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Arcom - Meeting w/ Henry Elson
Fiegner, Rice, Chamberlain

- Drexler's responsibility in cleanup of the Rathrum site
-
- Bingham's responsibility not covered under
- cannot

- Consent Agreement that would be signed by Bingham - by the 29th
- 2 parts } ①
} length of time for closure plan submittal
- 4 months to get this done.
- defer penalties 4 months

- Fiegner - submit a plan in 2 months w/ reasons why, good faith effort to extend it 2 months more.

② Whether we want to have an agreed order w/ Bingham prior to sale of the site

- A) Reason for this - is new owner will know what is involved in this property.

B) Not absolute that it must be signed before the sale. - (try to get an agreement before the sale though).

③ Deferred penalties -
- failure to comply - does not excuse him from CERCLA - TOSCA regulation penalties
- Deferred penalty is a "hammer" inside the consent agreement.
- Failure to carry out - will cause him to be fined 25,000/day

USEPA RCRA
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Chuck - Attached agreed order - un-signed - that must be signed by the new owner and sent to us.