

The proposed NDA boundary includes the municipal waters of Provincetown, Truro, Wellfleet, Eastham, Orleans, Brewster, Dennis, Yarmouth, Barnstable, Sandwich and Bourne and extends to the boundary between state and federal waters. Cape Cod Bay is bordered on three sides by the geographic landforms of Cape Cod and the South Shore of Massachusetts.

There are marinas, yacht clubs and public landings/piers in the proposed area with a combination of mooring fields and dock space for the recreational and commercial vessels. Massachusetts has certified that there are seven pumpout facilities within the proposed area available to the boating public and two additional facilities pending. The majority of facilities are connected to a holding tank, which is emptied by a licensed septic hauler that transports the waste to an approved

disposal facility. A list of the facilities, phone numbers, locations, and hours of operation is provided at the end of this petition.

Massachusetts has provided documentation indicating that the total vessel population is estimated to be 3250 in the proposed area. It is estimated that 2010 of the total vessel population may have a Marine Sanitation Device (MSD) of some type.

In 1974, the Massachusetts Oceans Sanctuaries Act recognized Cape Cod Bay as an important ocean sanctuary. In 1990, EPA designated Cape Cod Bay as an "Estuary of National Significance" under its National Estuary Program as part of the Mass Bays Program. Four state-recognized Areas of Critical Environmental Concern are within Cape Cod Bay. Cape Cod Bay also contains federally designated Critical Habit for rare and endangered species of marine

mammals, including the endangered Northern Atlantic Right whale and Humpback whale. In addition, Cape Cod Bay contains critical habitat (e.g., eelgrass beds, mud flats, estuaries, etc.) for other rare, endangered, and/or economically important species of coastal and pelagic birds (Roseate Tern and Piping Plover), fish (winter flounder, haddock, cod, stripped bass, herring, lobster, crabs, etc.), and turtles (Hawksbill sea turtle, Kemp's Ridley sea turtle, Leatherback sea turtle, Green turtle, Loggerhead sea turtle and Diamondback Terrapin). Cape Cod Bay has over 390 public beaches and there are an estimated 410,000 acres of shellfish growing areas between Provincetown and the Back River in Hull. All of these important natural resources would benefit from a No Discharge Area.

PUMPOUT FACILITIES WITHIN PROPOSED NO DISCHARGE AREA

Name	Location	Contact info.	Hours	Mean low water depth
Sandwich Marina .....	Sandwich .....	(508) 833-0808 VHF 9, 16 ....	8 a.m.-5 p.m. 7 days a week	5 ft.
Barnstable Town Marina .....	Barnstable .....	(508) 790-6272 VHF 9, 16 ....	8 a.m.-4 p.m. 7 days a week	4.5 ft.
Northside Marina .....	East Dennis .....	(508) 385-3936 VHF 7 .....	8 a.m.-5 p.m. 7 days a week	8 ft.
Orleans Town Pier at Rock Harbor.	Orleans .....	(508) 240-3755 VHF 16, 66 ..	8 a.m.-4 p.m. 7 days a week	4 ft.
Town of Wellfleet Marina .....	Wellfleet .....	(508) 349-0320 VHF 9 .....	8 a.m.-6 p.m. 7 days a week	6 ft.
Provincetown Harbor .....	Provincetown .....	(508) 487-7030 VHF 9,16 .....	10 a.m.-4 p.m. 7 days a week	6 ft.
<b>Pending</b>				
** Dennis .....	Dennis .....	TBD .....	TBD .....	N/A.
Provincetown .....	Provincetown .....	TBD .....	TBD .....	N/A.

\*\* = Pending facilities, installation to be completed by June 30, 2008.

Dated: May 16, 2008.

**Robert W. Varney,**

*Regional Administrator, New England Region.*

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**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8570-8]

**Science Advisory Board Staff Office; Clean Air Scientific Advisory Committee (CASAC); Notification of Public Advisory Committee Meetings (Teleconferences) of the CASAC Lead Review Panel**

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

**ACTION:** Notice.

**SUMMARY:** The Environmental Protection Agency (EPA) Science Advisory Board (SAB) Staff Office announces a public teleconference meeting of the Clean Air

Scientific Advisory Committee's (CASAC) Lead Review Panel (Panel) to provide comments concerning EPA's proposed rule for the revision of the National Ambient Air Quality Standard (NAAQS) for Lead (May 1, 2008) and a follow-on public teleconference meeting for the CASAC Panel to review the draft letter to the EPA Administrator and for the chartered CASAC to approve the letter.

