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PREPARED BY:

Mr. Johnny Kennedy
Kinder Morgan Liquids Terminal LLC
1500 Clinton Drive
Galena Park, Texas 77547



Doc# 1919734079 Fee \$88.00

RHSP FEE:\$9.00 RPRF FEE: \$1.00

EDWARD H. MOODY

COOK COUNTY RECORDER OF DEEDS

DATE: 07/16/2019 11:22 AM PG: 1 OF 17

RETURN TO:

Mr. Johnny Kennedy
Kinder Morgan Liquids Terminal LLC
1500 Clinton Drive
Galena Park, Texas 77547

THE ABOVE SPACE FOR RECORDER'S OFFICE

This Environmental No Further Remediation Letter must be submitted by the remediation applicant within 45 days of its receipt, to the Office of the Recorder of Cook County.

Illinois State EPA Number: 0310120008

Kinder Morgan Liquids Terminal LLC, the Remediation Applicant, whose address is 1500 Clinton Drive, Galena Park, Texas 77547 has performed investigative and/or remedial activities for the remediation site depicted on the attached Site Base Map and identified by the following:

1. Legal Description or Reference to a Plat Showing the Boundaries:

Geospatial Coordinates of the Remediation Site Boundary

ID	X (EASTING)	Y (NORTHING)
PT 1	1119328.0122	1858480.7103
PT2	1119369.8430	1858451.2396
PT3	1119329.9589	1858394.6280
PT4	1119288.1281	1858424.0986

2. Common Address: 8500 West 68th Street, Bedford Park, Illinois 60501
3. Real Estate Tax Index/Parcel Index Number: 18-23-300-002
4. Remediation Site Owner: Metropolitan Water Reclamation District of Greater Chicago
5. Land Use: Residential and/or Industrial/Commercial
6. Site Investigation: Focused

See NFR letter for other terms.

(Illinois EPA Site Remediation Program Environmental Notice)

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ILLINOIS ENVIRONMENTAL PROTECTION AGENCY

1021 NORTH GRAND AVENUE EAST, P.O. BOX 19276, SPRINGFIELD, ILLINOIS 62794-9276 • (217) 782-3397

JB PRITZKER, GOVERNOR

JOHN J. KIM, DIRECTOR

217/524-3300

June 17, 2019

CERTIFIED MAIL.

7018 1830 0000 5288 5134

Kinder Morgan Liquids Terminal LLC
 Attn: Mr. Johnny Kennedy
 1500 Clinton Drive
 Galena Park, Texas 77547

Re: 0310120008/Cook County
 Bedford Park/Kinder Morgan Liquids Terminal (Tank 10-25 – MEK Releases)
 Site Remediation Program/Technical Reports
 No Further Remediation Letter

Dear Mr. Kennedy:

The *Additional Investigation Incident Nos. 20020067 and 20020578 Report* (received February 7, 2019/Log No. 19-68699), as prepared by TRC Environmental Corporation for the above-referenced Remediation Site, has been reviewed and approved by the Illinois Environmental Protection Agency (“Illinois EPA”). The remediation objectives approved for the site, in accordance with 35 Illinois Administrative Code Part 742, are above the existing concentrations of regulated substances and the above report shall serve as the approved Remedial Action Completion Report.

The Remediation Site, consisting of 0.083 acre, is located at 8500 West 68th Street, Bedford Park, Illinois. Pursuant to Section 58.10 of the Illinois Environmental Protection Act (“Act”) (415 ILCS 5/1 et seq.), your request for a no further remediation determination is granted under the conditions and terms specified in this letter. The Remediation Applicant, as identified on the Illinois EPA’s Site Remediation Program DRM-1 Form (received February 22, 2019/Log No. 19-68789), is Kinder Morgan Liquids Terminal LLC.

This focused No Further Remediation Letter (“Letter”) signifies a release from further responsibilities under the Act for the performance of the approved remedial action. This Letter shall be considered prima facie evidence that the Remediation Site described in the attached Illinois EPA Site Remediation Program Environmental Notice and shown in the attached Site Base Map does not constitute a threat to human health and the environment for the specified recognized environmental conditions so long as the Site is utilized in accordance with the terms of this Letter.

