

Pursuant to section 505(b)(2) of the Clean Air Act (Act), the petitioner may seek judicial review of any portion of the petition which EPA denied in the United States Court of Appeals for the Ninth Circuit. Any petitions for review shall be filed within 60 days from the date this notice appears in the **Federal Register**, pursuant to section 307 of the Act.

**ADDRESSES:** Copies of the final order, petition, and other supporting information are available at the Environmental Protection Agency, Region IX, Air Division, 75 Hawthorne Street, San Francisco, CA 94105. The final order is also available electronically at: [http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitions/el\\_dorado\\_decision\\_2003.pdf](http://www.epa.gov/region07/programs/artd/air/title5/petitiondb/petitions/el_dorado_decision_2003.pdf)

**FOR FURTHER INFORMATION CONTACT:** Gerardo Rios, Chief, Air Permits Office, EPA Region IX, telephone (415) 972-3964, e-mail [r9airpermits@epa.gov](mailto:r9airpermits@epa.gov).

**SUPPLEMENTARY INFORMATION:** EPA approves state and local permitting authorities to administer the operating permit program set forth in title V of the Clean Air Act, 42 U.S.C. 7661-7661f. DAQEM administers a fully approved title V operating permit program. The Clean Air Act affords EPA the opportunity for a 45-day period to review, and object to as appropriate, operating permits proposed by permitting authorities. Section 505(b)(2) of the act authorizes any person to petition the EPA Administrator within 60 days after the expiration of this review period to object to a state operating permit if EPA has not done so. Petitions must be based on objections to the permit that were raised with reasonable specificity during the public comment period provided by the state, unless the petitioner demonstrates that it was impracticable to raise these issues during the comment period or the grounds for the issues arose after this period.

DAQEM submitted the proposed permit to EPA on June 3, 2003. EPA received the petition to object to the permit on August 29, 2003, prior to the deadline for section 505(b)(2) petitions.

On September 22, 2005, the Administrator issued an order denying in full the petition submitted by Robert Hall. The order explains the reasons behind EPA's decisions to grant or deny each issue.

Dated: November 10, 2005.

**Laura Yoshii,**

*Acting Regional Administrator, Region 9.*

[FR Doc. 05-23231 Filed 11-25-05; 8:45 am]

**BILLING CODE 6560-01-M**

## ENVIRONMENTAL PROTECTION AGENCY

[OPPT-2003-0004; FRL-7746-9]

### Access to Confidential Business Information by Logistics Management Institute

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice.

**SUMMARY:** EPA has authorized Systems Research and Applications (SRA) Corporation's subcontractor Logistics Management Institute (LMI), of McLean, Virginia, access to information which has been submitted to EPA under all sections of the Toxic Substances Control Act (TSCA). Some of the information may be claimed or determined to be Confidential Business Information (CBI).

**DATES:** Access to the confidential data will occur no sooner than December 2, 2005.

**FOR FURTHER INFORMATION CONTACT:** Colby Lintner, Regulatory Coordinator, Environmental Assistance Division (7408M), Office of Pollution Prevention and Toxics, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: (202) 554-1404; e-mail address: [TSCA-Hotline@epa.gov](mailto:TSCA-Hotline@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. General Information

###### A. Does this Notice Apply to Me?

This action is directed to the public in general. This action may, however, be of interest to those persons who are or may be required to conduct testing of chemical substances under TSCA. Since other entities may also be interested, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

###### B. How Can I Get Copies of this Document and Other Related Documents?

1. *Docket.* EPA has established an official public docket for this action under docket identification (ID) number OPPT-2003-0004. The official public docket consists of the documents specifically referenced in this action, any public comments received, and other information related to this action. Although a part of the official docket, the public docket does not include CBI or other information whose disclosure is restricted by statute. The official public docket is the collection of materials that

is available for public viewing at the EPA Docket Center, Rm. B102-Reading Room, EPA West, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The EPA Docket Center Reading Room telephone number is (202) 566-1744 and the telephone number for the OPPT Docket, which is located in EPA Docket Center, is (202) 566-0280.