**DATES:** Public teleconference meetings of the CASAC Lead Review Panel will be held on Monday, June 9, 2008 from 1 p.m. to 5 p.m. (Eastern Time) and on Tuesday, July 8, 2008 from 1 p.m. to 4 p.m. (Eastern Time).

**FOR FURTHER INFORMATION CONTACT:** Any member of the public who wishes to obtain the teleconference call-in numbers and access codes; submit a written or brief oral statement (three minutes or less); or receive further information concerning this teleconference meeting, must contact

Mr. Fred Butterfield, CASAC Designated Federal Officer (DFO). Mr. Butterfield may be contacted at the EPA Science Advisory Board (1400F), U.S. Environmental Protection Agency, 1200 Pennsylvania Avenue, NW., Washington, DC 20460; or via telephone/voice mail: 202-343-9994; fax: 202-233-0643; or e-mail at: [butterfield.fred@epa.gov](mailto:butterfield.fred@epa.gov). General information concerning the CASAC can be found on the EPA Web site at: <http://www.epa.gov/casac>.

**SUPPLEMENTARY INFORMATION:** *Background:* The CASAC, which is comprised of seven members appointed by the EPA Administrator, was established under section 109(d)(2) of the Clean Air Act (CAA or Act) (42 U.S.C. 7409) as an independent scientific advisory committee. The CASAC provides advice, information and recommendations on the scientific and technical aspects of issues related to air quality criteria and NAAQS under

sections 108 and 109 of the Act. The CASAC is chartered under the Federal Advisory Committee Act (FACA), as amended, 5 U.S.C., App. The CASAC Lead Review Panel consists of the seven members of the chartered CASAC supplemented by subject-matter-experts. The CASAC Lead Review Panel provides advice and recommendations to EPA concerning lead in ambient air. The CASAC Panel complies with the provisions of FACA and all appropriate SAB Staff Office procedural policies.

Section 109(d)(1) of the CAA requires that the Agency periodically review and revise, as appropriate, the air quality criteria and the NAAQS for the "criteria" air pollutants, including lead. In December 2007, the CASAC Panel met to review the Agency's Advance Notice of Proposed Rulemaking (ANPR) on the NAAQS for Lead. In addition, the Panel also reviewed EPA's Final Lead Staff Paper and the Final Lead Risk Assessment. The CASAC's letter to the Administrator from that meeting (EPA-CASAC-08-007, dated January 22, 2008) is posted on the CASAC's Web site at: <http://www.epa.gov/casac>. On May 1, 2008, the Agency released the proposed rule for the revision of the NAAQS for Lead. The proposed rule and supplemental materials can be accessed from the "Regulatory Actions" page for the Lead NAAQS found on EPA's Web site at URL: <http://epa.gov/air/lead/actions.html>. This proposed rule is scheduled for publication in the **Federal Register** on or about May 21, 2008.

The purpose of the public teleconference meeting on June 9, 2008 is for the CASAC Panel to provide comments concerning the proposed rule for the revision of the NAAQS for lead. The purpose of the public teleconference meeting on July 8, 2008 is for the CASAC Panel to review the draft letter to the EPA Administrator and for the chartered CASAC to approve the letter.

**Technical Contact:** Any questions concerning the Agency's proposed rule for the revision of the NAAQS for lead should be directed to Dr. Deirdre Murphy, Health and Environmental Impacts Division, EPA's Office of Air Quality Planning and Standards (OAQPS), at phone: 919-541-0729, or e-mail: [murphy.deirdre@epa.gov](mailto:murphy.deirdre@epa.gov).

**Availability of Meeting Materials:** The draft agendas and other materials for these public teleconference meetings of the CASAC Panel will be posted on the CASAC's Web site at: <http://www.epa.gov/casac> prior to the meetings.

