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Eugene "Gene" Moore Fee: \$38.50  
Cook County Recorder of Deeds  
Date: 08/11/2003 09:19 AM Pg: 1 of 8

PREPARED BY:

Name: Metal Management Midwest, Inc.  
Attention: Debbie Hays

Address: 12701 S. Doty Avenue East  
Chicago, Illinois 60633

RETURN TO: (Mail To)

Name: Metal Management Midwest, Inc.  
Attention: Debbie Hays

Address: 12701 S. Doty Avenue East  
Chicago, Illinois 60633

(THE ABOVE SPACE FOR RECORDER'S OFFICE)

## LEAKING UNDERGROUND STORAGE TANK ENVIRONMENTAL NOTICE

THE OWNER AND/OR OPERATOR OF THE LEAKING UNDERGROUND STORAGE TANK SYSTEM(S) ASSOCIATED WITH THE RELEASE REFERENCED BELOW, WITHIN 45 DAYS OF RECEIVING THE NO FURTHER REMEDIATION LETTER CONTAINING THIS NOTICE, MUST SUBMIT THIS NOTICE AND THE REMAINDER OF THE NO FURTHER REMEDIATION LETTER TO THE OFFICE OF THE RECORDER OR REGISTRAR OF TITLES OF COOK COUNTY IN WHICH THE SITE DESCRIBED BELOW IS LOCATED.

Illinois EPA Number: 0316315032

LUST Incident No.: 982260

Metal Management Midwest, Inc, the owner and/or operator of the leaking underground storage tank system(s) associated with the above-referenced incident, whose address is 12701 S. Doty Avenue East, Chicago, Illinois, has performed investigative and/or remedial activities for the site identified as follows :

1. Legal Description or Reference to a Plat Showing the Boundaries: See Attachment
2. Common Address: 2600 South Paulina Street, Chicago, Illinois
3. Real Estate Tax Index/Parcel Index Number: 17-30-210-034-0000  
17-30-400-003-0000
5. Site Owner: Metal Management Midwest, Inc
6. Land Use Limitation: There are no land use limitations.
7. See the attached No Further Remediation Letter for other terms.

Leaking Underground Storage Tank Environmental Notice

**UNOFFICIAL COPY****ILLINOIS ENVIRONMENTAL PROTECTION AGENCY**

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276, 217-782-3397  
 JAMES R. THOMPSON CENTER, 100 WEST RANDOLPH, SUITE 11-300, CHICAGO, IL 60601, 312-814-6126

ROD R. BLAGOJEVICH, GOVERNOR

RENÉ CIPRIANO, DIRECTOR

217/782-6762

MAY 29 2003

**received**  
6/2/03

Metal Management Midwest, Inc.  
 Attention: Debbie Hays  
 12701 S. Doty Avenue East  
 Chicago, Illinois 60633

Re: LPC #0316315032 -- Cook County  
 Chicago/ Cozzi Iron Metal  
 2500 S. Paulina Street  
 LUST Incident No. 982260  
 LUST Technical File

Dear Ms. Hays:

The Illinois Environmental Protection Agency (Illinois EPA) has reviewed the Low Priority Corrective Action Completion Report submitted for the above-referenced incident. This information is dated May 7, 2003 and was received by the Illinois EPA on May 8, 2003. Citations in this letter are from the Environmental Protection Act (Act) and 35 Illinois Administrative Code (35 Ill. Adm. Code).

The Low Priority Groundwater Monitoring Completion Report and associated professional certification indicate groundwater sampling results do not confirm an exceedence of applicable indicator contaminant groundwater quality standards or groundwater objectives as a result of the underground storage tank release in accordance with Section 57.7(c)(2)(D) of the Act and 35 Ill. Adm. Code 732.403(e).

Based upon the certification by Henry E. Adamiak, a Licensed Professional Engineer, and pursuant to Section 57.10 of the Act (415 ILCS 5/57.10), your request for a no further remediation determination is granted under the conditions and terms specified in this letter.

