

C.C.N.
Concerned Citizens Network
14 Powder House Circle
Wilmington, MA 01887

Mr. Neil Sullivan
ICF Incorporated
9300 Lee Highway
Fairfax, VA 22031

Attn: Finance Docket # 34391 Environmental Comments

October 28, 2003

Dear Mr. Sullivan,

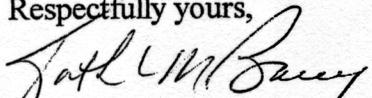
Attached are petitioned letters signed by many in the Wilmington and Woburn community. This letter is an expression of opposition to New England Transrail, LLC proposal and development at the 51 Eames Street Property now owned by Olin Chemical Corporation.

Previously, over 150 people opposing the exemption request of the Surface Transportation Board by New England Transrail sent a petitioned letter. This letter with only slight modifications are very similar to the one previously submitted. In a conversation I had with Ms. Johnson-Ball, she assured me that all previous comments in the exemption filing to the Surface Transportation Board by NET would be brought forward for your review.

Please add these 100 (approx) letters to the previous 150. You should know that these signatures were gathered in two 2-hour gathering sessions of the public and nearly 90 percent of those asked within the community to read and sign the letter agreed to do so, both times and it is reflective of the majority of the people living in these two communities.

Should you have any questions, please feel free to call me at 617 719-3104.

Respectfully yours,


Kathleen M. Barry, President
Concerned Citizens Network

Enclosures:

Cc: The Honorable Edward Kennedy
The Honorable John Kerry
The Honorable John Tierney
The Honorable Edward Markey

Neil Sullivan
ICF Incorporated
9300 Lee Highway
Fairfax, VA 22031
Attn: Finance Docket No. 34391 – Environmental Comments

Re: New England Transrail, LLC
Finance Docket No. 34391
Construction of Line of Railroad and Terminal Facilities in Wilmington and
Woburn, Massachusetts

October 23, 2003

Dear Mr. Sullivan,

This letter is an expression of opposition to the establishment, construction and operation of a line of railroad and terminal facilities for transfer and reload in Wilmington and Woburn Massachusetts.

The proposed property, which is now owned by Olin Chemical Corporation, poses severe health and environmental threats. It has been determined that a known human carcinogen called n-Nitrosodimethylamine (NDMA) has originated at the Olin site and is responsible for closing five town water wells affecting 60% of our water supply from the Maple Meadow Brook Aquifer. It is unknown as to how long Wilmington residents have been exposed to and have been consuming this carcinogen. The federal health agency, ATSDR (Agency for Toxic Substances and Disease Registry) is conducting a water distribution study to determine the extent of exposure to the public. The Massachusetts Department of Public Health-Bureau of Environmental Health Assessment has determined a greater than 2-times the average occurrence in four types of cancers in children. The states top epidemiologist will analyze data to determine an environmental common exposure route.

This site is listed as a Tier 1A site; receiving the worst rating in the Massachusetts tier rating listing of contaminated sites. Its contamination is far reaching, involving surface water contamination affecting the Aberjona River from the Olin property to the south and east and into the Maple Meadow Brook aquifer northwest and west. Olin has hastily eliminated chemicals of concern in their analyses and thus these chemicals are not addressed in their remediation alternative considerations.

It is apparent to both the residents involved in the Public Involvement Plan (PIP) and the Town of Wilmington's environmental consultant that Olin needs to complete its Phase II evaluation and identification process before proceeding with remediation design and redevelopment of the property. In fact, The Town of Wilmington's environmental consultant has recommended a complete revision of Olin's Phase III remedial source alternative plan as they have not addressed the recent finding of NDMA and they have not considered Site condition changes from the shut down of the public drinking water wells.

New England Transrail, LLC continues to indicate that the property under consideration is in an industrial area solely without considering the abutting neighborhoods in North Woburn, South Wilmington and those residents on Eames Street. Residents have had to be evacuated from their homes in the past from releases occurring at the Olin owned facility and property.

