



**P.O. Box 155,  
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Contra Costa Board of Supervisors,  
and  
County Planning Commission of the  
Contra Costa County Department Of Conservation And Development;

As the Directors of the Crockett Community Foundation, we are respectfully requesting an appeal of the Commission's decision to recommend approval of the Phillips 66 Rodeo Renewed project as currently described in the Staff Report. The mission of the Crockett Community Foundation is to enhance the quality of life in the Community, now and for generations to come.

Our grounds for **appeal** are as follows:

- The details of the Community Benefits Agreement or the conditions of the project are insufficiently defined as to the magnitude or nature of any actual benefit.
- Crockett has already been classified as a disadvantaged community by Contra Costa County. Senate Bill (SB) 1000, which requires Contra Costa County to integrate environmental justice into the General Plan. This law is based on the understanding that some communities have experienced a combination of historic discrimination, negligence, and political and economic disempowerment, with the result that today they are struggling with both a disproportionate burden of pollution and health impacts and disproportionate social and economic disadvantages.
- The town of Crockett was not specifically mentioned in the conditions of compensatory funding or the mechanism by which this would be carried out, nor as a future beneficiary of the Community Benefits Agreement. Crockett lies downwind of the proposed project and quality of life in Crockett will be directly affected by air and water pollutants, noise pollution from an increase of rail traffic and potential transportation related hazards from the proposed water, highway and rail traffic.
- The Crockett Community Foundation (CCF) was not mentioned in the conditions. The CCF was founded as an organization to distribute community benefit funds awarded as compensation for the Unocal Catacarb chemical release in 1994. We have also acted as the distributor of compensatory funds for the Crockett Cogen facility. In total we have 27 years

of experience distributing funds in the community, and feel we are the best qualified organization to do so.

- The CCF was not notified in advance of the hearing. Crockett Community Foundation is an obvious and significant organization in the area; as such we feel the county was remiss in its failure to notify the CCF of the hearing on March 30.

The Crockett Community Foundation is non-profit managed by elected Directors with experience managing/dispersing community benefit funds for Crockett, Tormey and Port Costa. We are responsible for managing the funds from financial settlements following the Unocal Refinery's Catacarb release in 1994 as well as the settlement funds with the Crockett Cogeneration Good Neighbor agreement.

Crockett is a working class community located on the shoreline, adjacent to Railroad and Highways, and downwind from the proposed Project. Crockett's residents have been regularly subjected to leaks and hazards of the refinery, and are greatly concerned about future activity at the refinery.

While in general Crockett appreciates the need for employment opportunities and the idea of environmentally friendly innovation, possible with this project, we at the CCF feel that the above appeal needs to be addressed prior to approval of the project.

We would expect that Crockett be recognized as impacted by any changes or development at the Phillips 66 refinery and that CCF be included in any discussions associated with the proposed distribution of funds related to a decision to move this project forward.

Our expectation is that you address all concerns before rendering any decision and that we, the Crockett Community Foundation be included in any decisions impacting the quality of life in our community.

Respectfully,

A handwritten signature in black ink, appearing to read 'Brian Montgomery', with a long horizontal flourish extending to the right.

Brian Montgomery, President  
The Crockett Community Foundation