Issuance of this No Further Remediation Letter (Letter), based on the certification of the Licensed Professional Engineer, signifies that: (1) all statutory and regulatory corrective action requirements applicable to the occurrence have been complied with; (2) all corrective action concerning the remediation of the occurrence has been completed; and (3) no further corrective action concerning the occurrence is necessary for the protection of human health, safety, and the environment. Pursuant to Section 57.10(d) of the Act, this Letter shall apply in favor of the following parties:

ROCKFORD - 4302 North Main Street, Rockford, IL 61103 - (815) 987-7760 • DES PLAINES - 9511 W. Harrison St., Des Plaines, IL 60016 - (847) 294-4000  
 ELGIN - 595 South State, Elgin, IL 60123 - (847) 608-3131 • PEORIA - 5415 N. University St., Peoria, IL 61614 - (309) 693-5463  
 BUREAU OF LAND - PEORIA - 7620 N. University St., Peoria, IL 61614 - (309) 693-5462 • CHAMPAIGN - 2125 South First Street, Champaign, IL 61820 - (217) 278-5800  
 SPRINGFIELD - 4500 S. Sixth Street Rd., Springfield, IL 62706 - (217) 786-6892 • COLLINSVILLE - 2009 Mail Street, Collinsville, IL 62234 - (618) 346-5120  
 MARION - 2309 W. Main St., Suite 116, Marion, IL 62959 - (618) 993-7200

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1. Metal Management Midwest, Inc.,  
the owner or operator of the underground storage tank system(s).
2. Any parent corporation or subsidiary of such owner or operator.
3. Any co-owner or co-operator, either by joint tenancy, right-of-survivorship, or any other party sharing a legal relationship with the owner or operator to whom the Letter is issued.
4. Any holder of a beneficial interest of a land trust or inter vivos trust whether revocable or irrevocable.
5. Any mortgagee or trustee of a deed of trust of such owner or operator.
6. Any successor-in-interest of such owner or operator.
7. Any transferee of such owner or operator whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest.
8. Any heir or devisee of such owner or operator.

This Letter and all attachments, including but not limited to the Leaking Underground Storage Tank Environmental Notice, must be filed within 45 days of receipt as a single instrument with the Office of the Recorder or Registrar of Titles in the county in which the above-referenced site is located. This Letter shall not be effective until officially recorded by the Office of the Recorder or Registrar of Titles of the applicable county in accordance with Illinois law so it forms a permanent part of the chain of title for the above-referenced property. Within 30 days of this Letter being recorded, an accurate and official copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA. For recording purposes, it is recommended that the Leaking Underground Storage Tank Environmental Notice of this Letter be the first page of the instrument filed.

## CONDITIONS AND TERMS OF APPROVAL

### LEVEL OF REMEDIATION AND LAND USE LIMITATIONS

1. Remediation objectives for the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, were not established because the site is classified as Low Priority, as identified in Section 57.7(b)(4) of the Act and 35 Ill. Adm. Code 732.303.

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2. As a result of the release from the underground storage tank system(s) associated with the above-referenced incident, the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter, shall not be used in a manner inconsistent with the following land use limitation: There are no land use limitations.
3. The land use limitation specified in this Letter may be revised if:
  - a. Further investigation or remedial action has been conducted that documents the attainment of objectives appropriate for the new land use; and
  - b. A new No Further Remediation Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

## PREVENTIVE, ENGINEERING, AND INSTITUTIONAL CONTROLS

4. Preventive: None.

Engineering: None.

Institutional: This Letter shall be recorded as a permanent part of the chain of title for the above-referenced site, more particularly described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter.

5. Failure to establish, operate, and maintain controls in full compliance with the Act, applicable regulations, and the approved Corrective Action Plan, if applicable, may result in avoidance of this Letter.

## OTHER TERMS

6. Any contaminated soil or groundwater removed or excavated from, or disturbed at, the above-referenced site, more particularly described in the Leaking Underground Storage Tank Environmental Notice of this Letter, must be handled in accordance with all applicable laws and regulations under 35 Ill. Adm. Code Subtitle G.

