

*compliance/nepa/*. Weekly receipt of Environmental Impact Statements Filed 08/06/2007 Through 08/10/2007. Pursuant to 40 CFR 1506.9.

*EIS No. 20070345, Final EIS, BLM, OR*, North Steens Ecosystem Restoration Project, To Reduce Juniper-Related Fuels and Restore Various Plant Communities, Implementation, Andrews Resource Area, Cooperative Management and Protection Area (CMPA), Harney County, OR. Wait Period Ends: 09/17/2007. Contact: Douglas Linn, 541-573-4543.

*EIS No. 20070346, Draft Supplement, AFS, CA*, Brown Project, Revised Proposal to Improve Forest Health by Reducing Overcrowded Forest Stand Conditions, Trinity River Management Unit, Shasta-Trinity National Forest, Weaverville Ranger District, Trinity County, CA. Comment Period Ends: 10/01/2007. Contact: J. Sharon Heywood, 530-226-2500.

*EIS No. 20070347, Final EIS, FRC, TX*, Calhoun Point Comfort Liquefied Natural Gas (LNG) Project, (Docket Nos. CP05-91-000 and CP06-380-00) Construction of New Pipeline on 73 acres, Port of Port Lavaca, Calhoun and Jackson Counties, TX. Wait Period Ends: 09/17/2007. Contact: Andy Black, 1-866-208-3372.

*EIS No. 20070348, Final EIS, NPS, NM*, Bandelier National Monument, Ecological Restoration Plan, Reestablish Healthy, Sustainable Vegetative Conditions within the Pinon-Juniper Woodland, Los Alamos and Sandoval Counties, NM. Wait Period Ends: 09/17/2007. Contact: John Mack, 505-672-3861 Ext. 540.

*EIS No. 20070349, Draft EIS, NAS, 00*, PROGRAMMATIC—Constellation Program, Develop the Flight Systems and Earth-based Ground Infrastructure for Future Missions, International Space Station, The Moon, Mars, and Beyond, Brevard and Volusia Counties, FL; Hancock County, MS; Orleans Parish, LA; Harris County, TX; Madison County, AL; Cuyahoga and Erie Counties, OH; Hampton, VA; Santa Clara County, CA; Dona Ana and Otero Counties, NM; and Box Elder and Davis Counties, UT. Comment Period Ends: 10/01/2007. Contact: Kathleen Callister, 202-358-1953.

*EIS No. 20070350, Final EIS, NPS, PA*, Valley Forge National Historical Park, General Management Plan, Implementation, King of Prussia, PA. Wait Period Ends: 09/17/2007. Contact: Deirdre Gibson, 610-783-1047.

*EIS No. 20070351, Draft EIS, NSP, 00*, PROGRAMMATIC—Integrated Ocean

Drilling Program—United States Implementing Organizations Participation in the Development of Scientific Ocean Drilling, IODP—USIO, Comment Period Ends: 10/01/2007. Contact: James Allan, 703-292-8144.

*EIS No. 20070352, Final EIS, AFS, WY*, Thunder Basin Analysis Area Vegetation Management, To Implement Best Management Grazing Practices and Activities, Douglas Ranger District, Medicine Bow-Routt National Forests and Thunder Basin National Grassland, Campbell, Converse, and Weston Counties, WY. Wait Period Ends: 09/17/2007.

Contact: Kyle Schmit, 307-358-4960.  
*EIS No. 20070353, Final EIS, NOA, 00*, Atlantic Large Whale Take Reduction Plan, Proposed Amendments to Implement Specific Gear Modifications for Trap/Pot and Gillnet Fisheries, Broad-Based Gear Modifications, Exclusive Economic Zone (EEZ), ME, CT and RI. Wait Period Ends: 09/17/2007. Contact: Diane Borggaard, 978-281-9300 Ext. 6503.

*EIS No. 20070354, Final EIS, AFS, CO*, Deer Creek Shaft and E Seam Methane Drainage Wells Project, Construct, Operate and Reclaim up to 137 Methane Drainage Well, Federal Coal lease, Paonia Ranger District, Grand Mesa, Uncompahgre and Gunnison National Forests, Delta and Gunnison Counties, CO. Wait Period Ends: 09/17/2007. Contact: Niccole Mortenson, 970-874-6616.

*EIS No. 20070355, Final EIS, FRC, 00*, Southeast Supply Header Project, Construction and Operation of Natural Gas Pipeline Facilities, Located in various Counties and Parishes in LA, MS and AL. Wait Period Ends: 09/17/2007. Contact: Andy Black, 1-866-208-3372.

*EIS No. 20070356, Draft EIS, FRC, CO*, High Plains Expansion Project, (Docket No. CP07-207-000) Natural Gas Pipeline Facility, Construction and Operation, U.S. Army COE 404, Weld, Adams, and Morgan Counties, CO. Comment Period Ends: 10/01/2007. Contact: Andy Black, 1-866-208-3322.

