

The proposed consent decree may be examined at the offices of the United States Department of the Interior, Office of the Solicitor, One Gateway Center, Suite 612, Newton Corner, MA 02485-2802, and at the Office of the United States Attorney, District of New Jersey, Camden Federal Building and Courthouse, 4th Floor, 401 Market Street, Camden, New Jersey 08101. A copy may be obtained by mail from the Consent Decree Library, U.S. Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, D.C. 20044-7611. In requesting a copy by mail, please refer to the referenced case and enclose a check in the amount of \$5.25 for the Consent Decree (25 cents per page reproduction costs) made payable to Consent Decree Library. A copy of the Appendices to the Consent Decree can be ordered by enclosing a check for \$78.25 made payable to the Consent Decree Library (25 cents per page reproduction costs).

Bruce S. Gelber,

*Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.*
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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Water Act

Pursuant to the Clean Water Act and the categorical pretreatment standards contained at 40 CFR 414.55 and 414.111, notice is hereby given that a proposed consent decree embodying a settlement in *United States v. Georgia-Pacific Resins, Inc.*, CIV-S-00-2531 GEB-PAN (E.D. Cal.), was lodged on November 16, 2000, with the United States District Court for the Eastern District of California.

Specifically, Georgia-Pacific discharged zinc and toluene in excess of the categorical pretreatment standards from its thermosetting resin manufacturing facility located at Elk Grove, California, to the Sacramento Regional County Sanitation District's Treatment Plant.

Under the proposed consent decree, the settling party will pay a \$165,000 penalty and perform a supplemental environmental project which will result in Georgia-Pacific reducing the amount of hazardous solids generated in the resin manufacturing process.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney

General for the Environment and Natural Resources Division, U.S. Department of Justice, Box 7611, Ben Franklin Station, Washington, DC 20044-7611, and should refer to *United States v. Georgia-Pacific Resins, Inc.* DOJ Ref. #90-5-1-1-3954A.

The proposed consent decree may be examined at the Office of the United States Attorney for the Eastern District of California, 501 "I" Street, Suite 10-100, Sacramento, California 95814. A copy of the proposed consent decree may also be obtained by mail from the Department of Justice Consent Decree Library, Box 7611, Ben Franklin Station, Washington, DC 20044-7611. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$4.75 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Walker B. Smith,

*Principal Deputy Section Chief,
Environmental Enforcement Section,
Environment and Natural Resources Division.*
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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decrees Pursuant to the Clean Water Act

In accordance with Departmental Policy, 28 CFR 50.7, notice is hereby given that a cross-claim and two consent decrees, which together would resolve all claims in *Jones v. Thorne, et al.*, Civil Action No. CV97-1674-ST (D. Ore.), were lodged with the United States District Court for the District of Oregon on November 30, 2000.

The first proposed consent decree, entitled "Consent Decree Settling United States' Cross-Claim Against Port of Portland," settles claims asserted by the United States against the Port of Portland ("Port") in a cross-claim in the lawsuit. The cross-claim was also lodged with the Court. The cross-claim and consent decree concern alleged violations of the Clean Water Act, 33 U.S.C. 1311, resulting from the Port's alleged unauthorized discharge of dredged or fill materials into waters of the United States in the Rivergate area of Portland, Oregon, near the confluence of the Columbia and Willamette Rivers, between 1991 and 1996. The consent decree requires the Port to: (a) Mitigate and restore approximately 37 acres of wetlands and associated upland riparian habitat and buffer areas adjacent to the Columbia Slough and Smith and Bybee Lakes in the Rivergate area, in accordance with parameters specified in the consent decree and detailed plans to

be approved by the United States Army Corps of Engineers ("Corps"); (b) preserve the mitigation and restoration in perpetuity by recording the consent decree and identifying the restrictions against development on the property in any instrument by which the Port conveys an interest in the property; (c) pay \$285,000 for additional mitigation projects in the Smith and Bybee Lakes Management Area, subject to the approval of the Corps; (d) pay \$64,000 to the City of Portland for revegetation of the lower Columbia Slough banks and buffer areas; and (e) pay \$50,000.00 to the United States Treasury.

The second consent decree, entitled "Consent Decree, Order of Dismissal with Prejudice and Release," settles claims asserted by William Michael Jones against the Port and the United States related to the Port's development of Rivergate. This consent decree requires the Port to perform some of the same activities required in the consent decree described in the previous paragraph. Also in this consent decree, the United States, on behalf of the Corps, the Environmental Protection Agency and the Fish and Wildlife Service, releases the Port from any claims it may have under the 1989 Cooperative Agreement regarding the Port's development of Rivergate.

The Department of Justice will receive written comments relating to the cross-claim and proposed consent decrees for a period of thirty (30) days from the date of publication of this notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, United States Department of Justice, Attention: G. Scott Williams, Senior Attorney, Environmental Defense Section, P.O. Box 23986, Washington, D.C. 20026-3986, and should refer to *Jones v. Thorne, et al.*, DJ No. 90-5-1-4-585.

The cross-claim and proposed consent decrees may be examined at the Clerk's Office, United States District Court, 740 United States Courthouse, 1000 S.W. Third Avenue, Portland, OR 97204-2902.

Letitia J. Grishaw,

*Chief, Environmental Defense Section,
Environment and Natural Resources Division,
United States Department of Justice.*
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