2. *Electronic access.* You may access this **Federal Register** document electronically through the EPA Internet under the "**Federal Register**" listings at <http://www.epa.gov/fedrgstr/>.

An electronic version of the public docket is available through EPA's electronic public docket and comment system, EPA Dockets. You may use EPA Dockets at <http://www.epa.gov/edocket/> to submit or view public comments, access the index listing of the contents of the official public docket, and to access those documents in the public docket that are available electronically. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the docket facility identified in Unit I.B.1. Once in the system, select "search," then key in the appropriate docket ID number.

##### II. What Action is the Agency Taking?

Under Contract Number EP-W-05-024, LMI of 2000 Corporate Ridge, McLean, VA 22102, will assist EPA in implementing OPPT's Target Information Architecture which involves enterprise architecture documentation, development, requirements analysis, design, testing, change management and updates to the information management systems that store TSCA CBI data.

In accordance with 40 CFR 2.306(j), EPA has determined that under Contract Number EP-W-05-024, LMI will require access to CBI submitted to EPA under all sections of TSCA, to perform successfully the duties specified under the contract.

LMI personnel will be given information submitted to EPA under all sections of TSCA. Some of the information may be claimed or determined to be CBI.

EPA is issuing this notice to inform all submitters of information under all sections of TSCA, that the Agency may provide LMI access to these CBI materials on a need-to-know basis only. All access to TSCA CBI under this contract will take place at EPA Headquarters.

Clearance for access to TSCA CBI under Contract Number EP-W-05-024

may continue until May 31, 2006. Extensions for performance of work required under this contract may extend a necessity for clearance until September 30, 2006. Access will commence no sooner than December 2, 2005.

LMI personnel have signed non-disclosure agreements and will be briefed on appropriate security procedures before they are permitted access to TSCA CBI.

#### List of Subjects

Environmental protection,  
Confidential business information.

Dated: November 11, 2005.

#### Brion Cook,

Acting Director, Information Management  
Division, Office of Pollution Prevention and  
Toxics.

[FR Doc. 05-23279 Filed 11-23-05; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-6669-7]

### Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared pursuant to the Environmental Review Process (ERP), under section 309 of the Clean Air Act and section 102(2)(c) of the National Environmental Policy Act as amended. Requests for copies of EPA comments can be directed to the Office of Federal Activities at 202-564-7167. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 1, 2005 (70 FR 16815).

#### Draft EISs

*EIS No. 20050360, ERP No. D-AFS-  
J65454-SD*, Bugtown Gulch Mountain  
Pine Beetle and Fuels Projects, To  
Implement Multiple Resource  
Management Actions, Black Hills  
National Forest, Hell Canyon Ranger  
District, Custer County, SD.

*Summary:* EPA has environmental concerns about impacts from runoff, related soil erosion and sediment losses; cumulative impacts from other large scale timber projects to vegetation and wildlife habitat; and adverse impacts to water quality.

#### Rating EC2

*EIS No. 20050370, ERP No. D-AFS-  
L65494-OR*, Middle Fork John Day  
Range Planning Project, Livestock  
Grazing Authorization,  
Implementation, Blue Mountain

Range and Prairie City Ranger  
Districts, Malheur National Forest,  
Grant County, OR.

*Summary:* EPA has concerns related to impacts to water quality, aquatic habitat and ecosystem recovery. EPA requested that "hybrid" alternatives be included that provide greater protections from grazing.

#### Rating EC2

*EIS No. 20050383, ERP No. D-AFS-  
F65059-IL*, Shawnee National Forest  
Trails Designation Project, Phase 1,  
Designation, Construction and  
Maintenance for Trail System within  
Four Watershed: Eagle Creek, Big  
Grand Pierre Creek, Lusk Creek and  
Upper Bay Creek, Hidden Springs  
Ranger District, Gallatin, Hardin,  
Johnson, Pope and Saline Counties,  
IL.