4302 N. Main Street, Rockford, IL 61103 (815) 987-7760
 595 S. State Street, Elgin, IL 60123 (847) 608-3131
 2125 S. First Street, Champaign, IL 61820 (217) 278-5800
 2009 Mall Street Collinsville, IL 62234 (618) 346-5120

9511 Harrison Street, Des Plaines, IL 60016 (847) 294-4000
 412 SW Washington Street, Suite D, Peoria, IL 61602 (309) 671-3022
 2309 W. Main Street, Suite 116, Marion, IL 62959 (618) 993-7200
 100 W. Randolph Street, Suite 4-500, Chicago, IL 60601

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Conditions and Terms of Approval

Level of Remediation and Land Use Limitations

- 1) The recognized environmental conditions characterized by the focused site investigation and successfully addressed, consist of the contaminants of concern identified in the attached Table A.
- 2) The Remediation Site is approved for Residential and/or Industrial/Commercial land use.
- 3) The land use 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 Letter is obtained and recorded in accordance with Title XVII of the Act and regulations adopted thereunder.

Preventive, Engineering, and Institutional Controls

The implementation and maintenance of the following controls are required as part of the approval of the remediation objectives for this Remediation Site.

Preventive Controls:

There are no preventive controls required.

Engineering Controls:

There are no engineering controls required.

Institutional Controls:

- 4) Any existing buildings or any future buildings constructed on the site must contain a full concrete slab-on-grade floor or full concrete basement floor and walls with no sump(s).
- 5) Ordinance No. 98-1009 adopted by the Village of Bedford Park on May 7, 1998 effectively prohibits the installation and use of potable water supply wells in the Village of Bedford Park. This ordinance provides an acceptable institutional control under the following conditions:
 - a) The Remediation Applicant shall provide written notification to the Village of Bedford Park and to owner(s) of all properties under which groundwater contamination attributable to the Remediation Site exceeds the objectives approved by the Illinois EPA. The notification shall include:
 - i) The name and address of the local unit of government;

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- ii) The citation of Ordinance 98-1009;
 - iii) A description of the property for which the owner is being sent notice by adequate legal description or by reference to a plat showing the boundaries;
 - iv) A statement that the ordinance restricting the groundwater use has been used by the Illinois EPA in reviewing a request for groundwater remediation objectives;
 - v) A statement as to the nature of the release and response action with the name, address, and Illinois EPA inventory identification number; and
 - vi) A statement as to where more information may be obtained regarding the ordinance.
- b) Written proof of this notification shall be submitted to the Illinois EPA within forty-five (45) days from the date this Letter is recorded to:

Mr. Jim Scott
 Illinois Environmental Protection Agency
 Bureau of Land/RPMS #24
 1021 North Grand Avenue East
 Post Office Box 19276
 Springfield, Illinois 62794-9276

- c) The following activities shall be grounds for voidance of the ordinance as an institutional control and this Letter:
- i) Modification of the referenced ordinance to allow potable uses of groundwater;
 - ii) Approval of a site-specific request, such as a variance, to allow use of groundwater at the Remediation Site or at the affected properties;
 - iii) Failure to provide written proof to the Illinois EPA within forty-five (45) days from the date this Letter is recorded of written notification to the Village of Bedford Park and affected property owner(s) of the intent to use Ordinance 98-1009 as an institutional control at the Remediation Site; and
 - iv) Violation of the terms and conditions of this No Further Remediation letter.

Other Terms

- 6) The Remediation Applicant has remediated the releases associated with IEMA Incident Nos. 20020062 and 20020578.
- 7) Where a groundwater ordinance is used to assure long-term protection of human health (as identified under Paragraph 5 of this Letter), the Remediation Applicant must record a copy of

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the groundwater ordinance adopted and administered by a unit of local government along with this Letter.