**Procedures for Providing Public Input:** Interested members of the public may

submit relevant written or oral information for the CASAC Lead Review Panel to consider on the topics included in this advisory activity and/or the group conducting the activity. **Oral Statements:** In general, individuals or groups requesting an oral presentation at a public teleconference meeting will be limited to three minutes per speaker, with no more than a total of 30 minutes for all speakers. Interested parties should contact Mr. Butterfield, CASAC DFO, in writing (preferably via e-mail), by June 2, 2008, at the contact information noted above, to be placed on the list of public speakers for the June 9 public teleconference meeting of the CASAC Panel; and by July 1, 2008 to be placed on the list of public speakers for the CASAC Panel's July 8 public teleconference meeting. **Written Statements:** Written statements for the June 9 public teleconference meeting should be received in the SAB Staff Office by June 5, 2008, so that the information may be made available to the CASAC Panel for its consideration prior to this teleconference. Written statements for the July 8 public teleconference meeting should be received in the SAB Staff Office by July 3, 2008, so that the information may be made available to the CASAC Panel in advance of this teleconference. Written statements should be supplied to the Mr. Butterfield electronically via e-mail (acceptable file formats: Adobe PDF, MS Word, WordPerfect, MS PowerPoint, or Rich Text files in IBM-PC/Windows 98/2000/XP/Vista format).

**Accessibility:** For information on access or services for individuals with disabilities, please contact Mr. Butterfield at the phone number or e-mail address noted above, preferably at least ten days prior to the meeting, to give EPA as much time as possible to process your request.

Dated: April 15, 2008.

**Anthony F. Maciorowski,**

*Deputy Director, EPA Science Advisory Board Staff Office.*

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-8570-4]

### National Environmental Justice Advisory Council; Notification of Public Meeting and Public Comment

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notification of Public Meeting.

**SUMMARY:** Pursuant to the Federal Advisory Committee Act (FACA), Public Law 92-463, the U.S. Environmental Protection Agency (EPA) hereby provides notice that the National Environmental Justice Advisory Council (NEJAC) will meet on the dates and times described below. All meetings are open to the public. Members of the public are encouraged to provide comments relevant to the specific issues being considered by the NEJAC. For additional information about registering for public comment, please see **SUPPLEMENTARY INFORMATION**. Due to limited space, seating at the NEJAC meeting will be on a first-come basis.

**DATES:** The NEJAC meeting will convene Tuesday, June 10, 2008, from 1 p.m. to 9:30 p.m., and reconvene Wednesday, June 11, 2008, from 9 a.m. to 5 p.m., and Thursday, June 12, 2008, from 9 a.m. to 3 p.m. One public comment session relevant to the specific issues being considered by the NEJAC (see **SUPPLEMENTARY INFORMATION**) is scheduled for Tuesday evening, June 10, 2008, from 6:30 p.m. to 9:30 p.m. All noted times are Eastern Time. Members of the public who wish to participate in the public comment period are encouraged to pre-register by May 27, 2008.

**ADDRESSES:** The NEJAC committee meeting will be held at the Washington Court Hotel, 525 New Jersey Avenue, NW., Washington, DC, 20001, telephone 202-628-2100.

**FOR FURTHER INFORMATION CONTACT:** Correspondence concerning the meeting should be sent to Ms. Victoria Robinson, NEJAC Program Manager, U.S. Environmental Protection Agency, at 1200 Pennsylvania Avenue, NW., (MC2201A), Washington, DC 20460; via e-mail at [environmental-justice-epa@epa.gov](mailto:environmental-justice-epa@epa.gov); by telephone at (202) 564-6349; or by FAX at (202) 564-1624. Additional information about the meeting is available at the Internet Web site: <http://www.epa.gov/compliance/environmentaljustice/nejac/meetings.html>.

Pre-registration for all attendees is recommended. To register online, visit the Web site above. Requests for pre-registration forms should be sent to Ms. Julianne Pardi of ICF International at: 9300 Lee Highway, Fairfax, Virginia 22031; Telephone: (703) 934-3873; E-mail: [jpardi@icfi.com](mailto:jpardi@icfi.com), or FAX: (703) 934-3270. Hearing-impaired individuals or non-English speaking attendees wishing to arrange for a sign language or foreign language interpreter may make appropriate arrangements using these numbers also.