#### Amended Notices

*EIS No. 20070209, Draft EIS, FHW, NY*, Long Island Truck-Rail Intermodal (LITRIM) Facility, Construction and Operation, Right-of-Way Acquisition, Town of Islip, Suffolk County, NY. Comment Period Ends: 09/24/2007. Contact: Robert Arnold, 518-431-4127. Revision of FR Notice Published 06/01/2007: Extending Comment Period from 7/25/2007 to 09/24/2007.

*EIS No. 20070278, Draft EIS, FHW, CA*, Tier 1—Placer Parkway Corridor Preservation Project, Select and Preserve a Corridor for the Future Construction from CA-70/99 to CA 65, Placer and Sutter Counties, CA. Comment Period Ends: 09/10/2007. Contact: Cesar Perez, 916-498-5065. Revision of FR Notice Published 07/06/2007: Extending Comment Period from 08/20/2007 to 09/10/2007.

Dated: August 14, 2007.

**Ken Mittelholtz,**

*Environmental Protection Specialist, Office of Federal Activities.*

[FR Doc. E7-16257 Filed 8-16-07; 8:45 am]

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8456-8]

### Federal Agency Hazardous Waste Compliance

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of twenty-second update of the Federal Agency Hazardous Waste Compliance Docket.

**SUMMARY:** The U.S. Environmental Protection Agency (EPA) is required to establish a Federal Agency Hazardous Waste Compliance Docket (“the Docket”) under Section 120(c) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), as amended by the Superfund Amendments and Reauthorization Act (SARA) of 1986. Section 120(c) requires EPA to establish a Docket that contains certain information reported to EPA by Federal facilities that manage hazardous waste or from which a reportable quantity of hazardous substances have been released. The Docket is used to identify Federal facilities that should be evaluated to determine if they pose a threat to public health or welfare and the environment and to provide a mechanism to make this information available to the public. CERCLA section 120(c) requires that the Docket be updated every six months, as new facilities are reported to EPA by Federal agencies. EPA publishes a list of newly reported facilities in the **Federal Register**. The Docket contains information that is submitted by Federal facilities under the following authorities: CERCLA 103, and the Resource Conservation and Recovery Act (RCRA) sections 3005, 3010 and 3016. EPA published the first Docket in

the **Federal Register** in 1988 (53 FR 4280).

CERCLA section 120(d) requires that EPA take steps to assure that a Preliminary Assessment (PA) be completed for those sites identified in the Docket and that the evaluation and listing of sites with a PA be completed within a reasonable time frame. The PA is designed to provide information for EPA to consider when evaluating the site for potential response action or listing on the National Priorities List (NPL).

Today's notice identifies the Federal facilities not previously listed on the Docket and reported to EPA since the last update of the Docket (70 FR 61616) on October 25, 2005, which was current as of February 4, 2005. In addition to the list of additions to the Docket, this notice includes a section with revisions (that is, corrections and deletions) of the previous Docket list. This update contains 13 additions and 2 deletions since the previous update, as well as numerous other corrections to the Docket list. At the time of publication of this notice, the new total number of Federal facilities listed on the Docket is 2,293.

**DATES:** This list is current as of November 4, 2006.

**FOR FURTHER INFORMATION CONTACT:** Electronic versions of the Docket and more information on its implementation can be obtained at <http://www.epa.gov/fedfac/documents/docket.htm> by clicking on the link for *Update #22 to the Federal Agency Hazardous Waste Compliance Docket*.

**SUPPLEMENTARY INFORMATION:**

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**1.0 Introduction**

Section 120(c) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA), 42 United States Code (U.S.C.) 9620(c), as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA), requires the U.S. Environmental Protection Agency (EPA) to establish the Federal Agency Hazardous Waste Compliance Docket ("Docket"). The Docket contains information on Federal facilities that is submitted by Federal

agencies to EPA under sections 3005, 3010, and 3016 of the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. 6925, 6930, and 6937, and under section 103 of CERCLA, 42 U.S.C. 9603. Specifically, RCRA section 3005 establishes a permitting system for certain hazardous waste treatment, storage, and disposal (TSD) facilities; RCRA section 3010 requires waste generators, transporters and TSD facilities to notify EPA of their hazardous waste activities; and RCRA section 3016 requires Federal agencies to submit biennially to EPA an inventory of their Federal hazardous waste facilities. CERCLA section 103(a) requires the owner or operators of vessels or facilities onshore or offshore to notify the National Response Center (NRC) of any spill or other release of a hazardous substance that equals or exceeds a reportable quantity (RQ), as defined by CERCLA section 101. CERCLA section 103(c) requires facilities that have "stored, treated, or disposed of" hazardous wastes and where there is "known, suspected, or likely releases" of hazardous substances to report their activities to EPA.

