



# Town of Atherton

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January 26, 2015

Marian Lee  
Executive Officer Caltrain Modernization Program  
1250 San Carlos Avenue  
San Carlos, CA 94070

**Subject: Peninsula Corridor Electrification Project – Request to Extend the Time Period to File a CEQA Challenge on the Final Environmental Impact Report**

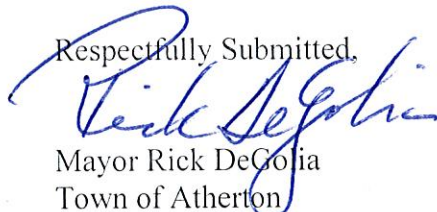
Dear Ms. Lee,

At the January 21, 2015 meeting of the Atherton City Council, we discussed the Final Environmental Impact Report (FEIR) for the Peninsula Corridor Electrification Project certified by the Peninsula Corridor Joint Powers Board on January 8, 2015. The Town of Atherton still has significant concerns and would like the opportunity to explore solutions which avoids potential litigation. However, the current 30 day statute of limitations to file a CEQA challenge does not provide adequate time to engage meaningful and thoughtful negotiations.

Accordingly, the Town of Atherton respectfully requests a tolling agreement extending the statute of limitations for an additional 30 days. We believe this provides a more reasonable period of time to thoroughly review the tremendous volume of written comments and Caltrain responses contained in the FEIR. It also provides the Town additional time necessary to critically assess and determine the legitimacy and viability of potential legal claims we may have against the project FEIR. The additional time will provide great public benefit if it helps avoid unnecessary legal costs for both the Town of Atherton and Peninsula Corridor JPB resulting from a legal challenge to the Peninsula Corridor Electrification Project EIR.

Thank you for your consideration of this important request.

Respectfully Submitted,



Mayor Rick DeGolia  
Town of Atherton

Cc: Menlo Park City Council  
Palo Alto City Council  
Atherton City Council