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7. Further information regarding the above-referenced site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency  
Attention: Freedom of Information Act Officer  
Bureau of Land - #24  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, IL 62794-9276

8. Pursuant to Section 57.10(e) of the Act (415 ILCS 5/57.10(e)) and 35 Ill. Adm. Code 732.704, should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the owner or operator of the leaking underground storage tank system(s) associated with the above-referenced incident and the current title holder of the real estate on which the tanks were located, at their last known addresses. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of the voidance. Specific acts or omissions that may result in the voidance of this Letter include, but shall not be limited to:
- a. Any violation of institutional controls or industrial/commercial land use restrictions;
  - b. The failure to operate and maintain preventive or engineering controls or to comply with any applicable groundwater monitoring plan;
  - c. The disturbance or removal of contamination that has been left in-place in accordance with the Corrective Action Plan or Completion Report;
  - d. The failure to comply with the recording requirements for the Letter;
  - e. Obtaining the Letter by fraud or misrepresentation; or
  - f. Subsequent discovery of contaminants, not identified as part of the investigative or remedial activities upon which the issuance of the Letter was based, that pose a threat to human health or the environment.

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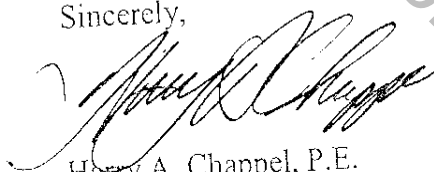
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Submit an accurate and official copy of this Letter, as recorded, to:

Illinois Environmental Protection Agency  
Bureau of Land - #24  
Leaking Underground Storage Tank Section  
1021 North Grand Avenue East  
Post Office Box 19276  
Springfield, IL 62794-9276

If you have any questions or need further assistance, please contact the Illinois EPA project manager, James R. Malcolm, III, at 217/524-9140.

Sincerely,



Harry A. Chappel, P.E.  
Unit Manager  
Leaking Underground Storage Tank Section  
Division of Remediation Management  
Bureau of Land

HAC: jrm

Attachments: Leaking Underground Storage Tank Environmental Notice  
Legal Description

cc: CPI  
Division File

Property of Cook County Clerk's Office

**UNOFFICIAL COPY**SCHEDULE A

Property Address: 2600 S. Paulina Avenue, Chicago, Illinois  
 Permanent Real Estate Index Numbers: 17-30-210-034-0000  
 17-30-400-003-0000

## PARCEL 1:

793162  
 THOSE PORTIONS OF LOTS 16 AND 17 WHICH LIE SOUTHERLY OF A STRAIGHT LINE WHICH INTERSECTS THE EAST LINE OF LOT 16 AT A POINT 29.97 FEET SOUTH OF THE NORTH EAST CORNER OF LOT 16 AND ALSO INTERSECTS THE WEST LINE OF LOT 17 AT A POINT 39.08 FEET SOUTH OF THE NORTH WEST CORNER OF LOT 17; ALL OF LOTS 18, 19, 20 AND 21 AND THOSE PORTIONS OF LOTS 22 AND 23 LYING SOUTHERLY OF A STRAIGHT LINE WHICH INTERSECTS THE EAST LINE OF LOT 23 AT A POINT 82.80 FEET SOUTH OF THE NORTH EAST CORNER OF LOT 23 AND ALSO INTERSECTS THE WEST LINE OF LOT 22 AT A POINT 88.85 FEET SOUTH OF THE NORTHWEST CORNER OF LOT 22, ALL IN BLOCK 11 AND THOSE PORTIONS OF LOTS 15 AND 16 LYING SOUTHERLY OF STRAIGHT LINE WHICH INTERSECTS THE EAST LINE OF LOT 15 AT A POINT 23.83 FEET SOUTH OF THE NORTH EAST CORNER OF LOT 15 AND ALSO INTERSECTS THE WEST LINE OF LOT 16 AT A POINT 30.27 FEET SOUTH OF THE NORTH WEST CORNER OF LOT 16, AND ALL OF LOTS 17 AND 18 ALL IN BLOCK 12, ALL BEING IN S. J. WALKER'S DOCK ADDITION TO CHICAGO, A SUBDIVISION OF THE EAST 1/2, NORTH OF THE RIVER, OF SECTION 10, TOWNSHIP 39 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN IN COOK COUNTY, ILLINOIS.

