) if you enter into an ENA and seriously consider as a policy whether this new use is appropriate for our neighboring communities.

Sincerely,

Councilmember Lynette Gibson McElhaney
City of Oakland, City Council District 3

Council President Rebecca Kaplan
City of Oakland, City Council At Large

