

DEPARTMENT OF JUSTICE**Notice of Lodging of Consent Decree Pursuant to the Clean Water Act**

In accordance with Departmental policy, including 28 CFR 50.7, notice is hereby given that a proposed Consent Decree in *United States of America and State of Louisiana v. City of Baton Rouge and Parish of East Baton Rouge*, Civil Action No. 01-978-B-M-3, was lodged on November 13, 2001, with the United States District Court for the Middle District of Louisiana.

The proposed Consent Decree settles an action brought under Clean Water Act ("CWA") Section 301, 33 U.S.C. 1311, for civil penalties and injunctive relief for violations related to the publically owned treatment works owned and operated by the City/Parish. The Consent Decree resolves all claims in the Complaint and provides for injunctive relief; a civil penalty of \$729,500; a \$1.125 million supplemental environmental project that will connect certain neighborhoods to the sewage treatment system; and payment of \$216,000 in stipulated penalties which accrued under a prior Consent Decree. The injunctive relief will require the City/Parish to implement specified projects including a 13-15 year project to improve its sewage collection system, a Sanitary Sewer Overflow Response Plan to project the public health by responding to overflows, and an extensive preventive maintenance program.

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 Environmental and Natural Resources Division, United States Department of Justice, Washington, D.C. 20530, and should refer to *United States and Louisiana v. Baton Rouge*. No. 01-978-B-M-3 (M.D. La.) DOJ Ref. #90-5-1-1-2769/1.

The proposed Consent Decree may be examined at the office of the United States Attorney, Middle District of Louisiana, 777 Florida St., Baton Rouge, LA 70801 and the office of the U.S. Environmental Protection Agency, Region 6, 1445 Ross Avenue, Dallas, Texas 75202. A copy of the proposed Consent Decree may be obtained by mail from the Consent Decree Library, P.O. Box 7611, Washington, D.C. 20044-7611. When requesting a copy please refer to *United States and Louisiana v. Baton Rouge*. No. 01-978-B-M-3 (M.D. La.), DOJ Ref. # 90-5-1-1-2769/1 and enclose a check in the amount of \$67.75

(25 cents per page reproduction costs), payable to the "Consent Decree Library."

Thomas A. Mariani, Jr.,

Assistant Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 01-31789 Filed 12-26-01; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE**Notice of Lodging of Consent Decree Pursuant to the Clean Water Act**

Notice is hereby given that a consent decree in *United States v. Chevron U.S.A. Production Company* Civil Action No. 01-D-1921 (D. CO) was lodged with the District Court for the District of Colorado on September 28, 2001. This notice was previously published in the **Federal Register** on October 15, 2001 and the public was given 30 days to comment. No comments were received. However, because of severe disruption in the mail service, the United States is unable to conclude with certainty that any comments mailed in response to that notice would have been received. As a result, the United States is providing this second opportunity for comment. Any prior commenter should resubmit their comments as directed below.

Under this Consent Decree Chevron shall pay a civil penalty and perform injunctive relief to resolve claims alleging violations of the CWA, 33 U.S.C. 1251 *et seq.* The Compliant asserts claims pursuant to section 301(a) and 311(b)(3) of the CWA, 33 U.S.C. 1311(a) & 1321(b)(3), for spills of produced water and oil from pipelines at Chevron's Rangely Weber Sand Unit and oil exploration and production unit, in Rangely, Colorado. Under the terms of the settlement, Chevron shall pay a \$750,000 civil penalty and perform work over the next few years at the Rangely Unit in an effort to achieve compliance with the Act.

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 sent via telefax to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, at (202) 616-6583, or, alternatively, mailed to the United States Attorney's Office, District of Colorado, 1225 17th Street, Suite 700, Denver, Colorado 80202 and should refer to *United States v. Chevron U.S.A. Production Company* Civil Action No.

01-D-1921 (D. Co), DOJ Ref. #90-5-1-1-4513.

The proposed consent decree may be examined at the Office of United States Attorney, District of Colorado, 1951 Stout St., Suite 1200, Denver Co, 80294 (303) 454-0100. A copy of the proposed consent decree may be obtained by mail from the Department of Justice Consent Decree Library, P.O. Box 7611, Washington, DC 20044. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$9.00 (25 cents per page reproduction costs, including attachments), payable to the Consent Decree Library.

Bob Brook,

Assistant Section Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 01-31781 Filed 12-26-01; 8:45 am]

BILLING CODE 4410-15-M

DEPARTMENT OF JUSTICE**Notice of Lodging of Consent Decree Pursuant to the Resource Conservation and Recovery Act**

In accordance with the policy of the Department of Justice, notice is hereby given that a proposed consent decree in *United States v. Clean Harbors Inc., et al.*, Civ. No. C1-01-821, was lodged with the United States District Court for the Southern District of Ohio, on November 28, 2001. That action was brought against defendants pursuant to the Resource Conservation and Recovery (RCRA) seeking civil penalties for certain violations of the State RCRA permit for the facility, which is located in Cincinnati, Ohio. The decree requires defendants to pay \$400,000.00 in civil penalties, to change certain procedures at the facility concerning hazardous waste analysis and handling, and to apply to the Ohio Environmental Protection Agency for permit modifications associated with these procedures.

The Department of Justice will receive comments relating to the proposed consent decree for a period of 30 days from the date of this publication. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, DC 20503. All comments should refer to *United States v. Clean Harbors, Inc., et al.*, DJ# 90-7-1-06612.

The proposed consent decree may be examined at the office of the United States Attorney for the Southern District of Ohio, 100 East Fifth Street, 220 Potter Stewart Courthouse, Cincinnati, Ohio 45202; and at the Region V office of the