

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8980-3]

**Public Water System Supervision Program Revision for the State of Arkansas****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of proposed approval.

**SUMMARY:** Notice is hereby given that the State of Arkansas is revising its approved Public Water System Supervision Program adopting new regulations for the Lead and Copper Rule (LCR) Short-Term Regulatory Revisions and Clarifications, promulgated and published in the **Federal Register** at 72 FR 57782 on October 10, 2007. Arkansas has adopted the LCR Short-Term Regulatory Revisions and Clarifications to strengthen the implementation of the LCR for more effective protection of public health by reducing exposure to lead in drinking water. EPA has determined that the proposed program revision submitted by Arkansas for the LCR Short-Term Regulatory Revisions and Clarifications are no less stringent than the corresponding federal regulations. Therefore, EPA proposes to approve these program revisions.

**DATES:** All interested parties may request a public hearing. A request for a public hearing must be submitted by December 17, 2009 to the Regional Administrator at the EPA Region 6 address shown below. Requests for a hearing may be denied by the Regional Administrator. However, if a substantial request for a public hearing is made by December 17, 2009, a public hearing will be held. If no timely and appropriate request for a hearing is received and the Regional Administrator does not elect to hold a hearing on his own motion, this determination shall become final and effective on December 17, 2009. Any request for a public hearing shall include the following information: the name, address, and telephone number of the individual, organization, or other entity requesting a hearing; a brief statement of the requesting person's interest in the Regional Administrator's determination and a brief statement of the information that the requesting person intends to submit at such hearing; and the signature of the individual making the request or, if the request is made on behalf of an organization or other entity, the signature of a responsible official of the organization or other entity.

**ADDRESSES:** All documents relating to this determination are available for inspection between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, at the following offices: Arkansas Department of Health, Division of Engineering, 4815 West Markham, Little Rock, Arkansas 72205; and the EPA Region 6, Drinking Water Section (6WQ-SD), 1445 Ross Avenue, Suite 1200, Dallas, Texas 75202.

**FOR FURTHER INFORMATION CONTACT:** Amy Camacho, EPA Region 6, Drinking Water Section at the Dallas address given above or at telephone (214) 665-7175, or [camacho.amy@epa.gov](mailto:camacho.amy@epa.gov).

**Authority:** Section 1413 of the Safe Drinking Water Act, as amended (1996), and 40 CFR Parts 141 and 142 of the National Primary Drinking Water Regulations.

Dated: October 28, 2009.

**Lawrence E. Starfield,**

*Acting Regional Administrator, Region 6.*

[FR Doc. E9-27603 Filed 11-16-09; 8:45 am]

**BILLING CODE 6560-50-P**

**ENVIRONMENTAL PROTECTION AGENCY**

[FRL-8977-1]

**New York State Prohibition of Marine Discharges of Vessel Sewage; Receipt of Petition and Final Affirmative Determination****AGENCY:** Environmental Protection Agency (EPA).

**SUMMARY:** Notice is hereby given that a petition has been received from the State of New York requesting a determination by the Regional Administrator, U.S. Environmental Protection Agency—Region 2, that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for the South Shore Estuary Reserve (SSER), New York. The waters of the proposed No Discharge Zone (NDZ) fall within the jurisdictions of the Town of Southampton, the Town of Brookhaven, the Town of Islip, the Town of Babylon, the Town of Oyster Bay and the Town of Hempstead. The entities submitted an application prepared by the Peconic Baykeeper for the designation of a Vessel Waste No Discharge Zone. New York State Department of Environmental Conservation certified the need for greater protection of the water quality.

EPA published a tentative affirmative determination on July 6, 2009 in the **Federal Register**. Public comments were solicited for 30 days and the comment period ended on August 5, 2009. EPA Region 2 received a total of twenty five

(26) comments via letter (14) and e-mail (12). The comment tally was twenty three (23) in favor and three (3) are questioning or opposing the NDZ designation. This **Federal Register** document will address all comments submitted in response to the July 6, 2009 (Volume 74 Number 127), **Federal Register** document.

EPA received letters from the following individuals:

1. Douglas R. Lemaitre, 4207 Oak Beach, Oak Beach, NY 11702
  2. Ann Cestare, 77 Bayview Ave. West Lindenhurst, NY 11757
  3. Charles K McDermott, 3740 Somerset Dr. Seaford, NY 11783
  4. Stephen D. Walsh, 47 Eatondale Avenue, Blue Point, NY 11715
  5. Virginia Matney, 112 Eldorado St. Atlantic Beach, NY 11509
  6. Diana C. Teta, PhD 771 S. Country Road, E Patchogue, NY 11772
  7. Mara Dias, Water Quality Coordinator, Surfrider Foundation, P.O. Box 6010, San Clemente, CA 92674
  8. Adrienne Esposito, Citizens Campaign, 225A Main St. Farmingdale, NY 11735
  9. Maureen Dolan Murphy, South Shore Reserve Council, 300 Woodcleft Avenue, Freeport, New York, NY 11520
  10. Lawrence A. Merryman, Great South Bay Audubon Society, P.O. Box 267 Sayville, NY 11782
  11. Jennifer Skilbred, Environmental Advocate, Group for the East End, P.O. Box 1792, Southold, NY 11971
  12. Kenneth Blum, Meridian Shipping Co., In. 147-20 181 St. Jamaica, NY 11413
  13. Jean Weltner, 629 Miller Ave. Freeport, NY 11520-6312
  14. Joe Zysman, Fire Island Wildeness Committee, 325 Beaverdam Road, Brookhaven, NY 11719
- EPA received e-mails from the following individuals:
1. Flori Grottoli
  2. Frank Marinaccio
  3. Frank Peter
  4. Arthur H. Kopelman, PhD Coastal Research and Education Society of Long Island
  5. Marty O'Connell, South Bay Cruising Club/ Babylon Yacht Club
  6. Mike Burns, [www.ECwindfest.com](http://www.ECwindfest.com)
  7. Theodore Drossos, 47 Division Avenue, East Islip, NY 11730
  8. William Hasback, Acting Shellfisheries Head, NYSDEC—Bureau of Marine Resources, 205 N. Belle Mead Road, East Setauket, NY 11733
  9. Della Bucher, Harborfields P.L.
  10. Kevin McAllister, Peconic Baykeeper, Inc. 10 Old Country Road, P.O. Box 893, Quogue, NY 11959.
  11. Sue Montana, 34 River Road, Sayville, NY 11782
  12. Bryan McLoughlin