New England Transrail, LLC in their proposal also state that they will profit by the transportation of commodities listing as, **aggregates, brick, coal, cement, chemical products, construction debris, liquids, plastics, propane, road salt and other products**. They also state in their first sentence that this list is not limited and will transport any other products, which can be transported in intermodal containers. In a meeting with residents, New England Transrail principals stated that they could not promise that they would not transport and transfer nuclear waste when asked directly by residents. They have not met with the residents to clarify their new listing and we are concerned over their vague and open-ended statements within their proposal.

The Massachusetts DEP has solicited the EPA in reviewing all of the chemicals used and disposed of at the property. These chemicals include non hazardous and those chemicals of concern which are hazardous. The Office of Research and Standards here in Massachusetts has stated that there is a need to include non-hazardous chemicals and other chemicals, which do not exceed the MCL limits as well in the listing of chemicals of concern for analysis due to the complexity and varying chemicals and compounds within the environmental media at this site. Any additional chemical importation on this property, whether considered non-hazardous or not, along with the other stated commodities, raises grave concerns.

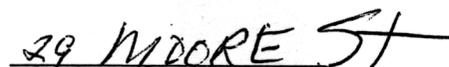
In conclusion, the quality of life for residents in Wilmington and Woburn is already negatively impacted as the Olin property is within a half-mile distance to the Woburn Landfill, the Maple Meadow Landfill, the Industrial Plex Superfund Site and six major 21 E contaminated industrial sites. The area in question is an area already impacted by serious industrial pollution, which may have serious consequences in public health. The proposed rail re-load center brings with it odors, noise, unwanted and certainly added truck traffic to an already overburdened area, and most importantly an additional worry to further exposure to chemicals from accidents and mishaps with a potential of further contamination of an already compromised property.

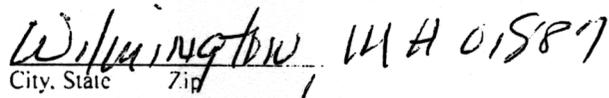
The EPA defines Environmental Justice as the "fair treatment for people of all races, cultures, and incomes". It takes into account the impact of environmental pollution on particular segments of our society. We have more than our share of environmental injustices. We have had enough!

Very truly yours,


Signature


Please Print Name


Address


City, State Zip

October 15, 2003

Neil Sullivan
ICF, Incorporated
9300 Lee Highway
Fairfax, VA 22031

Dear Mr. Sullivan:

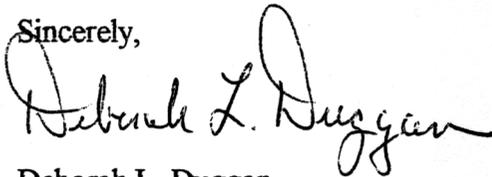
RE: OLIN CORPORATION
51 Eames Street, Wilmington, MA
STB Filing (New England Transrail)
Finance Docket # 34,391

The proposal before you is an "environmental injustice". This site is extensively contaminated and located within sensitive aquifer systems.

- Olin has not defined their contamination @ their point source directly, its impacts to the town, neighboring communities, the health-care system or to the ecosystem for remediation or re-use at this time and investigations are on-going.
- Olin has not fulfilled their obligations. A "full environmental impact report" with stringent regulations must be required of them for the safety of many communities with every level of oversight possible.
- Here, Olin is "Point Source" for contamination in both the Ipswich River and the Aberjona River watersheds.
- The site is within the zone II designation of a water supply for more than 10,000 people directly with consequence to water quality in the "headwaters of the Ipswich River"; already listed on the most endangered Rivers in the United States.
- Efforts are ongoing on many regulatory levels, local activism, and planning in attempts to REDUCE risks of contamination in this "environmentally sensitive area". This proposal undermines that.

I urge you to reject the proposal before you and use your powers to the full extent.

