

# UNOFFICIAL COPY

PREPARED BY:

97413019

Name: Joseph Murzyn  
Amoco Corporation

Address: 2021 Spring Road, Suite 400  
Oak Brook, Illinois 60521-1857

DEPT-01 RECORDING \$33.00  
T#0012 TRAN 5458 06/10/97 13:13:00  
#2432 # CG \*-97-413019  
COOK COUNTY RECORDER

RETURN TO:

Name: Joseph Murzyn  
Amoco Corporation

Address: 2021 Spring Road, Suite 400  
Oak Brook, Illinois 60521-1857

## THE ABOVE SPACE FOR RECORDER'S OFFICE

THIS ENVIRONMENTAL NO FURTHER REMEDIATION LETTER MUST BE SUBMITTED BY THE OWNER/OPERATOR WITHIN 45 DAYS OF ITS RECEIPT, TO THE RECORDER OF DEEDS OF COOK COUNTY IN WHICH THE SITE (AS DESCRIBED BELOW) IS LOCATED.

Illinois State EPA Number: 0314125025

LUST Incident No.: 941792

Amoco Corporation, the owner and operator, whose address is 2021 Spring Road, Suite 400, Oak Brook, Illinois, has performed investigative and/or remedial activities for the site that can be identified by the following:

1. Legal description or Reference to a Plat Showing the Boundaries: Part of the Southeast Quarter of Section 27, Township 41 North, Range 9 East of the Third Principal Meridian, described as follows: Beginning at the intersection of the center line of U.S. Route 20 with the center line of Bartlett Road; thence Northeasterly along the center line of Bartlett Road, a distance of 250.80 feet; thence Southeasterly along a line that forms an angle of 100 degrees 18 minutes to the right with the prolongation of the last described course, a distance of 230.49 feet; thence Southwesterly parallel with the center line of Bartlett Road, a distance of 250.82 feet to the center line of U.S. Route 20; thence Northwesterly along said center line, being along a curve to the right, a distance of 52.79 feet; thence Northwesterly along said center line being tangent to the last described curve, a distance of 177.7 feet to the point of beginning.

Leaking Underground Storage Tank Environmental Notice

BOX 333-CTI

A-14693  
Grillings/Comm.  
Sales

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Excepting therefrom the following described parcel: Beginning at the intersection of the center line of U.S. Route 20 with center line of Bartlett Road, said point being the Southwest corner of the above described property; thence on an assumed bearing of North 12 degrees 55 minutes 00 seconds East along the center line of Bartlett Road 250.80 feet to the Northwest corner of said described property; thence south 66 degrees 47 minutes 00 seconds East along the Northerly line of said described property 30.47 feet to the Easterly line of Bartlett Road as monumented and occupied; thence South 12 degrees 55 minutes 00 seconds West along said Easterly line of Bartlett Road 174.99 feet to a point; thence South 26 degrees 55 minutes 00 seconds East 38.39 feet; thence South 66 degrees 45 minutes 00 seconds East 108.01 feet; thence Southeasterly along tangential curve concave to the North, radius 11409.17 feet, central angle 0 degrees 20 minutes 11 seconds, 67.00 feet to the Easterly line of said described property; thence South 12 degrees 55 minutes 00 seconds West along said Easterly line 50.90 feet to the center line of U.S. Route 20, said point being on a 11459.17 foot radius curve, the center of circle of said curve bears North 22 degrees 59 minutes 11 seconds East from said point; thence Northwesterly along said curve 52.79 feet, central angle 0 degrees 15 minutes 50 seconds along said center line of U.S. Route 20; thence North 66 degrees 45 minutes 00 seconds West along said center line of U.S. Route 20, a distance of 177.70 feet to the point of beginning.

2. Common Address: 555 Lake Street, Bartlett, Illinois
3. Real Estate Tax Index/Parcel Index Number: 06-27-403-013-0000
4. Site Owner: Amoco Corporation
5. Land Use Limitation: There are no land use limitations.
6. See NFR letter for other terms.

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Leaking Underground Storage Tank Environmental Notice

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## APPENDIX 1

An underground storage tank owner or operator may appeal this final decision to the Illinois Pollution Control Board ("Board") pursuant to Section 57.8(i) and Section 40 of the Illinois Environmental Protection Act. An owner or operator who seeks to appeal the Agency's decision may, within 35 days of the date of mailing of the Agency's final decision, petition for a hearing before the Board; however, the 35-day period may be extended for a period of time not to exceed 90 days by written notice provided to the Board from the applicant and the Agency within the 35-day initial appeal period.