- 8) Where the Remediation Applicant is not the sole owner of the Remediation Site, the Remediation Applicant shall complete the attached *Property Owner Certification of the No Further Remediation Letter under the Site Remediation Program* Form. This certification, by original signature of each property owner, or the authorized agent of the owner(s), of the Remediation Site or any portion thereof who is not a Remediation Applicant shall be recorded along with this Letter.
- 9) Further information regarding this Remediation Site can be obtained through a written request under the Freedom of Information Act (5 ILCS 140) to:

Illinois Environmental Protection Agency
 Attn: Freedom of Information Act Officer
 Division of Records Management #16
 1021 North Grand Avenue East
 Post Office Box 19276
 Springfield, Illinois 62794-9276

- 10) Pursuant to Section 58.10(f) of the Act (415 ILCS 5/58.10(f)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current title holder and to the Remediation Applicant at the last known address. The notice shall specify the cause for the voidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the voidance of the Letter under Sections 58.10(e)(1)-(7) of the Act (415 ILCS 5/58.10(e)(1)-(7)) include, but shall not be limited to:
- a) Any violation of institutional controls or the designated 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 Remedial Action Plan. Access to soil contamination may be allowed if, during and after any access, public health and the environment are protected consistent with the Remedial Action Plan;
 - d) The failure to comply with the recording requirements for this Letter;
 - e) Obtaining the Letter by fraud or misrepresentation;
 - 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;
 - g) The failure to pay the No Further Remediation Assessment Fee within forty-five (45) days after receiving a request for payment from the Illinois EPA;

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- h) The failure to pay in full the applicable fees under the Review and Evaluation Services Agreement within forty-five (45) days after receiving a request for payment from the Illinois EPA.
- 11) Pursuant to Section 58.10(d) of the Act, this Letter shall apply in favor of the following persons:
- a) Kinder Morgan Liquids Terminal LLC;
 - b) The owner and operator of the Remediation Site;
 - c) Any parent corporation or subsidiary of the owner of the Remediation Site;
 - d) Any co-owner, either by joint-tenancy, right of survivorship, or any other party sharing a relationship with the owner of the Remediation Site;
 - e) Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable, involving the Remediation Site;
 - f) Any mortgagee or trustee of a deed of trust of the owner of the Remediation Site or any assignee, transferee, or any successor-in-interest thereto;
 - g) Any successor-in-interest of the owner of the Remediation Site;
 - h) Any transferee of the owner of the Remediation Site whether the transfer was by sale, bankruptcy proceeding, partition, dissolution of marriage, settlement or adjudication of any civil action, charitable gift, or bequest;
 - i) Any heir or devisee of the owner of the Remediation Site;
 - j) Any financial institution, as that term is defined in Section 2 of the Illinois Banking Act and to include the Illinois Housing Development Authority, that has acquired the ownership, operation, management, or control of the Remediation Site through foreclosure or under the terms of a security interest held by the financial institution, under the terms of an extension of credit made by the financial institution, or any successor-in-interest thereto; or
 - k) In the case of a fiduciary (other than a land trustee), the estate, trust estate, or other interest in property held in a fiduciary capacity, and a trustee, executor, administrator, guardian, receiver, conservator, or other person who holds the remediated site in a fiduciary capacity, or a transferee of such party.
- 12) This letter, including all attachments, must be recorded as a single instrument within forty-five (45) days of receipt with the Office of the Recorder of Cook County. For recording purposes, the Illinois EPA Site Remediation Program Environmental Notice attached to this Letter should be the first page of the instrument filed. This Letter shall not be effective until officially recorded by the Office of the Recorder of Cook County in accordance with Illinois

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law so that it forms a permanent part of the chain of title for the Kinder Morgan Liquids Terminal property.