The Docket serves three major purposes: (1) To identify all Federal facilities that must be evaluated to determine whether they pose a risk to human health and the environment sufficient to warrant inclusion on the National Priorities List (NPL); (2) to compile and maintain the information submitted to EPA on such facilities under the provisions listed in section 120(c) of CERCLA; and (3) to provide a mechanism to make the information available to the public.

The initial list of Federal facilities to be included on the Docket was published on February 12, 1988 (53 FR 4280). Updates of the Docket have been published on November 16, 1988 (54 FR 46364); December 15, 1989 (54 FR 51472); August 22, 1990 (55 FR 34492); September 27, 1991 (56 FR 49328); December 12, 1991 (56 FR 64898); July 17, 1992 (57 FR 31758); February 5, 1993 (58 FR 7298); November 10, 1993 (58 FR 59790); April 11, 1995 (60 FR 18474); June 27, 1997 (62 FR 34779); November 23, 1998 (63 FR 64806); June 12, 2000 (65 FR 36994); December 29, 2000 (65 FR 83222); October 2, 2001 (66 FR 50185); July 1, 2002 (67 FR 44200); January 2, 2003 (68 FR 107); July 11, 2003 (68 FR 41353); December 15, 2003 (68 FR 240); July 19, 2004 (69 FR 42989); December 20, 2004 (69 FR 75951); and October 25, 2005 (70 FR 61616). This notice constitutes the twenty-second update of the Docket.

Today's notice provides some background information on the Docket.

Additional information on the Docket requirements and implementation are found in the Docket Reference Manual, Federal Agency Hazardous Waste Compliance Docket found at <http://www.epa.gov/fedfac/documents/docket.htm> or obtained by calling the Regional Docket Coordinators listed below. Today's notice also provides changes to the list of sites included on the Docket in four areas: (1) Additions, (2) Deletions, (3) Corrections, and (4) No Further Remedial Action Planned (NFRAP) Status Changes. Specifically, additions are newly identified Federal facilities that have been reported to EPA since the last update and that now are being included on the Docket; the deletions section lists Federal facilities that EPA is deleting from the Docket;<sup>1</sup> the corrections section lists changes in the information about the Federal facilities already listed on the Docket; and the section updating the NFRAP status is new to this Docket update and lists the Federal facilities whose NFRAP status has changed since the last Docket update.

The information submitted to EPA on each Federal facility is maintained in the Docket repository located in the EPA Regional office of the Region in which the facility is located (see 53 FR 4280 (February 12, 1988) for a description of the information required under those provisions). Each repository contains the documents submitted to EPA under the reporting provisions and correspondence relevant to the reporting provisions for each facility.

**2.0 Regional Docket Coordinators**

Contact the following Docket coordinators for information on Regional Docket repositories:

Gerardo Millán-Ramos (HBS), U.S. EPA Region 1, #1 Congress St., Suite 1100, Boston, MA 02114-2023, (617) 918-1377.

Helen Shannon (ERRD), U.S. EPA Region 2, 290 Broadway, 18th Floor, New York, NY 10007-1866, (212) 637-4260.

Alida Karas (ERRD), U.S. EPA Region 2, 290 Broadway, New York, NY 10007-1866, (212) 637-4276.

Cesar Lee (3HS50), U.S. EPA Region 3, 1650 Arch Street, Philadelphia, PA 19107, (215) 814-3205.

Gena Townsend (4SF-FFB), U.S. EPA Region 4, 61 Forsyth St., SW., Atlanta, GA 30303, (404) 562-8538.

James Barksdale (4SF-FFB), U.S. EPA Region 4, 61 Forsyth St., SW., Atlanta, GA 30303, (404) 562-8537.

<sup>1</sup> See Section 3.2 for the criteria for being deleted from the Docket.

Michael Chrystof (SR-6J), U.S. EPA Region 5, 77 W. Jackson Blvd., Chicago, IL 60604, (312) 353-3705.

Philip Ofosu (6SF-RA), U.S. EPA Region 6, 1445 Ross Avenue, Dallas, TX 75202-2733, (214) 665-3178.

D. Karla Asberry (FFSC), U.S. EPA Region 7, 901 N. Fifth Street, Kansas City, KS 66101, (913) 551-7595.

Stan Zawistowski (EPR-F), U.S. EPA Region 8, 1595 Wynkoop Street, Denver, CO 80202 (303) 312-6255.

Philip Armstrong (SFD-9-1), U.S. EPA Region 9, 75 Hawthorne Street, San Francisco, CA 94105, (415) 972-3098.

Monica Lindeman (ECL, ABU # 1), U.S. EPA Region 10, 1200 Sixth Avenue, Seattle, WA 98101, (206) 553-5113.

Ken Marcy (ECL, ABU # 1), U.S. EPA Region 10, 1200 Sixth Avenue, Seattle, WA 98101, (206) 463-1349.

