

Dated: November 25, 2003.

Doreen Sterling,

*Acting Director, Collection Strategies
Division.*

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7593-6]

Proposed Agreement Pursuant to Section 122(h)(1) of the Comprehensive Environmental Response, Compensation, and Liability Act for the Marina Cliffs/Northwestern Barrel Site

AGENCY: Environmental Protection
Agency ("EPA").

ACTION: Notice; request for public
comment on proposed CERCLA section
122(h)(1) agreement with Towne Realty,
Inc. for the Marina Cliffs/Northwestern
Barrel Superfund Site.

SUMMARY: In accordance with section
122(i)(1) of the comprehensive
Environmental Response, Compensation
and Liability Act of 1984, as amended
("CERCLA"), notification is hereby
given of a proposed administrative
agreement concerning the Marina Cliffs/
Northwestern Barrel hazardous waste
site in South Milwaukee, Wisconsin (the
"Site"). EPA proposes to enter into this
agreement under the authority of section
122(h) and 107 of CERCLA. The
proposed agreement has been executed
by Towne Realty, Inc. (the "Settling
Party").

Under the proposed agreement, the
Settling Party will pay \$850,000 in two
installments to the trust fund
established to pay for response costs to
be incurred by other potentially
responsible parties ("PRPs") under
cleanup orders issued by EPA at the
Site. EPA and these PRPs have incurred
and will incur response costs mitigating
an imminent and substantial
endangerment to human health or the
environment present or threatened by
hazardous substances present at the
Site.

For thirty days following the date of
publication of this notice, the
Environmental Protection Agency will
receive comments relating to this
proposed agreement. EPA will consider
all comments received and may decide
not to enter this proposed agreement if
comments disclose facts or
considerations which indicate that the
proposed agreement is inappropriate,
improper or inadequate.

DATES: Comments on the proposed
agreement must be received by EPA on
or before January 5, 2004.

ADDRESSES: Comments should be
addressed to the Docket Clerk, U.S.
Environmental Protection Agency,
Region 5, 77 West Jackson Boulevard,
Chicago, Illinois 60604-3590, and
should refer to: In the Matter of Marina
Cliffs/Northwestern Barrel Site,
Chicago, Illinois, U.S. EPA Docket No.
V-W-03C-758.

FOR FURTHER INFORMATION CONTACT:

Thomas J. Krueger, U.S. Environmental
Protection Agency, Office of Regional
Counsel, C-141J, 77 West Jackson
Boulevard, Chicago, Illinois 60604-
3590, (312) 886-0562.

A copy of the proposed administrative
settlement agreement may be obtained
in person or by mail from the EPA's
Region 5 Office of Regional Counsel, 77
West Jackson Boulevard, Chicago,
Illinois 60604-3590. Additional
background information relating to the
settlement is available for review at the
EPA's Region 5 Office of Regional
Counsel.

Authority: The Comprehensive
Environmental Response, Compensation, and
Liability Act, as amended, 42 U.S.C. 9601-
9675.

William E. Muno,

Director, Superfund Division, Region 5.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-7594-5]

Proposed CERCLA Administrative Agreement for the Recovery of Past Response Costs Incurred at the Weld County Waste Disposal Site Near Ft. Lupton, in Weld County, CO

AGENCY: Environmental Protection
Agency (EPA).

ACTION: Notice and request for public
comment.

SUMMARY: In accordance with the
requirements of section 122(i) of the
Comprehensive Environmental
Response, Compensation, and Liability
Act, as amended ("CERCLA"), 42 U.S.C.
9622(i), notice is hereby given of a
proposed administrative settlement
under section 122(h)(1) of CERCLA, 42
U.S.C. 9622(h)(1), concerning the Weld
County Waste Disposal site located at
4982 Weld County Road 35,
approximately 4½ miles east of Ft.
Lupton, in Weld County, Colorado. This
settlement, embodied in a CERCLA
section 122(h) Agreement for Recovery

of Past Response Costs ("Agreement"),
is designed to resolve each Settling
Party's liability at the Site for past work
and past response costs through
covenants under sections 106 and 107 of
CERCLA, 42 U.S.C. 9606 and 9607. The
proposed Agreement requires the
Settling Parties listed in the
SUPPLEMENTARY INFORMATION section
below to pay an aggregate total of
\$2,710,542.59.

Opportunity for Comment: For thirty
(30) days following the date of
publication of this notice, the Agency
will consider all comments received,
and may modify or withdraw its consent
to the settlement if comments received
disclose facts or considerations which
indicate that either settlement is
inappropriate, improper, or inadequate.
The Agency's response to any comments
received will be available for public
inspection at the EPA Superfund Record
Center, 999 18th Street, 5th Floor, in
Denver, Colorado.

DATES: Comments must be submitted on
or before January 5, 2004.

ADDRESSES: The proposed settlement
and additional background information
relating to the settlement are available
for public inspection at the EPA
Superfund Records Center, 999 18th
Street, 5th Floor, in Denver, Colorado.
Comments and requests for a copy of the
proposed Agreement should be
addressed to Carol Pokorny (8ENF-RC),
Technical Enforcement Program, U.S.
Environmental Protection Agency, 999
18th Street, Suite 300, Denver, Colorado
80202-2466, and should reference the
Weld County Waste Disposal Site, in
Weld County, Colorado and the EPA
docket number, CERCLA-8-2003-0012.

FOR FURTHER INFORMATION CONTACT:
Carol Pokorny, Enforcement Specialist
(8ENF-RC), Technical Enforcement
Program, U.S. Environmental Protection
Agency, 999 18th Street, Suite 300,
Denver, Colorado 80202-2466, (303)
312-6970.

SUPPLEMENTARY INFORMATION: Regarding
the proposed administrative settlement
under section 122(h)(1) of CERCLA, 42
U.S.C. 9622(h)(1): In accordance with
section 122(i) of CERCLA, 42 U.S.C.
9622(i), notice is hereby given that the
terms of the Agreement have been
agreed to by the following settling
parties, for the following amounts
(where the name of one party is
followed by one or more names grouped
under it, the main name listed is the
name that appears on the settlement
signature page or is the name of the
party that is assuming liability under
the settlement):