## PARCEL 2:

THAT PART OF THE WEST 1/2 OF VACATED SOUTH PAULINA STREET LYING BETWEEN THE WEST FORK OF THE SOUTH BRANCH OF CHICAGO RIVER AND A STRAIGHT LINE WHICH INTERSECTS THE CENTER LINE OF VACATED SOUTH PAULINA STREET AT A POINT 15.54 FEET SOUTH OF THE INTERSECTION OF THE NORTH LINE EXTENDED EAST OF LOT 16 AND THE CENTER LINE OF VACATED PAULINA STREET AND ALSO INTERSECTS THE EAST LINE OF LOT 16 AT A POINT 29.97 FEET SOUTH OF THE NORTH EAST CORNER OF LOT 16, ALL IN BLOCK 11 IN S. J. WALKER'S DOCK ADDITION TO CHICAGO, AFORESAID, IN COOK COUNTY, ILLINOIS.

## PARCEL 3:

THAT PART OF VACATED CANAL "B" LYING BETWEEN THE WEST FORK OF SOUTH BRANCH OF THE CHICAGO RIVER AND A STRAIGHT LINE WHICH INTERSECTS THE WEST LINE OF LOT 17, AT A POINT 39.08 FEET SOUTH OF THE NORTHWEST CORNER OF LOT 17 AND ALSO INTERSECTS THE EAST LINE OF LOT 23 AT A POINT 82.80 FEET SOUTH OF THE NORTH EAST CORNER OF LOT 23 IN BLOCK 11 IN S. J. WALKER'S DOCK ADDITION TO CHICAGO, AFORESAID, IN COOK COUNTY, ILLINOIS.

## PARCEL 4:

THAT PART OF VACATED SOUTH WOOD STREET LYING BETWEEN THE WEST FORK OF THE SOUTH BRANCH OF THE CHICAGO RIVER AND A STRAIGHT LINE WHICH INTERSECTS THE WEST LINE OF LOT 22 IN BLOCK 11 AT A POINT 88.85 FEET SOUTH OF THE NORTH WEST CORNER OF LOT 22 IN BLOCK 11 AND ALSO INTERSECTS THE EAST LINE OF LOT 15 IN BLOCK 12 AT A POINT 23.83 FEET SOUTH OF THE NORTH EAST CORNER OF LOT 15 IN BLOCK 12, ALL IN S. J. WALKER'S DOCK ADDITION TO CHICAGO, AFORESAID, IN COOK COUNTY, ILLINOIS.

## PARCEL 5:

THAT PART OF THE EAST 1/2 OF VACATED CANAL "C" LYING BETWEEN THE WEST FORK OF THE

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SOUTH BRANCH OF THE CHICAGO RIVER AND A STRAIGHT LINE WHICH INTERSECTS THE WEST LINE OF LOT 16 AT A POINT 30.27 FEET SOUTH OF THE NORTH WEST CORNER OF LOT 16 AND ALSO INTERSECTS THE CENTER LINE OF VACATED CANAL "C" AT A POINT 52.14 FEET SOUTH OF THE INTERSECTION OF SAID CENTER LINE OF VACATED CANAL "C" WITH THE NORTH LINE EXTENDED WEST OF LOT 16, ALL IN BLOCK 12 IN S. J. WALKER'S DOCK ADDITION TO CHICAGO, AFORESAID, ALL IN COOK COUNTY, ILLINOIS.

