

**TOWN OF FAIRFAX  
COUNCIL MEMBER REPORT**

**To: Mayor and Town Council**

**Meeting Date: April 7, 2010**

**From: Vice Mayor Bragman**

**Subject: Fair Anselm Perchloroethylene Clean Up**

As the Council knows, there has been an ongoing issue about the status of a spill of perchloroethylene (PCE) at Fair Anselm Plaza at the east end of Center Boulevard.

George Bianchini, owner of Broadway Video and a longtime tenant at Fair Anselm, is pursuing a claim for injuries alleged to have been caused by exposure to PCE at the site. Mr. Bianchini advised the Council at the last meeting that several of his employees had also filed workers compensation claims related to PCE exposure.

The investigation and possible clean up of the PCE spill is being handled by the Department of Toxic Substance Control (DTSC). On March 31st, I was advised by Jeffery Scharff, the attorney representing the Fair Anselm owners that they were still at an impasse with DTSC about how best to proceed.

According to Mr. Scharff, Fair Anselm submitted a plan for the voluntary investigation of the site which was met with an enforcement order from DTSC. Fair Anselm thereafter requested an agreement for a voluntary clean up which is being reviewed by DTSC and its counsel. In the meantime, Fair Anselm has submitted an air assessment plan and is awaiting approval from DTSC.

I have a call in to Denise Tuggi and was advised that she is out of the office until April 5th. I will let the Council know if I receive any further information before our April 7, 2010 meeting.