Sincerely,



Deborah L. Duggan
11 Hillcrest Street
Wilmington, MA 01887

448 Shawsheen Avenue
Wilmington, MA 01887

October 16, 2003

Neil Sullivan
ICF, Incorporated
9300 Lee Highway
Fairfax, VA 22031

Attn: Finance Docket Number 34391

Dear Mr. Sullivan:

This letter is written to discourage the approval of the services that NET is proposing to provide with the purchase of the Olin site in Wilmington, MA.

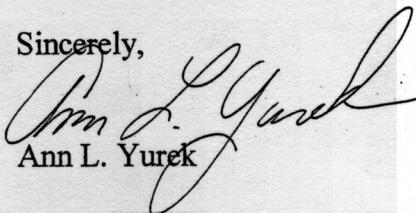
This location has been much maligned and mismanaged by activists to the point of distraction and confusion for the citizens of the town of Wilmington. The most favorable descriptions for them are pugnacious and cute. But wrong! To me, they are simply Pit Bulls with lipstick. They got "played" to the detriment of the town. I would like to know who their "hidden" enablers were. Let the games end immediately.

When the Wilmington Town Manager is opposed to a proposal, I know it is detrimental to the town. Mr. Cairra makes sound, principled, and ethical judgment calls; he does not play into the hissy fitters.

We are well aware of the contaminated plume at Olin and that it is a mix of many chemicals, with a reaction together that is rare in the research. We also know that this site is very close to Wilmington's natural water supply and is a risk to that water resource until it attenuates or is removed. We also acknowledge that Olin and the state's Dept. of Environmental Protection have been working to contain the problem and are using the assistance of the federal government's Environmental Protection Agency to help with the many scientific questions. This whole situation needs to be brought to closure; we need that work to be complete before we allow another situation to begin and possibly expand at the site.

The image of more railroad tracks, sprung structures and chemical transporting, as well as 200 truck trips daily simply fuel a serious situation in a tense and challenged environment. I think they are building the infrastructure necessary for even more deleterious and hazardous work in the future. They will do the neighborhood harm beyond aesthetics.

Sincerely,



Ann L. Yurek

October 19,2003

Dear Neil Sullivan,

I live on Chestnut Street. In the vicinity of the Butters Row water wells. About 3 years ago a Patches Pond Lane neighbor was stricken with an unknown radical form of cancer. We lost him almost two years ago. He was in his early thirties with a beautiful wife and three young children. We hear news about new victims almost every day here in Wilmington. Many children and adults have been stricken with leukemia and other forms of cancer over the past few years. Which is well over the national average.

On October 30, 2002 at age 19 my son Paul was stricken with Acute Lymphoblast Leukemia. He was always a very healthy boy. We have no history of cancer on either side of our families. It was sometime during his teenage years he stopped drinking milk and soda. He was never a juice drinker. But, did eat a well balanced diet while growing up. The noticeable thing was that he took many showers and he drank a lot of water. It was about two years ago when the water started smelling and tasting like chlorine I asked the town water department to come out and to test the water. They said that the chlorine level was a little high. I asked what the best way to filter it would be, and the man who tested it recommended a carbonated charcoal type filter. At that time, I did not realize what type of test to ask for. The town water reports always seemed good. We use to share our water with other towns.

I must urge you to consider the impact this reload facility will have on our community in Wilmington. The area in question has affected our water wells. We are presently facing a water crisis. There are too many residents and children who are getting sick. Priorities should be made clear. This area needs cleaning and regulation, before it's redeveloped. If we are to have any hope for a future water supply. If we as a community and nation continue industrial progress with out clear regulations and consideration for our natural resources. It would affect our generation, our children, and their children who could ultimately have no future at all. It really bothers me to see wells shut down because now we must depend on outside sources in which we have no control over.

Sincerely,



Lee A. Brooks & Family
14 Chestnut St.
Wilmington, 01887