For information regarding the filing of an appeal, please contact:

Dorothy Gunn, Clerk  
Illinois Pollution Control Board  
State of Illinois Center  
100 West Randolph, Suite 11-500  
Chicago, Illinois 60601  
312/814-3620

For information regarding the filing of an extension, please contact:

Illinois Environmental Protection Agency  
Division of Legal Counsel  
2200 Churchill Road  
Post Office Box 19276  
Springfield, Illinois 62794-9276  
217/782-5544

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State of Illinois

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## ENVIRONMENTAL PROTECTION AGENCY

Mary A. Gade, Director

2200 Churchill Road, Springfield, IL 62794-9276

217/782-6762

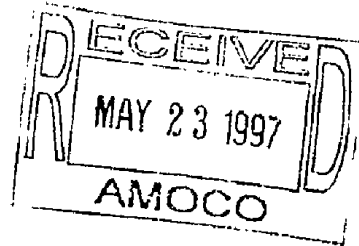
MAY 21 1997

CERTIFIED MAIL

P344347426

Amoco Corporation  
Attention: Joseph Murzyn  
2021 Spring Road, Suite 400  
Oak Brook, Illinois 60521-1857

Re: LPC #0314125025 -- Cook County  
Bartlett/Amoco Oil #15875  
555 Lake Street  
LUST Incident No. 941792  
LUST Technical File



Dear Mr. Murzyn:

The Illinois Environmental Protection Agency ("Illinois EPA") has reviewed the Site Classification Completion Report which has been submitted for the above-referenced LUST incident. This information was dated December 31, 1996, was received by the Agency January 6, 1997, and was prepared by Delta Environmental Consultants, Inc.

The Site Classification Completion Report and associated Professional Engineer Certification indicate that this site is classified as "No Further Action" as identified in Section 57.7(b)(2) of the Illinois Environmental Protection Act and 35 Illinois Administrative Code Section 732.302(a).

Based upon (a) the certification by Debra Hagerty, a Registered Professional Engineer of Illinois, and pursuant to Section 57.10 of the Illinois Environment Protection Act ("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 Registered 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 occurrence has been completed; and (3) no further remediation concerning the occurrence is necessary for the protection of human health, safety and the environment. Pursuant to Section 57.10(d) of the Act, the No Further Remediation Letter shall apply in favor of the following persons:

1. Joseph Murzyn;
2. The owner and operator of the UST(s);
3. Any parent corporation or subsidiary of the owner or operator of the UST(s);

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4. 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;
5. Any holder of a beneficial interest of a land trust or inter vivos trust, whether revocable or irrevocable;
6. Any mortgagee or trustee of a deed of trust of the owner of the site or any assignee, transferee, or any successor-in-interest of the owner of the site;
7. Any successor-in-interest of such owner or operator;
8. 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; or
9. Any heir or devisee of such owner or operator.

This Letter, including all attachments, must be filed as a single instrument with the Office of the Recorder or Registrar of Titles in the County where the above-referenced site is located within 45 days of its receipt. 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 that it forms a permanent part of the chain of title for the above-referenced property. Within 30 days of this Letter being recorded by the Office of the Recorder or Registrar of Titles of the applicable County, a certified 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 attached to 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 described in the Leaking Underground Storage Tank Environmental Notice of this Letter were not established because the site is classified as "No Further Action" as identified in Section 57.7(b)(2) of the Illinois Environmental Protection Act and 35 Illinois Administrative Code Section 732.302(a).
2. The site described in the attached Leaking Underground Storage Tank Environmental Notice of this Letter shall not be used in a manner that is 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

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- 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

4. Preventive: None.

Engineering: None.

Institutional: This Letter shall be recorded as a permanent part of the chain of title for the site described in the attached Leaking Underground Storage Tank Environmental Notice.

5. Failure to manage the controls in full compliance with the terms of this Letter may result in avoidance of this Letter.

## OTHER TERMS

6. Any contaminated soil or groundwater that is removed, excavated, or disturbed from the above-referenced site must be handled in accordance with all applicable laws and regulations.
7. Further information regarding this 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  
1001 North Grand Avenue East  
Springfield, IL 62702

8. Pursuant to Section 57.10(e) of the Act (415 ILCS 5/57.10(e)), should the Illinois EPA seek to void this Letter, the Illinois EPA shall provide notice to the current title holder and to the owner and/or operator at the last known address. The notice shall specify the cause for the avoidance, explain the provisions for appeal, and describe the facts in support of this cause. Specific acts or omissions that may result in the avoidance 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;

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- 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.

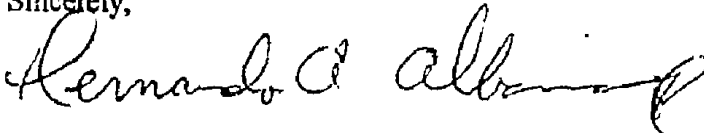
For purposes of appeal, this constitutes the Agency's final decision regarding the above matters. Please see Appendix 1 for an owner or operator's appeal rights.

Submit the certified copy of this letter, as recorded, to:

Illinois Environmental Protection Agency  
Bureau of Land  
Division of Remediation Management  
Leaking Underground Storage Tank Section  
1001 North Grand Avenue East  
Springfield, Illinois 62702

If you have any questions regarding this correspondence, you may contact the Illinois EPA project manager, Steve Jones, at 217/782-6762.

Sincerely,



Hernando A. Albarracin  
Unit Manager  
Leaking Underground Storage Tank Section  
Division of Remediation Management  
Bureau of Land

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Attachments: Leaking Underground Storage Tank Environmental Notice

Appendices: 1

cc: Delta Environmental Consultants, Inc.

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