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August 2, 2007

David M. Hirsch, Esq.
City Attorney
City of Simi Valley
2929 Tapo Canyon Road
Simi Valley, CA 93063

Re: City of Simi Valley –Simi Valley Landfill Street Access Agreement

Dear Mr. Hirsch:

By way of introduction, this firm represents Waste Management of California, Inc., a Waste Management company, the owner and operator of the Simi Valley Landfill.

We have been asked to provide clarification with respect to Section 5.B. of "An Agreement between the City of Simi Valley and Waste Management of California dba the Simi Valley Landfill and Recycling Center for Local Street Access, dated January 19, 1999 ("Agreement"). In order to understand this provision, it is important to understand the context for its inclusion. One of the primary purposes of the Agreement was to "ensure future landfill capacity" for the City at the Simi Valley Landfill for the operating life of the site. Thus, it was very reasonable to include a provision that would have the City support expansions and preserve the City's future landfill capacity. At the time this Agreement was drafted (1999), Waste Management was contemplating a small expansion that was later reviewed and approved by the County (in 2002) after completion of a public CUP permitting and full CEQA process.

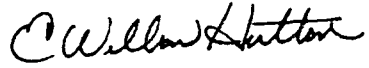
Put simply, any inference or interpretation that Section 5.B irrevocably binds the City to support the current proposed landfill expansion is incorrect. Indeed, in 1999, Waste Management did not even own the land that it now seeks to use as part of its proposed expansion.

As such, Waste Management would like to formally clarify that Section 5.B of the Agreement does not bind the City throughout the term of the Agreement to support any and all expansion projects proposed by Waste Management for the Simi Valley Landfill, and, as a consequence, does not in any way bind the City to support the current proposed landfill expansion.

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Thank you for the opportunity to provide this clarification.

Sincerely,

A handwritten signature in black ink, appearing to read "E. William Hutton". The signature is written in a cursive style with a large initial "E" and a long, sweeping underline.

E. William Hutton