## PARCEL 6:

EASEMENT FOR THE BENEFIT OF PARCELS 1 TO 5 AS CREATED BY GRANT MADE BY JOHN F. RODI AND MARGUERITE E. RODI, HIS WIFE, TO S. A. HEALY COMPANY, A CORPORATION OF OHIO, DATED SEPTEMBER 16, 1954 AND RECORDED NOVEMBER 16, 1954 AS DOCUMENT NUMBER 16073574 BY AGREEMENT MADE BY AND BETWEEN S. A. HEALY COMPANY, A CORPORATION OF OHIO WITH 2500 SOUTH PAULINA BUILDING CORPORATION, AN CORPORATION OF ILLINOIS, DATED APRIL 1, 1955 AND RECORDED APRIL 14, 1955 AS DOCUMENT NUMBER 16204388, BY AGREEMENT MADE BY AND BETWEEN S. A. HEALY COMPANY, A CORPORATION OF OHIO WITH PENINSULA TERMINAL AND CARTAGE COMPANY, A CORPORATION OF MICHIGAN, AND BLUE ARROW TRANSPORT LINES, INCORPORATED, A CORPORATION OF MICHIGAN DATED AUGUST 11, 1954 AND RECORDED JUNE 9, 1955 AS DOCUMENT NUMBER 16262940, BY AGREEMENT MADE BY AND BETWEEN S. A. HEALY COMPANY, A CORPORATION OF OHIO, AND HAVAJA FREIGHT LINES, INC., A CORPORATION OF NEW MEXICO, DATED FEBRUARY 1, 1955 AND RECORDED JULY 26, 1955, AS DOCUMENT NUMBER 16312143 AND AS CREATED BY AGREEMENT MADE BY AND BETWEEN S. A. HEALY COMPANY, A CORPORATION OF OHIO, AND PLABODY COAL COMPANY, A CORPORATION OF ILLINOIS, DATED AUGUST 1, 1955 AND RECORDED AUGUST 3, 1955 AS DOCUMENT NUMBER 16320621 FOR INGRESS AND EGRESS FOR THE PURPOSE OF MAINTAINING, REPAIRING, INSTALLING AND CONSTRUCTING ANY AND ALL SEWER PIPES, WATER LINES, CONDUITS, WIRES, LINES AND UTILITY EQUIPMENT OVER, UPON AND UNDER THE FOLLOWING DESCRIBED PROPERTY TO WIT:

THE WEST 20 FEET OF THE EAST 1/2 OF THE VACATED SOUTH PAULINA STREET FROM THE NORTH BANK OF THE WEST FORK OF THE SOUTH BRANCH OF THE CHICAGO RIVER TO THE NORTH LINE EXTENDED OF LOT 34 IN BLOCK 10; AND THE EAST 20 FEET OF THE VACATED WEST 1/2 OF SOUTH PAULINA STREET FROM THE NORTHERLY LINE OF THE PROPERTY DESCRIBED IN PARCELS 1 TO 5 BOTH INCLUSIVE, TO THE NORTHERLY BOUNDARY EXTENDED OF LOT 1 IN BLOCK 11; ALSO THE WEST 20 FEET OF THE EAST 1/2 OF VACATED SOUTH WOOD STREET FROM THE NORTHERLY LINE OF THE PROPERTY DESCRIBED IN PARCELS 1 TO 5, BOTH INCLUSIVE, AFORESAID TO THE NORTHERLY LINE EXTENDED WESTERLY OF LOT 38 IN BLOCK 11; ALSO THE EAST 20 FEET OF THE WEST 1/2 OF THE VACATED WOOD STREET FROM THE NORTHERLY LINE OF PARCELS 1 TO 5, BOTH INCLUSIVE, AFORESAID TO THE NORTHERLY LINE EXTENDED EASTWARDLY OF LOT 1 IN BLOCK 12, ALL IN S. J. WALKER'S DOCK ADDITION TO CHICAGO, AFORESAID, IN COOK COUNTY, ILLINOIS.