



COLORADO



GreenLink



October 26, 2006

Mr. Gilberto Perez
President, CEMEX-US Operations
840 Gessner Rd., Suite 1400
Houston, TX 77024

Dear Mr. Perez,

As you are well aware, your United States facilities are causing problems for neighbors across the country. As a result of your company's unsatisfactory performance, community coalitions in states where you operate have formed a United National Alliance. The National Alliance demands that CEMEX stop polluting and harming our communities. The National Alliance further urges CEMEX to become the good corporate citizen and neighbor you claim to be.

As your neighbors and concerned citizens, we insist that CEMEX abide by all local communities' laws, rules and standards for how you operate in our neighborhoods. At the very least, you must follow federal, state, and regional standards for your performance. CEMEX's constant disregard for laws and communities' needs is destroying our quality of life. You must respect our air and water quality, our environment, our public health and our standards for worker safety.

We find your track record appalling. Together, we have learned that:

- In Boulder County, Colorado, CEMEX amassed 72,067 separate alleged air quality violations in 2004, after having already received one of the largest fines in the state's history. Further, CEMEX is the only recognized "top polluter" in the county releasing dioxins and furans into the air— among the most dangerous and tightly regulated chemicals in the world.
- In Los Angeles County, California, a 69-million ton mega mine is planned for a location one mile from thousands of homes and local elementary schools, which could exceed toxic air quality standards by 250%, and add up to 1,164 new truck trips every day onto already-crowded freeways.
- In Fairborn, Ohio, CEMEX is trying to skirt the public safety air pollution regulations by asking for an exemption to test-burn tires. Unresolved permit violations from 1997 and 2006 make it impossible for this community to trust the company to care about the future health risk.
- In East Manatee County, Florida, residents are fighting a CEMEX plant in their community, located near 1,500 elementary and middle school children who



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would adversely be affected due to increased hazardous pollution, noise and dangerous truck traffic to the area.

- In Charlevoix, Michigan, CEMEX was fined more than \$1.3 million by the U.S. Environmental Protection Agency and the State Department of Environmental Quality for failure to control and limit particulate matter (dust) emissions, perform the required compliance monitoring and follow various other State mandates.
- In Doña Ana and Otero counties of New Mexico, CEMEX violated numerous federal and state air quality regulations and operating permits at several sand and gravel processing facilities – violations so severe, the State warned of health problems among the young, elderly and those with respiratory ailments.

These are just a few of the many serious problems CEMEX is creating in communities – pollution problems, health problems, environmental problems, traffic safety problems, and property devaluation problems, all of which significantly diminish the quality of life for those living around your mining operations. Simply paying millions of dollars in fines does not rectify the damage that has and is being done to our communities. We insist you find a solution.

We demand that you stop building massive mines and plants in established residential communities; clean up your dust and air pollution so that it stays out of our lungs and homes; stop solid waste pollution; find more responsible ways to fuel your kilns than burning hazardous waste and tires; stop the constant noise pollution of explosions, crushing and grinding; and redirect the money you would otherwise spend on fines and lawsuits to keeping the communities in a safe and pollution-free environment.

We will continue our work in every community that faces the challenges of a local CEMEX facility until our needs are met. In some places, we are willing to sit down with you directly to solve these problems, and help you to be a good neighbor. In other places, we will work aggressively with legal counsel, Congress, state environmental departments and regulatory agencies overseeing your activities. In every place, however, we will continue to network and share information and resources with our neighbors, in order to solve these unacceptable problems.

We are your neighbors and we expect you to be responsible to the communities that host your factories and mining operations. We look forward to working with you to so that you can stop the harm that CEMEX is causing in our communities.

Thank you.

Laurene Weste, Mayor
City of Santa Clarita, CA

Jaime Rall
Colorado Citizens Campaign, CO



Aimee Maruyama
Parents Against Burning Tires, OH

Clint Miller
East Manatee County Coalition, FL

Kari Basey
Mothers Against Burning Tires, CO

Dawn Falleur
Green Environmental Coalition, OH

Ann George
St. Vrain Valley Community Watchdogs, CO

Teresa B. Mills
Buckeye Environmental Network

Additional Alliance Members:

The Water and Air Team for Charlevoix (WATCH), Michigan

cc: U.S. President George W. Bush

California Elected Officials

- Senator Dianne Feinstein
- Senator Barbara Boxer
- Congressman Howard P. "Buck" McKeon
- Governor Arnold Schwarzenegger
- Senator George Runner
- Assemblymember Keith Richman, M.D.
- Assemblymember Sharon Runner
- Santa Clarita City Council

Colorado Elected Officials

- Senator Wayne Allard
- Senator Ken Salazar
- Congresswoman Marilyn Musgrave
- Congressman Bob Schaffer
- Congressman Mark Udall
- Congressman David Skaggs
- Governor Bill Owens
- Senator Rob Tupa
- Representative Brandon Shaffer



Ohio Elected Officials

Senator Mike DeWine
Senator George Voinovich
Congressman David Hobson
Governor Bob Taft
Senator Steve Austria
Representative Chris Widener
Fairborn Mayor Tom Nagal
Fairborn City Manager Michael Cornell
Xenia Mayor Phyllis Pennewitt
David Foubert, Mayor Yellow Springs Village
Eric Swansen, Village Manager Yellow Springs Village
Miami Township Trustees
Xenia Township Trustees

Florida Elected Officials

Senator Bill Nelson
Senator Mel Martinez
Congresswoman Katherine Harris
Congressman Jim Davis
Governor Jeb Bush
Senator Mike Bennett
Representative Ron Reagam
Representative Bill Galvano
Joe McClash, Chairman, Mantee Board of County Commission

Michigan Elected Officials

Senator Carl Levin
Senator Debbie A. Stabenow
Congressman Kevin Elenheimer
Governor Jennifer M. Granholm
Senator Jason Allen
Charlevoix County Commissions
Mayor Norman Boogie Carlson, Jr.
Charlevoix City Council

Other

Lorenzo H. Zambrano, CEMEX CEO
Stephen L. Johnson, Administrator, U.S.EPA
Granta Nakayama, Asst. Administrator, U.S.EPA Office of Compliance & Enforcement
J.I. Palmer, Jr., U.S. EPA, Region 4 Administrator
Mary A. Gade, U.S. EPA, Region 5 Administrator
Robert E. Roberts, U.S. EPA, Region 8 Administrator
Wayne, Nastri, U.S. EPA, Region 9 Administrator