

Remedial Design Consent Decrees




Their Purpose and The Process

Presentation to the Stakeholder Forum


January 12, 2005



Stage Setting



The purpose of the Consent Decree is to provide an enforcement mechanism behind the selected remedy, to ensure the remedies completion



EPA/DOJ, DEQ and KUCC
are currently negotiating the terms
and conditions of a Remedial Design
Consent Decree for Operable Unit #2
(SWJV GW)



Once complete, the parties will negotiate a separate Consent Decree for OUs #8, 9, 13, 14, 15, 18, 19, 22, 23, and 24

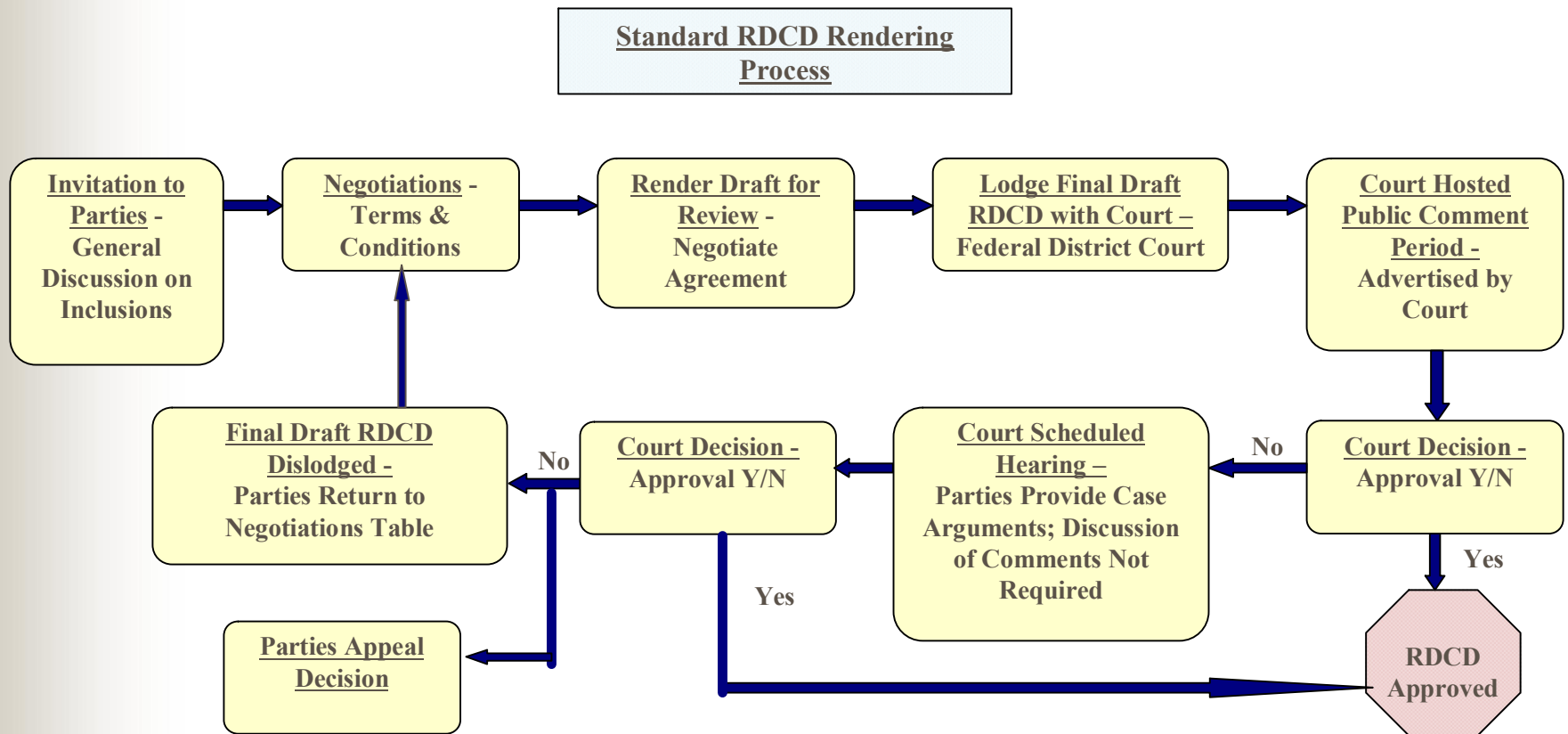



Excluded OUs were previously covered
by the Bingham Creek RDCDs (12-1-99)
or the RDCD for OUs #3, 6, and 7



The Process

Flow Chart




The header of the slide features a horizontal strip of three nature-themed images. From left to right: a close-up of a white star-shaped flower, a brown butterfly on a green leaf, and a blue sky with white clouds and a yellow sun. The background of the slide is a light beige color with a subtle, textured pattern.

EPA/DOJ, DEQ and Kennebecott
have agreed to take some steps outside of
the standard process
for the groundwater CD




Beyond court required comment
period, other public outreach will take
place


Process discussion, and Discussion on
general conditions and terms of




Discussion may lead to change
prior to CD finalization
and lodging with the court



Typically a court held comment period is
for thirty days; the parties may be
agreeable to request sixty days




The federal district court will
advertise the public comment period
and take comments under advisement
while it renders its decision



The statute does not
require the parties to respond
to comments in an official summary,

but the parties may
take the comments under advisement
prior to the court rendering its decision



If you have further questions or are in need of
more information, please contact me for
assistance

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