

AFFIDAVIT IN SUPPORT OF DESIGNATION AS A QUALIFIED CONTAMINATED SITE

STATE OF CALIFORNIA

COUNTY OF _____

The purpose of this Affidavit is to set forth certain information and documentation to enable the California Department of Toxic Substances Control (hereinafter "DTSC") to make a statement pursuant to the Taxpayer Relief Act of 1997 (Public Law 105-34 and as amended by Public Law 106-554 and 108-311). All terms which are found in this document which are defined in the Act shall have the same meaning as in the statute.

The undersigned, being first duly sworn, deposes and says as follows:

- I. THIS AFFIDAVIT is executed by the undersigned _____
on behalf of _____
located at _____
- 2. The property is an area at or on which there has been a release (or threat of release) or disposal of (a) a hazardous substance, as defined by sections 101(14) and 102 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, subject to the limitations in section 104(a)(3) or (b) a petroleum product (as defined in section 4612(a)(3)). Analytical results, or other evidence of a release or threat of a release are attached.
- 3. The property is NOT a site on or proposed for the National Priority List under CERCLA (a "Superfund" site).

[Note: include the following only if applicable – for costs incurred after August 5, 1997 and prior to December 21, 2000]:

- 4. *The property is located in one of the following targeted areas:*
 - A. *Any population census tract with a poverty rate of not less than 20 percent.*
 - B. *A population census tract with a population of less than 2,000 if:*
 - (i) *More than 75 percent of such tract is zoned for commercial or industrial use, and*
 - (ii) *Such tract is contiguous to 1 or more other population census tracts which meet the requirement of clause (4.A.) without regard to this clause.*
 - C. *Any empowerment zone or enterprise community (and any supplemental zone designated on December 21, 1994.*

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*D. Any site announced before February 1, 1997, as being included as a
Brownfields pilot project of the California Environmental Protection Agency.*

I swear under oath that this is a true and complete statement.

(Signature)

Subscribed and sworn to and before me on this _____ day of _____
(month/year)

(Notary Public Signature)

My Commission Expires _____
(Date)