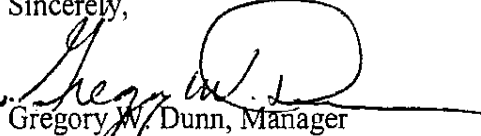
- 13) Within thirty (30) days of this Letter being recorded by the Office of the Recorder of Cook County, a certified copy of this Letter, as recorded, shall be obtained and submitted to the Illinois EPA to:

Mr. Jim Scott
 Illinois Environmental Protection Agency
 Bureau of Land/RPMS #24
 1021 North Grand Avenue East
 Post Office Box 19276
 Springfield, Illinois 62794-9276

- 14) In accordance with Section 58.10(g) of the Act, a No Further Remediation Assessment Fee based on the costs incurred for the Remediation Site by the Illinois EPA for review and evaluation services will be applied in addition to the fees applicable under the Review and Evaluation Services Agreement. Request for payment of the No Further Remediation Assessment Fee will be included with the billing statement.

If you have any questions regarding the Kinder Morgan Liquids Terminal property, you may contact the Illinois EPA project manager, Joshua K. Rilying at (217) 557-8859.

Sincerely,

NVL M.C.

 Gregory W. Dunn, Manager
 Remedial Project Management Section
 Division of Remediation Management
 Bureau of Land

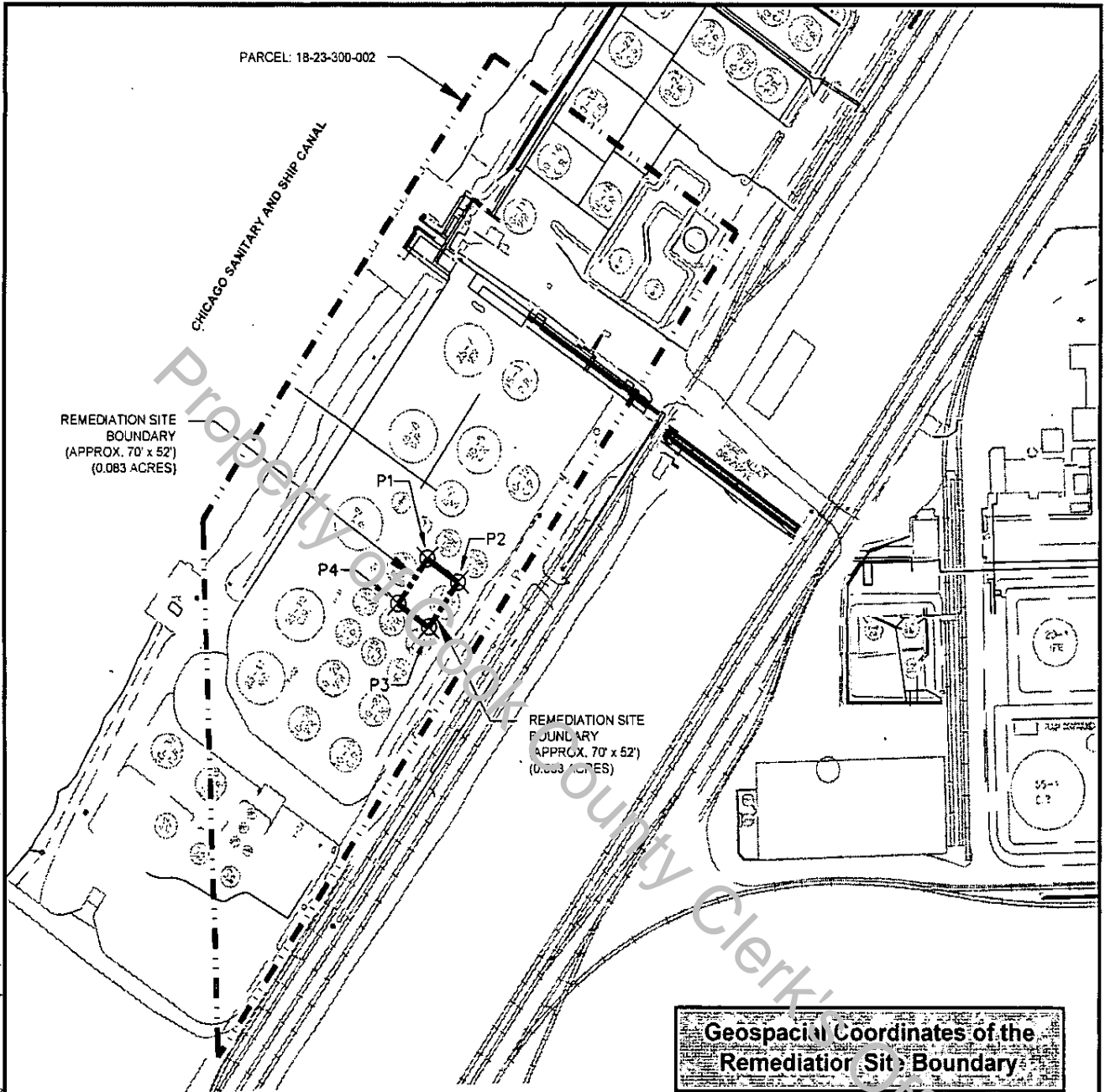
Attachments: Illinois EPA Site Remediation Program Environmental Notice
 Site Base Map
 Table A: Regulated Substances of Concern
 Village of Bedford Park Groundwater Ordinance
 Property Owner Certification of No Further Remediation Letter under the
 Site Remediation Program Form
 Instructions for Filing the NFR Letter