### 3.0 Revisions of the Previous Docket

Following is a discussion of the additions, deletions, corrections, and NFRAP status changes to the list of Docket facilities since the previous Docket update.

#### 3.1 Additions

Today, 13 Federal facilities are being added to the Docket, primarily because of new information obtained by EPA (for example, recent reporting of a facility pursuant to RCRA sections 3005, 3010, or 3016 or CERCLA section 103). SARA, as amended by the Defense Authorization Act of 1997, specifies that EPA take steps to assure that a Preliminary Assessment (PA) be completed within a reasonable time frame for those Federal facilities that are included on the Docket. Among other things, the PA is designed to provide information for EPA to consider when evaluating the site for potential response action or listing on the NPL.

#### 3.2 Deletions

Today, 2 Federal facilities are being deleted from the Docket. There are no statutory or regulatory provisions that address deletion of a facility from the Docket. However, if a facility is incorrectly included on the Docket, it may be deleted from the Docket; this may be appropriate for a facility for which there was an incorrect report submitted for hazardous waste activity under RCRA (40 CFR 262.44); a facility that was not Federally-owned or operated at the time of listing; facilities included more than once (i.e., redundant listings); or when multiple facilities are combined. Facilities being deleted no longer will be subject to the requirements of CERCLA section 120(d).

#### 3.3 Corrections

Changes necessary to correct the previous Docket were identified by both EPA and Federal agencies. The corrections include changes in addresses or spelling, corrections of the recorded name and ownership of a Federal facility, and additional reporting mechanisms. In addition, some changes in the names of Federal facilities were made to establish consistency in the Docket or between the Superfund Comprehensive Environmental Response, Compensation, and Liability Information System (CERCLIS) and the Docket. For each Federal facility for which a correction has been entered, the original entry (designated by an "o"), as it appeared in previous Docket updates, is shown directly below the corrected entry (designated by a "c") for easy comparison. Today, information is being corrected for 11 facilities.

#### 3.4 NFRAP Status Changes

Today's update to the Docket includes a new chart showing 7 sites with changes in their NFRAP status. When a Federal facility listed on the Docket provides a PA (and if warranted a Site Inspection (SI)) for a site to EPA, EPA evaluates the site in accordance with the Hazard Ranking System (HRS) to determine whether the site scores sufficiently high to warrant NPL listing. If EPA determines that the facility or site does not pose a threat sufficient to warrant Superfund action, EPA typically will designate the site status as NFRAP under Superfund. An "N" in this chart designates the site as NFRAP.

### 4.0 Process for Compiling the Updated Docket

In compiling the newly reported Federal facilities for the update being published today, EPA extracted the names, addresses, and identification numbers of facilities from four EPA databases—Emergency Response Notification System (ERNS), the Biennial Inventory of Federal Agency Hazardous Waste Activities, the Resource Conservation and Recovery Information System (RCRAInfo), and CERCLIS—that contain information about Federal facilities submitted under the four provisions listed in CERCLA section 120(c).

EPA assures the quality of the information on the Docket by conducting extensive analysis of the current Docket list with the information obtained from the databases identified above to determine which Federal facilities were, in fact, newly reported and qualified for inclusion on the

update. EPA is also striving to correct errors for Federal facilities that were previously reported. For example, state-owned or privately owned facilities that are not operated by the Federal government may have been included. Such problems are sometimes caused by procedures historically used to report and track Federal facilities data. EPA is working to resolve them. Representatives of Federal agencies are asked to write to EPA's Docket coordinator at the following address if revisions of this update information are necessary: Tim Mott, Federal Agency Hazardous Waste Compliance Docket Coordinator, Federal Facilities Restoration and Reuse Office (Mail Code 5106P), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460.

### 5.0 Facilities Not Included

Certain categories of facilities may not be included on the Docket, such as: (1) Federal facilities formerly owned by a Federal agency that at the time of consideration are not Federally-owned or operated; (2) Federal facilities that are small quantity generators (SQGs) that have never generated more than 1,000 kg of hazardous waste in any month; (3) Federal facilities that are solely transporters, as reported under RCRA section 3010; and (4) Federal facilities that have mixed mine or mill site ownership. An EPA policy issued in June, 2003 provided guidance for a site-by-site evaluation as to whether "mixed ownership" mine or mill sites, created as a result of the General Mining Law of 1872 and never reported under CERCLA section 103(a), should be included on the Docket. For purposes of that guidance, mixed ownership mine or mill sites are those located partially on private land and partially on public land. This guidance is found at <http://www.epa.gov/fedfac/pdf/mixownrshpmine.pdf>. The guidance for not including these facilities may change; facilities now not included may be added at some point if EPA determines that they should be included.

