

March 14, 2007

**VIA E-MAIL and HAND DELIVERY**

Terrence D. Gray, P.E.  
Assistant Director for Air,  
Waste & Compliance  
Rhode Island Department of  
Environmental Management  
235 Promenade Street  
Providence, RI 02908

Re: Former Gorham/Textron Dump site, 333 Adelaide Avenue, Providence,  
City of Providence Tax Assessor's Office Plat 51, Lot 323, Parcel B  
Case No. 2006-029 (Formerly part of Case No. 97-030)

Dear Terry:

I am writing to you on behalf of the Providence Redevelopment Agency ("PRA") and the City of Providence with respect to the above property and the February 27, 2007 Order of Approval Addendum (the "Addendum") issued by the Rhode Island Department of Environmental Management (the "Department"). Without the benefit of any new information or change of circumstance, the Addendum drastically alters both the indoor air monitoring and sampling as well as sub-slab ventilation requirements for the above project both in terms of frequency and the type of testing to be required. Not only is this contrary to the plain language of the Order of Approval dated June 9, 2006 (the "Original Order"), but it will add huge additional costs to the project (well into the hundreds of thousands of dollars) and will, ultimately, deplete funds from other necessary services at the school. Most importantly, this increase is simply unnecessary given the ample time period which exists between now and September 2007 when the first students would enroll at the completed school. Currently there is more than a five-month window to perform necessary testing and satisfy any legitimate concerns regarding air conditions at the school.

Finally, this action by the Department is unprecedented in that other Orders of Approval with similar language, such as the Save the Bay parcel at the former Fields Point Dump, contain virtually identical language regarding monitoring and sampling but have never been interpreted in the manner the Department now seeks to interpret the plain language of the Original Order.

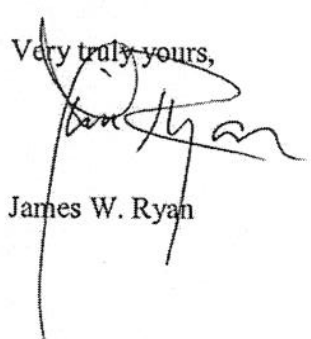
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Additionally, we have voluntarily agreed to increase the sampling significantly over what is provided for in the Original Order as a good faith effort to meet Department concerns, and we would continue to honor that offer if we can resolve this consensually.

We can only speculate as to why the Department has chosen to take such a radical change in its approach to this project. We believe that the monitoring and sampling which was previously approved in the Original Order and the additional sampling we voluntarily offered more than adequately addresses legitimate concerns of all parties and far exceeds known industry standards. I would request that the Department reconsider the position it has taken in this matter.

Absent such reconsideration, we believe we have no alternative but to bring this matter before Judge Daniel A. Procaccini.

Very truly yours,



James W. Ryan

JWR:emw

cc: W. Michael Sullivan, PhD  
Mr. John C. Simmons  
Thomas E. Deller, AICP  
Ms. April H. Wolf  
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