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MAY 27 2004

BEFORE THE ILLINOIS POLLUTION CONTROL BOARD

STATE OF ILLINOIS
Pollution Control Board

PEOPLE OF THE STATE OF ILLINOIS,)
)
)
Complainant,)
)
v.) PCB No. 02-3
) (RCRA - Enforcement)
)
CHEVRON ENVIRONMENTAL SERVICES)
COMPANY, a Delaware Corporation,)
)
Respondent.)

NOTICE OF FILING

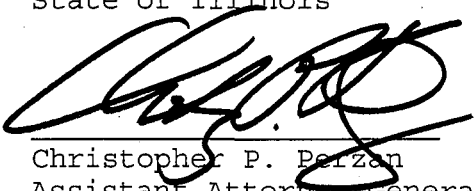
TO: ATTACHED SERVICE LIST

PLEASE TAKE NOTICE that on May 27, 2004, we filed with the Illinois Pollution Control Board a MOTION FOR LEAVE TO SUPPLEMENT STIPULATION AND PROPOSAL FOR SETTLEMENT a true and correct copy of which is attached and hereby served upon you.

Respectfully submitted,

LISA MADIGAN
Attorney General
State of Illinois

BY:


Christopher P. Perzan
Assistant Attorney General
Environmental Bureau
188 W. Randolph St., 20th Floor
Chicago, Illinois 60601
(312) 814-3532

SERVICE LIST

Dorothy M. Gunn
Clerk of the Board
Illinois Pollution Control
Board
100 W. Randolph St., 11th Floor
Chicago, Illinois 60601

John A. Urban, Civil Chief
Will County State's Attorney's
Office
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Joliet, Illinois 60432

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Karaganis, White & Magel
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MOTION FOR LEAVE TO SUPPLEMENT
STIPULATION AND PROPOSAL FOR SETTLEMENT

NOW COMES the Plaintiff, by LISA MADIGAN, Attorney General of the State of Illinois, and, pursuant to 35 Ill. Adm. Code 101.500, moves the Board for leave to supplement the Stipulation and Proposal for Settlement, and, in support thereof, states as follows:

1. As filed on May 5, 2004, the Stipulation and Proposal for Settlement ("Stipulation") in this matter contemplated the inclusion of an Attachment D to the Stipulation. Stipulation at Section VII.D.1. Some or all of the copies of the Stipulation filed with the Board on May 5, 2004 inadvertently omitted the Attachment D. Attachment D, as stipulated to by the parties, is attached to this motion. The Board issued an order dated May 20, 2004 directing the Clerk of the Board to publish notice of the Stipulation.

2. The Complainant, therefore, requests that the Board supplement the Stipulation with Attachment D, as attached to this motion and that the Board modify its order of May 20, 2004 to ensure that the public notice reflects the entirety of the Stipulation. Counsel for the Respondent has authorized the Complainant to state that the Respondent has no objection to this motion.

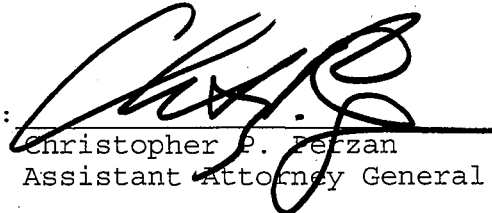
WHEREFORE, the Complainant, PEOPLE OF THE STATE OF ILLINOIS, by

LISA MADIGAN, Attorney General of the State of Illinois, requests leave to supplement the Stipulation and for a modification of the May 20, 2004 order, as described herein.

Respectfully submitted,

PEOPLE OF THE STATE OF ILLINOIS

By:



Christopher P. Ferzan
Assistant Attorney General

Office of the Attorney General
Environmental Bureau
188 W. Randolph Street, 20th Floor
Chicago, Illinois 60601
312 814-3532

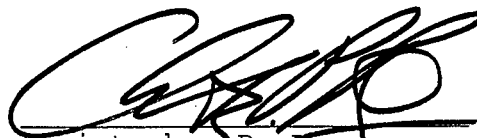
Attachment D

Permit Condition	Activity	Date
I-A.E.1	Submission of construction certification report for CAMU	Within 30 days after completing construction and prior to placement of waste in any of the 5 phases of the CAMU
I-A.H.5	Certification of Closure [CAMU]	Within sixty (60) days after closure, or by December 31, 2009
I-A.H.2	Filing of the CAMU survey plat with the local zoning authority or authority with jurisdiction over local land use and records with land titles	No later than the date the certification of closure of the CAMU is submitted to the Illinois EPA
II.I.2; II-A.H.2	Submission of ground water data from RCRA Permit detection monitoring program and corrective action program	By July 15 and January 15 each year the RCRA Permit remains in effect and requires such submissions
I.F.1.d	Submission of LF-2 leachate monitoring data	Semi-annually as required by the RCRA Permit
I.F.2.b	Submission of LF-2 gas management data	Annually or within 30 days after occurrence(s) identified in Conditions F.2.a.(1) and/or F.2.a.(2) of the RCRA Permit
IV.I.4	Submission of Effectiveness of Interim Ground Water Measures	July 15 of each year
IV.I.5	Submission of Report of Interim Ground Water Measures Monitoring Results	July 15 of each year

II-A.H.11.a	Notify the Illinois EPA if determination is made that groundwater flow is not being adequately controlled	Within 7 days of the date that determination is made
IV.N.1.	Completion of corrective measures for the fourteen investigation areas in accordance with approved corrective measures plans.	Per date in approval from Illinois EPA for each investigation area
	Submission of Completion of Corrective Action Report for soils in Area 8B	September 1, 2004
	Submission of Completion of Corrective Action Report for Soils in Areas 4C / 7B	November 1, 2008

CERTIFICATE OF SERVICE

I, the undersigned, on oath state that I have served on the date of May 27, 2004, the attached MOTION FOR LEAVE TO SUPPLEMENT STIPULATION AND PROPOSAL FOR SETTLEMENT, by U.S. Mail upon the persons on the attached Service List.



Christopher P. Perzan

Dated: May 27, 2004