### 6.0 Facility Status Reporting, Including NFRAP Status Updates

EPA typically tracks the status of Federal facilities listed on the Docket. When a Federal facility listed on the Docket provides a PA (and if warranted a Site Inspection (SI)) for a site to EPA, EPA evaluates the site in accordance with the HRS to determine whether the site scores sufficiently high to warrant NPL listing. If EPA determines that the facility or site does not pose a threat sufficient to warrant Superfund action,

EPA typically will designate the site status as NFRAP under Superfund. A decision not to take further response/remedial action under the Superfund program usually is based on a finding that there is no significant threat to human health or the environment, and EPA would not propose to list the site on the NPL at that time. If new or additional information becomes available suggesting that the site may warrant further evaluation, EPA will re-evaluate the site accordingly. This decision does not preclude any further action at the Federal facility or site by another EPA program, the State or other Federal agency. Generally, NFRAP status pertains to sites included in the CERCLIS Inventory.

When a Federal facility is listed on the Docket, the FR Notice normally indicates whether the facility is currently on the NPL, is not on the NPL, or it is undecided whether the site will be on the NPL. Generally, the designation of "undecided" is used for sites still being evaluated to determine if the site warrants NPL listing.

An updated list of the NPL status of all Docket facilities, as well as their NFRAP status, is available at <http://www.epa.gov/fedfac/documents/docket.htm>.

## 7.0 Information Contained on Docket Listing

The updated information is provided in four tables. The first table is a list of new Federal facilities that are being added on the Docket. The second is a list of Federal facilities that are being deleted from the Docket. The third contains corrections of information included on the Docket. Each Federal facility listed in the update has been assigned a code(s) that indicates a more specific reason(s) for the addition, deletion, or correction. The code key precedes the lists. The fourth table lists updates to NFRAP status.

The facilities listed in each table are organized by state and then grouped alphabetically within each state by the Federal agency responsible for the facility. Under each state heading is listed the name and address of the facility, the Federal agency responsible for the facility, the statutory provision(s) under which the facility was reported to EPA, and the code(s).

The statutory provisions under which a facility reported are listed in a column titled "Reporting Mechanism." Applicable mechanisms are listed for

each facility: for example 3010, 3016, 103(c), or Other. "Other" has been added as a reporting mechanism to indicate those Federal facilities that otherwise have been identified to have releases or threat of releases of hazardous substances. The National Contingency Plan 40 CFR 300.405 addresses discovery or notification and outlines what constitutes discovery of a hazardous substance release, and states that a release may be discovered in several ways, including (1) A report submitted in accordance with section 103(a) of CERCLA, i.e., reportable quantities codified at 40 CFR part 302; (2) A report submitted to EPA in accordance with section 103(c) of CERCLA; (3) Investigation by government authorities conducted in accordance with section 104(e) of CERCLA or other statutory authority; (4) Notification of a release by a Federal or state permit holder when required by its permit; (5) Inventory or survey efforts or random or incidental observation reported by government agencies or the public; (6) Submission of a citizen petition to EPA or the appropriate Federal facility requesting a preliminary assessment, in accordance with section 105(d) of CERCLA; (7) A report submitted in accordance with section 311(b)(5) of the Clean Water Act (CWA); and (8) Other sources. As a policy matter, EPA generally believes it is appropriate for Federal facilities identified through the CERCLA discovery and notification process to be included on the Docket.

The complete list of Federal facilities that now make up the Docket and the NPL and NFRAP status of each are available to interested parties and can be obtained at <http://www.epa.gov/fedfac/documents/docket.htm> by clicking on the link for *Federal Agency Hazardous Waste Compliance Docket Update #22* or by calling Tim Mott, the EPA HQ Docket Coordinator at (703) 603-8807. As of today, the total number of Federal facilities that appear on the Docket is 2,293.

Dated: August 9, 2007.

**John E. Reeder,**

*Director, Federal Facilities Restoration and Reuse Office, Office of Solid Waste and Emergency Response.*

## Docket Codes

### Categories for Deletion of Facilities

- (1) Small-Quantity Generator.

(2) Never Federally Owned and/or Operated.

(3) Formerly Federally Owned and/or Operated (at time of listing), but not now.

(4) No Hazardous Waste Generated.

(5) (This code is no longer used.)

(6) Redundant Listing/Site on Facility.

(7) Combining Sites Into One Facility/ Entries Combined.

(8) Does Not Fit Facility Definition.

(9) (This code is no longer used.)

(10) (This code is no longer used.)

(11) (This code is no longer used.)

(12) (This code is no longer used.)

(13) (This code is no longer used.)

(14) (This code is no longer used.)

### Categories for Addition of Facilities

(15) Small-Quantity Generator with either a RCRA 3016 or CERCLA 103 Reporting Mechanism.

(16) One Entry Being Split Into Two (or more)/ Federal Agency Responsibility Being Split.

(17) New Information Obtained Showing That Facility Should Be Included.

(18) Facility Was a Site on a Facility That Was Disbanded; Now a Separate Facility.

(19) Sites Were Combined Into One Facility.