cc: Mr. Brian Perkovich
 Metropolitan Water Reclamation District of Greater Chicago
 100 East Erie Street
 Chicago, Illinois 60611

TRC Environmental Corporation
 Attn: Mr. Michael Butler
 mbulter@trcsolutions.com

Bureau of Land File
 Mr. Jim Scott

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Geospatial Coordinates of the Remediation Site Boundary

ID	X (EASTING)	Y (NORTHING)
P1	1119328.0122	1858480.7103
P2	1119369.8430	1858451.2396
P3	1119329.9589	1858394.6280
P4	1119288.1281	1858424.0986

**PROJECTION: NORTH AMERICAN DATUM 1983
ILLINOIS STATE PLANE EAST (UNITED STATES FEET)**

LEGEND:

- PARCEL BOUNDARY
- SITE REMEDIATION BOUNDARY

SOURCE NOTE:
THIS DRAWING IS BASED ON DRAWING NUMBER: D-092-95-001, REVISION NUMBER A, PROVIDED BY KINDER MORGAN.



230 West Monroe St.
Suite 830
Chicago, IL 60606
Phone: 312.578.0870

PROJECT:
0310120008 / COOK COUNTY BEDFORD PARK
KINDER MORGAN LIQUIDS TERMINAL LLC
SITE REMEDIATION PROGRAM / TECHNICAL REPORTS

TITLE:

SITE BASE MAP

DRAWN BY: S.ALBERTS
CHECKED BY: A.JANNKE
APPROVED BY: L.MEAGHER
DATE: APRIL 2019
PROJ. NO.: 311892
FILE: 311892-02(nfr).dwg

FIGURE 1

P:\11-10539-0008-01\111892-02(nfr).dwg - 11/13/2019 10:55:15 AM - 11/13/2019 10:55:15 AM - 11/13/2019 10:55:15 AM - 11/13/2019 10:55:15 AM - 11/13/2019 10:55:15 AM
 DRAWING NAME: S:\PROJECTS\KINDER MORGAN\2019 ADMIN\311892-02(nfr).dwg - PLOT DATE: April 23, 2019 - 9:25AM - LAYOUT: 8.5X11 IP

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TABLE A: Regulated Substances of Concern

**LPC# 0310120008/Cook County
Bedford Park/Kinder Morgan Liquids Terminal
Site Remediation Program/Technical Reports**

Volatile Organic Compounds (VOCs)	
CAS No.	Compound Name
78-93-3	Methyl Ethyl Ketone (MEK)

Property of Cook County Clerk's Office

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ORDINANCE NO. 98-1009

AN ORDINANCE PROHIBITING THE USE OF GROUNDWATER AS A POTABLE WATER SUPPLY BY THE INSTALLATION OR USE OF POTABLE WATER SUPPLY WELLS OR BY ANY OTHER METHOD IN THE VILLAGE OF BEDFORD PARK, A HOME RULE UNIT OF GOVERNMENT

WHEREAS, certain properties in the Village of Bedford Park, Illinois have been used over a period of time for commercial/industrial purposes; and

WHEREAS, because of said use, concentrations of certain chemicals constituents in the groundwater beneath the Village may exceed Class I groundwater quality standards for potable resource groundwater as set forth in 3.5 Illinois Administrative Code 620 or Tier 1 residential remediation objectives as set forth in 35 Illinois Administrative Code 712, and

WHEREAS, the Village of Bedford Park desires to limit potential threats to human health from groundwater contamination while facilitating the redevelopment and productive use of properties that are the source of said chemical constituents.