*Summary:* EPA expressed environmental concerns about reducing trail density standards, weather-related trail closures, and the potential for adverse impacts to water quality.

#### Rating EC2

*EIS No. 20050367, ERP No. DS-NOA-  
B91026-ME*, Atlantic Herring Fishery  
Management Plan (FWP), Amendment  
1, Management Measure Adjustment,  
Implementation, Gulf of Maine, George  
Bank, ME.

*Summary:* EPA had lack of objections to the proposed project.

#### Rating LO

#### Final EISs

*EIS No. 20050194, ERP No. F-AFS-  
D65031-PA*, Martin Run Project, To  
Implement Management Direction as  
Outlined in Allegheny National Forest  
Plan, Bradford Ranger District,  
Allegheny National Forest, Warren  
and McKean Counties, PA.

*Summary:* EPA had lack of objections to the proposed action.

*EIS No. 20050243, ERP No. F-AFS-  
L65469-OR*, West Maurys Fuels and  
Vegetation Management Project,  
Prescribed Fire, Commercial and  
Noncommercial Thinning, Grapple  
Piling and Hand Piling,  
Implementation, Lookout Mountain  
Range District, Ochoco National  
Forest, Crook County, OR.

*Summary:* No formal comment letter was sent to the preparing agency.

*EIS No. 20050379, ERP No. F-FRA-  
K53009-CA*, California High-Speed  
Train System, High-Speed Train  
(HST) System for Intercity Travel,  
Extend from Sacramento and the San  
Francisco Bay Area, in the North,  
through Central Valley, to Los

Angeles and San Diego in the South,  
Orange County, CA.

*Summary:* EPA's earlier objections regarding potential impacts to resources in the Bay Area to Central Valley area have been addressed by deferring an alignment decision until an additional, more comprehensive environmental analysis can be completed. However, EPA continues to have environmental concerns about the cumulative impact analysis.

*EIS No. 20050380, ERP No. F-FHW-  
E40779-NC*, Fayetteville Outer Loop  
Corridor Study, Transportation  
Improvement Program (TIP) Cape Fear  
River, Cumberland, Hoke and  
Robeson Counties, NC.

*Summary:* Substantial impact reductions have been accomplished for wetland and stream impacts. However, EPA continues to have environmental concerns about the high numbers of sensitive noise receptors that are impacted, and about the loss of Red-cockaded woodpecker habitat.

*EIS No. 20050403, ERP No. F-AFS-  
K65286-CA*, Watdog Project, Proposes  
to Reduce Fire Hazards, Harvest  
Trees, Using Group Selection  
Methods, Feather River Ranger  
District, Plumas National Forest, Butte  
and Plumas Counties, CA.

*Summary:* EPA continued to express concerns about impacts to riparian resources, water quality, soils and wildlife habitat.

*EIS No. 20050418, ERP No. F-AFS-  
K65288-CA*, Bald Mountain Project,  
Proposes to Harvest Trees Using  
Group and Individual Trees Selection  
Methods, Feather River Ranger  
District, Plumas National Forest,  
Plumas and Butte Counties, CA.

*Summary:* EPA continues to have concerns about harvest in impaired watersheds with high susceptibility for cumulative watershed effects, and the lack of a timeline or funding certainty for restoration and road decommissioning.

*EIS No. 20050431, ERP No. F-FHW-  
H40181-00*, South Omaha Veterans  
Memorial Bridge Improvements,  
Across the Missouri River for  
Highway US-275 between the Cities  
of Omaha, Nebraska and Council  
Bluffs, Iowa, NPDES and U.S. Army  
COE Section 404 Permit, NE and IA.

*Summary:* No formal comment letter was sent to the preparing agency.

*EIS No. 20050434, ERP No. F-FHW-  
G40169-AR*, Springdale Northern  
Bypass Project, U.S. Highway 412  
Construction, Additional Information,  
Designation of a Preferred Alternative,