(19A) New currently Federally owned and/or operated Facility site.

### Categories for Corrections of Information About Facilities

(20) Reporting Provisions Change.

(20A) Typo Correction/Name Change/ Address Change.

(21) Changing Responsible Federal Agency. (If applicable, new responsible Federal agency must submit proof of previously performed PA, which is subject to approval by EPA.)

(22) Changing Responsible Federal Agency and Facility Name. (If applicable, new responsible Federal agency must submit proof of previously performed PA, which is subject to approval by EPA.)

(23) New Reporting Mechanism Added at Update.

(24) Reporting Mechanism Determined To Be Not Applicable After Review of Regional Files.

FEDERAL AGENCY HAZARDOUS WASTE COMPLIANCE DOCKET UPDATE #22—ADDITIONS

Facility name	Address	City	State	Zip code	Agency	Reporting mechanism	Code
Camp Lonely Landfill Site ....	Pitt Point, 1 Mi W of Pt. Lonely, W Edge of Gravel Path, T18N R5W, SEC18 SE¼, Umiat Meridian.	Niuiqsuit .....	AK	99789	USDOI-BLM	3010	19A
EPA Region 7 Science & Tech Ctr.	300 Minnesota Ave .....	Kansas City ..	KS	66101	EPA .....	3010	19A
Ellis Island National Monument.	Ellis Island .....	Jersey City ....	NJ	07305	Interior .....	3010	19A
General Services Administration.	1900 River Road .....	Burlington ....	NJ	08016	General Services Administration.	3010	19A
USAF ANG Kingsley Air Field, 173 FW EM.	Kingsley Field, 211 Arnold Ave.	Klamath Falls	OR	97603-021	Air Force .....	3010	19A
Malheur NF: Roba Westfall Mine.	T16S R29E SEC6, +44°12'37" N, -119° 16' 57" W.	John Day .....	OR	97845	USDA-FS .....	Other	19A
Malheur NF: York & Rannels Mines.	T16S R29E SEC7, +44°11'49" N, -119°17'14" W.	John Day .....	OR	97845	USDA-FS .....	Other	19A
Umatilla NF: Ajax Mine .....	T8S R35E.SEC22, +44°51'25" N, -118°24'16" W.	Granite .....	OR	97877	USDA-FS .....	Other	19A
Umatilla NF: Blackjack Mine	T9S R35E SEC14, +44°47'09" N, -118°27'59" W.	Granite .....	OR	97877	USDA-FS .....	Other	19A
Umatilla NF: Bluebird Mine ..	T9S R35E SEC11, +44°45'59" N, -118°29'37" W.	Granite .....	OR	97877	USDA-FS .....	Other	19A
Umatilla NF: Magnolia Mine	T8S R35E SEC22, +44°51'32" N, -118°24'08" W.	Granite .....	OR	97877	USDA-FS .....	Other	19A
Umpqua NF: Champion Mine	T23S R1E SEC13, +43°34'50" N, -122°37'49" W.	Cottage Grove.	OR	97424	USDA-FS .....	Other	19A
Colville NF: Oriole Mine .....	T39N R43E SEC19 SE CORNER, +48°51'36.69" N, -117°24'46.42" W.	Metaline .....	WA	99152	USDA-FS .....	Other	19A

FEDERAL AGENCY HAZARDOUS WASTE COMPLIANCE DOCKET UPDATE #22—CORRECTIONS

Facility name	Address	City	State	Zip code	Agency	Reporting mechanism	Code
c-USDA FS Tongass NF: East Side Sitkoh Bay Ltf.	T50S R66E SEC23, Copper River Meridian, Sitkoh Bay, Chichagof Isl., near Angoon.	Sitka .....	AK	99835	Agriculture ...	103c 3010	20A, 23
o-FS—Tongass NF: East Side Sitkoh Bay.	LAT 57 31.19 N, Chichagof Island.	Sitka .....	AK	99835	Agriculture ...	3010	
c-FAA—Middleton Island Station.	80 Mi S of Cordova, +59° 27' 02" N, -146° 18'24" W.	Cordova .....	AK	99574	Transportation.	3016 103c 3010	20A, 23
o-FAA-Middleton Island Station.	59D27M02SN, 146D18M24SW, 80 Mi S of Cordova.	Cordova .....	AK	99574	Transportation.	3016	103c
c-FHWA Central Direct Fed. Div Materials.	Denver Federal Center Bldg-52.	Denver .....	CO	80225	General Services Administration.	3005 3010 103c 3016	20A, 21
o-FHWA Central Direct Fed. Div Materials.	6th St., Bldg 52, DFC .....	Denver .....	CO	80225	Transportation.	3005 3010 103c 3016	
c-Naval Reserve Station, Dubuque.	10677 Airport Road .....	Dubuque .....	IA	52003	Navy .....	103c 3010	23
o-Dubuque Naval Reserve Station.	10677 Airport Rd .....	Dubuque .....	IA	52003	Navy .....	3010	
c-US Marine Corps .....	10810 Natural Bridge Rd ..	Bridgeton .....	MO	63044	Navy .....	103c 3010	23
o-Naval And Marine Corps Reserve.	10810 Lambert International.	Bridgeton .....	MO	63044	Navy .....	3010	