NOW, THEREFORE, BE IT ORDAINED by the President and Board of Trustees of the Village of Bedford Park, a Home Rule Unit of Government, Cook County, Illinois, as follows:

SECTION ONE. Definitions. "Person" is any individual, partnership, co-partnership, firm, company, limited liability company, corporation, association, joint stock company, trust, estate, or any other legal entity, or their legal representatives, agents or assigns, except for the Village of Bedford Park.

"Potable water" is any water used for human or domestic consumption, including, but not limited to, water used for

RELEASABLE

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REVIEWER MM

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PROPERTY OWNER CERTIFICATION OF THE NFR LETTER UNDER THE SITE REMEDIATION PROGRAM


Where the Remediation Applicant (RA) is not the sole owner of the remediation site, the RA shall obtain the certification by original signature of each owner, or authorized agent of the owner(s), of the remediation site or any portion thereof who is not an RA. The property owner(s), or the duly authorized agent of the owner(s) must certify, by original signature, the statement appearing below. This certification shall be recorded in accordance with Illinois Administrative Code 740.620.

Include the full legal name, title, the company, the street address, the city, the state, the ZIP code, and the telephone number of all other property owners. Include the site name, street address, city, ZIP code, county, Illinois inventory identification number and real estate tax index/parcel index number.

A duly authorized agent means a person who is authorized by written consent or by law to act on behalf of a property owner including, but not limited to:

1. For corporations, a principal executive officer of at least the level of vice-president;
2. For a sole proprietorship or partnership, the proprietor or a general partner, respectively; and
3. For a municipality, state or other public agency, the head of the agency or ranking elected official.

For multiple property owners, attach additional sheets containing the information described above, along with a signed, dated certification for each. All property owner certifications must be recorded along with the attached NFR letter.

Property Owner Information
Owner's Name: <u>Brian Perkovich</u>
Title: <u>Executive Director</u>
Company: <u>Metropolitan Water Reclamation District of Greater Chicago</u>
Street Address: <u>100 East Erie Street</u>
City: <u>Chicago</u> State: <u>Illinois</u> Zip Code: <u>60611</u> Phone: <u>312-751-7900</u>
Site Information
Site Name: <u>Kinder Morgan Liquids Terminal LLC Argo Terminal (Tank 10-25 MEK Release)</u>
Site Address: <u>8500 West 68th Street</u>
City: <u>Bedford Park</u> State: <u>Illinois</u> Zip Code: <u>60501</u> County: <u>Cook</u>
Illinois inventory identification number: <u>0310120008</u>
Real Estate Tax Index/Parcel Index No. <u>18-23-300-002</u>
I hereby certify that I have reviewed the attached No Further Remediation Letter and that I accept the terms and conditions and any land use limitations set forth in the letter.
Owner's Signature: <u><i>Brian Perkovich</i></u> Date: <u>7.8.19</u>
SUBSCRIBED AND SWORN TO BEFORE ME this <u>8th</u> day of <u>July</u> , 2019
<u><i>M. Valdez</i></u> Notary Public


The Illinois EPA is authorized to require this information under Sections 415 ILCS 5/58 - 58.12 of the Environmental Protection Act and regulations promulgated thereunder. If the Remediation Applicant is not also the sole owner of the remediation site, this form must be completed by all owners of the remediation site and recorded with the NFR Letter. Failure to do so may void the NFR Letter. This form has been approved by the Forms Management Center. All information submitted to the Site Remediation Program is available to the public except when specifically designated by the Remediation Applicant to be treated confidentially as a trade secret or secret process in accordance with the Illinois Compiled Statutes, Section 7(a) of the Environmental Protection Act, applicable Rules and Regulations of the Illinois Pollution Control Board and applicable Illinois EPA rules and guidelines.

