

Property Superfund Site in Taunton, Massachusetts. The settlement was approved by EPA Region I on September 9, 1997, and by the U.S. Department of Justice on September 16, 1997 subject to review by the public pursuant to this document. The City of Taunton, Massachusetts has executed a signature page committing them to participate in the settlement. Under the proposed settlement, the City has agreed to: (1) Allow EPA to dispose of up to 15,000 tons of contaminated soil which passes EPA's Toxicity Characteristic Leaching Procedure ("TCLP") in the Taunton Landfill, saving EPA up to \$1 million in response costs; (2) perform Operation & Maintenance and long-term monitoring on the Site, which will save EPA approximately \$170,000 over 30 years; (3) pave a portion of the Site which eliminates the need for EPA to cover that portion of the Site with an impermeable cap; (4) purchase a portion of the Site from an adjoining property owner to consolidate the contaminated property under common ownership; and (5) abide by institutional controls and to provide access to the Site. In exchange, the Settling Respondent is granted a covenant not to sue under CERCLA and protection from contribution actions or claims under CERCLA with respect to the existing contamination at the site. EPA believes the settlement is fair and in the public interest.

EPA will receive written comments relating to this settlement for thirty (30) days from the date of publication of this document.

A copy of the proposed administrative settlement may be obtained in person or by mail from Beth Tomasello, U.S. Environmental Protection Agency, Region I, JFK Federal Building, Mailcode SEL, Boston, Massachusetts 02203, (617) 565-3455.

The Agency's response to any comments received will be available for public inspection with the Docket Clerk, U.S. Environmental Protection Agency, Region I, JFK Federal Building, Mailcode RAA, Boston, Massachusetts 02203 (U.S. EPA Docket No. CERCLA-1-97-1079).

Dated: September 16, 1997.

John P. DeVillars,

Regional Administrator.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5899-6]

Clean Water Act Class II: Proposed Administrative Penalty, Steven Kraus, Fenton, MO

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed administrative penalty assessment and opportunity to comment regarding Steven Kraus, Fenton, MO.

SUMMARY: EPA is providing notice of opportunity to comment on the proposed assessment.

Under 33 U.S.C. 1319(g), EPA is authorized to issue orders assessing civil penalties for various violations of the Act. EPA may issue such orders after filing a Complaint commencing either a Class I or Class II penalty proceeding. EPA provides public notice of the proposed assessment pursuant to 33 U.S.C. 1319(g)(4)(A).

Class II proceedings are conducted under EPA's Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation of Suspension of Permits, 40 CFR part 22. The procedures by which the public may submit written comment on a proposed Class II order or participate in a Class II proceeding, and the procedures by which a respondent may request a hearing, are set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II order is thirty (30) days after issuance of this public document.

On August 27, 1997, EPA commenced the following Class II proceeding for the assessment of penalties by filing with the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101. (913) 551-7630, the following Complaint:

In the Matter of Steven Kraus, Fenton, Missouri, CWA Docket No. VII-97-W-0026.

The Complaint proposes a penalty of Ten Thousand Dollars (\$10,000.00) for the discharge or causing to be discharged pollutants into a public sewer in violation of sections 301 and 307(d) of the Clean Water Act.

FOR FURTHER INFORMATION CONTACT:

Persons wishing to receive a copy of EPA's Consolidated Rules, review the Complaint or other documents filed in this proceeding, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact Vanessa Cobbs, Regional Hearing Clerk at (913) 551-7630.

The Administrative Record for the proceeding is located in the EPA Regional Office at the address stated above, and the file will be open for public inspection during normal business hours. All information submitted by Steven Kraus is available as part of the Administrative Record, subject to provisions of law restricting public disclosure of confidential information. In order to provide opportunity for public comment, EPA will issue no final order assessing a penalty in this proceeding prior to thirty (30) days from the date of this document.

Dated: September 17, 1997.

U. Gale Hutton,

Acting Regional Administrator.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5899-7]

Clean Water Act Class II: Proposed Administrative Penalty, Douglas Leach, St. Louis, MO

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed administrative penalty assessment and opportunity to comment regarding Douglas Leach, St. Louis, MO.

SUMMARY: EPA is providing notice of opportunity to comment on the proposed assessment.

Under 33 U.S.C. 1319(g), EPA is authorized to issue orders assessing civil penalties for various violations of the Act. EPA may issue such orders after filing a Complaint commencing either a Class I or Class II penalty proceeding. EPA provides public notice of the proposed assessment pursuant to 33 U.S.C. 1319(g)(4)(A).

Class II proceedings are conducted under EPA's Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, 40 CFR part 22. The procedures by which the public may submit written comment on a proposed Class II order or participate in a Class II proceeding, and the procedures by which a respondent may request a hearing, are set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II order is thirty (30) days after issuance of this public document.

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