## FEDERAL AGENCY HAZARDOUS WASTE COMPLIANCE DOCKET UPDATE #22—CORRECTIONS—Continued

Facility name	Address	City	State	Zip code	Agency	Reporting mechanism	Code
c-St Louis Army Ammunition Plant.	4800 Goodfellow Blvd .....	St Louis .....	MO	63120	Army .....	3016 103c 3010	23
o-St. Louis Army Ammunition Plant.	4800 Goodfellow Blvd. ....	St. Louis .....	MO	63120	Army .....	3016 103c	
c-Wappapello Training Site	Highway T, County Road 517, Butler County.	Wayne City ..	MO	63966	Army .....	3016 103c	20A
o-Wappapello Training Site	Hwy T .....	Wayne City ..	MO	63966	Army .....	3016 103c	
c-Jackson Homer (Ex) Beacon Annex.	E. of Jackson on a Gravel Road, South of Sioux City just north of Hwy 20.	Jackson .....	NE	68743	Transportation.	103c	20A
o-Jackson Homer (Ex) Beacon Annex.	[No address] .....	Jackson .....	NE	68743	Transportation.	103c	
c-Erie National Wildlife Refuge.	One Wood Duck Lane .....	Guys Mill .....	PA	16327	Interior .....	103c 3016	20A
o-FWS—Erie National Wildlife Refuge.	11926 Wood Duck Lane ..	Guys Mill .....	PA	16327–9499	Interior .....	103c 3016	
c-Steamtown National Historic Site.	105 So. Washington Ave	Scranton .....	PA	18503	Interior .....	103c	20A
o-NPS—Steamtown National Historic Site.	105 So. Washington Ave ..	Scranton .....	PA	18503	Interior .....	103c	
c-GWMP Turkey Run Park Site.	Parkway Headquarters Bldg., Turkey Run, Geo. Washington Mem. Parkway.	McLean .....	VA	22101	Interior .....	103c	20A
o-NPS—George Washington Memorial Parkway.	Turkey Run Park .....	McLean .....	VA	22102	Interior .....	103c	

## FEDERAL AGENCY HAZARDOUS WASTE COMPLIANCE DOCKET UPDATE #21—DELETIONS

Facility name	Address	City	State	Zip code	Agency	Reporting mechanism	Code
FWS—Cabeza Prieta National Wildlife.	1611 North Second Avenue	Ajo .....	AZ	85321–1634	Interior .....	3016	6
FWS—Imperial National Wildlife.	Red Cloud Mine Road .....	Martinez Lake	AZ	85365	Interior .....	3016	4

## FEDERAL AGENCY HAZARDOUS WASTE COMPLIANCE DOCKET UPDATE #22—NFRAP STATUS CHANGES (N=NFRAP)

Facility name	Address	City	State	Zip code	Agency	Reporting mechanism	NFRAP status
David Taylor/Annapolis-Launch.	Bayhead Road .....	Annapolis .....	MD	21401	Defense .....	3010, 103c	N
Jackson Homer (Ex) Beacon Annex.	E. of Jackson on a Gravel Road, South of Sioux City just north of Hwy 20.	Jackson .....	NE	68743	Transportation	103c	N
Lynn Keller Property .....	SEC 6 T16N R8E .....	Cedar Bluffs ..	NE	68015	Agriculture ....	103c 3016	N
Erie National Wildlife Refuge	One Wood Duck Lane .....	Guys Mill .....	PA	16327	Interior .....	103c 3016	N
Bergstrom Air Reserve Station.	2502 Hwy 71 E .....	Austin .....	TX	78719	Air Force .....	3010	N
Green River Launch Complex.	1.2 Mi Se Of Green River ...	Green River ..	UT	84525	Army .....	103c	N
GWMP Turkey Run Park Site.	Parkway Headquarters Bldg., Turkey Run, Geo. Washington Mem. Parkway.	McLean .....	VA	22101	Interior .....	103c	N

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BILLING CODE 6560-50-P

## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8456-6]

### Proposed Settlement Agreement, Clean Air Petition for Review

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

**ACTION:** Notice of proposed settlement agreement; request for public comment.

**SUMMARY:** In accordance with section 113(g) of the Clean Air Act, as amended ("CAA" or "Act"), 42 U.S.C. 7413(g), notice is hereby given of a proposed settlement agreement, to address a lawsuit filed by the Ingersoll-Rand Company in the U.S. Court of Appeals for the District of Columbia Circuit. *Ingersoll-Rand Co. v. United States Environmental Protection Agency*, No. 98-1597 (DC Cir.). Ingersoll-Rand's petition for review challenges EPA rules establishing standards for certain nonroad diesel engines. 63 FR 58967 (Oct. 23, 1998) (so-called Tier III standards). Under the terms of the proposed settlement agreement, EPA has agreed to propose rules (or issue direct final rules) amending the Tier III standards to allow certain additional flexibilities for equipment manufacturers which are not vertically integrated with the nonroad diesel engine manufacturer.