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drinking, bathing, swimming, washing dishes, or preparing foods.

SECTION TWO: Use Of Groundwater As A Potable Water Supply Prohibited. Except for uses or methods being used prior to the approval and adoption of this Ordinance, the use or attempted use, by any person, of groundwater from within the corporate limits of the Village of Bedford Park as a potable water supply by the installation or drilling of wells or by any other method, is hereby prohibited.

SECTION THREE. Penalties. Any person violating the provisions of this ordinance shall be subject to a fine of up to \$500.00 for each violation.

SECTION FOUR. Memorandum of Understanding. The President of the Village of Bedford Park is hereby authorized and directed to enter into a Memorandum of Understanding with the Illinois Environmental Protection Agency ("Illinois EPA") in which the Village of Bedford Park assumes responsibility for tracking remediated sites notifying the Illinois EPA of changes to this ordinance, and taking certain precautions when siting public potable water supply wells.

SECTION FIVE: Repealer. That all Ordinances or parts of Ordinances in conflict herewith are expressly repealed.

SECTION SIX: Savings Clause. That in the event any portion of this Ordinance is declared to be void, that such other parts or remainder of this Ordinance shall not be adversely effected and shall otherwise remain effective and valid.

SECTION SEVEN: Adoption Clause. That this Ordinance shall be

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in full force and effect from and after its approval, adoption and publication as required by law.

APPROVED AND ADOPTED this 7th day of May, 1998.

Constantine Haulias

President of the Board of Trustees
of the Village of Bedford Park,
County of Cook, State of Illinois

ATTEST:

Carole Lumpkins Deputy

Village Clerk of the Village of
Bedford Park, County of Cook,
State of Illinois

The vote on the foregoing
Ordinance was as follows:

YEAS:	<u>6</u>
NAYS:	<u>0</u>
ABSENT:	<u>0</u>
ABSTAIN:	<u>0</u>

Carole Lumpkins Deputy

Village Clerk of the Village of
Bedford Park, County of Cook,
State of Illinois

Lawrence R. Gryczewski
Village Attorney, Bedford Park
18350 S. Kedzie Avenue/P.O. Box 1076
Homewood, Illinois 60430
(708) 799-6480

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STATE OF ILLINOIS)
 COUNTY OF COOK)
 VILLAGE OF BEDFORD PARK) SS.
 A HOME RULE UNIT)

I, Linda J. Rackow , do hereby certify that I am the appointed Clerk of the Village of Bedford Park, County of Cook and State of Illinois.

I do hereby certify that the annexed and foregoing Ordinance 98-1009 is a true and correct copy of the Ordinance adopted and passed by the President and the Board of Trustees of the Village of Bedford Park on the 7th day of May, A.D., 1998 and that said Ordinance so passed and aforesaid was deposited and filed in the office of the Village Clerk on the said 7th, day of May, A.D., 1998, and was approved by the President of the Village of Bedford Park on the said 7th, day of May, A.D. 1998.

I do further certify that the original of which the foregoing is a true copy, is entrusted to my care for safe keeping and that I am the keeper of the same.

I do further certify that I am the keeper of the records, papers, and ordinances of the said Village of Bedford Park.

In witness whereof, I do hereby set my hand and affix the Corporate Seal of the Village of Bedford Park, this 15th, day of June, A.D. 1998.

Linda Rackow
 Linda J. Rackow, Village Clerk
 of the Village of Bedford Park,
 Cook County, IL.