**DATES:** Written comments on the proposed settlement agreement must be received by September 17, 2007.

**ADDRESSES:** Submit your comments, identified by Docket ID number EPA-HQ-OGC-2007-0738, online at [www.regulations.gov](http://www.regulations.gov) (EPA's preferred method); by e-mail to [oei.docket@epa.gov](mailto:oei.docket@epa.gov); mailed to EPA Docket Center, Environmental Protection Agency, Mailcode: 2822T, 1200 Pennsylvania Ave., NW., Washington, DC 20460-0001; or by hand delivery or courier to EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC, between 8:30 a.m. and 4:30 p.m. Monday through Friday, excluding legal holidays. Comments on a disk or CD-ROM should be formatted in Word or ASCII file, avoiding the use of special characters and any form of encryption, and may be mailed to the mailing address above.

**FOR FURTHER INFORMATION CONTACT:** Steven Silverman, Air and Radiation Law Office (2344A), Office of General Counsel, U.S. Environmental Protection

Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone: (202) 564-5523; fax number (202) 564-5653; e-mail address: [silverman.steven@epa.gov](mailto:silverman.steven@epa.gov).

#### SUPPLEMENTARY INFORMATION:

##### I. Additional Information About the Proposed Settlement Agreement

On October 23, 1998, EPA issued so-called Tier III standards for nonroad diesel engines. These standards are based largely on within-engine controls of emissions (as opposed to controls reflecting post-engine, after treatment of emissions, which are the basis for the later rules for these same engines promulgated on June 29, 2004 at 69 Fed. Reg. 38958). Ingersoll-Rand Co. filed a timely petition for review in the District of Columbia Circuit Court of Appeals challenging certain of the Tier III standards. Under the proposed settlement agreement decree, EPA would propose certain amendments to the Tier III standards, and, if EPA adopts these (or substantially similar) amendments, Ingersoll-Rand would move to dismiss its petition for review. The amendments relate to providing increased potential flexibility for equipment manufacturers which are not vertically integrated with engine suppliers if such an equipment manufacturer demonstrates to EPA that it is unable to complete redesign of the equipment within the time required by the Tier III rule due to technical or engineering hardship. Specifically, the equipment manufacturer must show both that its inability to furnish a compliant equipment design is due to the engine supplier, and that the equipment manufacturer has exhausted other flexibilities already provided by the Tier 3 rule. The proposed provision is modeled after a parallel provision in the 2004 rules for nonroad diesel engines (40 CFR 1039.625 (m)), but the amount of relief would be somewhat less than is available under that parallel provision.

For a period of thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the proposed settlement agreement decree from persons who were not parties or intervenors to the litigation in question. EPA or the Department of Justice may withdraw or withhold consent to the proposed agreement if the comments disclose facts or considerations that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or the Department of Justice determines, based on any

comment which may be submitted, that consent to the settlement agreement should be withdrawn, the terms of the agreement will be affirmed.

##### II. Additional Information About Commenting on the Proposed Settlement Agreement

###### A. How Can I Get A Copy Of the Settlement Agreement?

The official public docket for this action (identified by Docket ID No. EPA-HQ-OGC-2007-0738) contains a copy of the proposed settlement agreement. The official public docket is available for public viewing at the Office of Environmental Information (OEI) Docket in the EPA Docket Center, EPA West, Room 3334, 1301 Constitution Ave., NW., Washington, DC. The EPA Docket Center Public Reading Room is open from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding legal holidays. The telephone number for the Public Reading Room is (202) 566-1744, and the telephone number for the OEI Docket is (202) 566-1752.

An electronic version of the public docket is available through [www.regulations.gov](http://www.regulations.gov). You may use the [www.regulations.gov](http://www.regulations.gov) 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. Once in the system, select "search," then key in the appropriate docket identification number.

It is important to note that EPA's policy is that public comments, whether submitted electronically or in paper, will be made available for public viewing online at [www.regulations.gov](http://www.regulations.gov) without change, unless the comment contains copyrighted material, CBI, or other information whose disclosure is restricted by statute. Information claimed as CBI and other information whose disclosure is restricted by statute is not included in the official public docket or in the electronic public docket. EPA's policy is that copyrighted material, including copyrighted material contained in a public comment, will not be placed in EPA's electronic public docket but will be available only in printed, paper form in the official public docket. Although not all docket materials may be available electronically, you may still access any of the publicly available docket materials through the EPA Docket Center.