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MEMORANDUM OF UNDERSTANDING BETWEEN THE VILLAGE OF
BEDFORD PARK AND THE ILLINOIS ENVIRONMENTAL PROTECTION
AGENCY REGARDING THE USE OF A LOCAL GROUNDWATER OR WATER
WELL ORDINANCE AS AN ENVIRONMENTAL INSTITUTION CONTROL

I. PURPOSE AND INTENT

- A. This Memorandum of Understanding ("MOU") between the Village of Bedford Park and the Illinois Environmental Protection Agency ("Illinois EPA") is entered into for the purpose of satisfying the requirements of 35 Ill. Adm. Code 742.1015 for the use of groundwater or water well ordinances as environmental institutional controls. The Illinois EPA has reviewed the groundwater or water well ordinance of the Village of Bedford Park (Attachment A) and determined that the ordinance prohibits the use of groundwater for potable purposes and/or the installation and use of new potable water supply wells by private entities but does not expressly prohibit those activities by the unit of local government itself. In such cases 35 Ill. Adm. Code 742.1015(a) provides that the unit of local government may enter into an MOU with the Illinois EPA to allow the use of the ordinance as an institutional control.
- B. The intent of this Memorandum of Understanding is to specify the responsibilities that must be assumed by the unit of local government to satisfy the requirements for MOUs as set forth at 35 Ill. Adm. Code 742.1015(i).

II. DECLARATIONS AND ASSUMPTION OF RESPONSIBILITY

In order to ensure the long-term integrity of the groundwater or water well ordinance as an environmental institutional control and that risk to human health and the environment from contamination left in place in reliance on the groundwater or water well ordinance is effectively managed, the Village of Bedford Park hereby assumes the following responsibilities pursuant to 35 Ill. Adm. Code 742.1015(i):

- A. The Village of Bedford Park will notify the Illinois EPA Bureau of Land of any proposed ordinance changes or requests for variance at least 30 days prior to the date the local government is scheduled to take action of the proposed change or request (35 Ill. Adm. Code 742.1015(i)(4));
- B. The Village of Bedford Park will maintain a registry of all sites within its corporate limits that have received "No Further Remediation" determinations from the Illinois EPA (35 Ill. Adm. Code 742.1015(i)(5));

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- C. The Village of Bedford Park will review the registry of sites established under paragraph II.B. prior to siting public potable water supply wells within the area covered by the ordinance (35 Ill.Adm.Code 742.1015(i)(6)(A));
- D. The Village of Bedford Park will determine whether the potential source of potable water has been or may be affected by contamination left in place at the sites tracked and reviewed under paragraphs II.B. and C. (35 Ill.Adm.Code 742.1015(i)(6)(B)); and
- E. The Village of Bedford Park will take action as necessary to ensure that the potential source of potable water is protected from contamination or treated before it is used as a potable water supply (35 Ill.Adm.Code 742.1015(i)(6)(C)).
- F. All notices required under this Ordinance shall be sent to the following address:

Manager, Division of Remediation Management
 Bureau of Land
 Illinois EPA
 P.O. Box 19276
 Springfield, IL 62794-9276

III. SUPPORTING DOCUMENTATION

The following documentation is required by 35 Ill.Adm.Code 742.1015(i) and is attached to this MOU:

- A. Attachment A: A copy of the groundwater or water well ordinances certified by the city clerk or other official as the current, controlling law (35 Ill.Adm.Code 742.1015(i)(3));
- B. Attachment B: Identification of the legal boundaries within which the ordinance is applicable (certification by city clerk or other official that the ordinance is applicable everywhere with the corporate limits; if ordinance is not applicable throughout the entire city or village, legal description and map of area showing sufficient detail to determine where ordinance is applicable) (35 Ill.Adm.Code 742.1015(i)(2));
- C. Attachment C: A statement of the authority of the unit of local government to enter into the MOU (council resolution, code of ordinances, inherent powers of mayor or other official signing MOU -- attach copies) (35 Ill.Adm.Code 742.1015(i)(1)).

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IN WITNESS WHEREOF, the lawful representatives of the parties have caused this MOU to be signed as follows:

VILLAGE OF BEDFORD PARK

BY: Constantine V. Toullos
Constantine V. Toullos
President

DATE: MAY 7, 1998

ILLINOIS ENVIRONMENTAL
PROTECTION AGENCY

BY: Gary P. King

DATE: August 24, 1998

Property of Cook County Clerk's Office