

ENVIRONMENTAL PROTECTION AGENCY

[EPA-R05-SFUND-2024-0439; FRL 12259-01-R5]

Request for Public Comment on Settlement Agreement for Licking Chemical Spill Site, Licking County, Ohio**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice; request for public comment.

SUMMARY: In accordance with the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (“CERCLA”), notice is hereby given by the U.S. Environmental Protection Agency (“EPA”), Region 5, of a proposed administrative settlement for recovery of past response costs concerning the Licking Chemical Spill Site (Site) in Licking County, Ohio with William H. Trucking, LLC, as the Settling Party and Respondent.

DATES: Comments must be received on or before January 16, 2025.**ADDRESSES:** You may send comments, identified by Docket ID No. EPA-R05-SFUND-2024-0439, by the following method:

- *Federal eRulemaking Portal:* <https://www.regulations.gov/> (our preferred method). Follow the online instructions for submitting comments.

Instructions: All submissions received must include the Docket ID No. for this rulemaking. Comments received may be posted without change to <https://www.regulations.gov/>, including any personal information provided. For detailed instructions on sending comments and additional information on the rulemaking process, see the “Public Participation” heading of the **SUPPLEMENTARY INFORMATION** section of this document.

FOR FURTHER INFORMATION CONTACT: Don Schwer, Enforcement Investigator, Superfund & Emergency Management Division, Region 5, EPA, 77 West Jackson Blvd. (SE-5J); telephone number: 312-353-8752; email address: schwer.don@epa.gov.

SUPPLEMENTARY INFORMATION: The settlement requires the Respondent to pay \$300,000 in past response costs. The settlement includes a covenant not to sue pursuant to sections 107(a) of CERCLA, 42 U.S.C. 9607(a), relating to the Site, subject to limited reservations, and protection from contribution actions or claims as provided by section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2). For thirty (30) days following

the date of publication of this notice, EPA will receive written comments relating to this settlement. EPA will consider all comments received and may modify or withdraw its consent to the settlement if comments received disclose facts or considerations that indicate that the proposed settlement is inappropriate, improper, or inadequate. EPA’s response to any comments received will be available for public inspection at <https://response.epa.gov/LickingChemicalSpill>.

A. Written Comments

Submit your comments, identified by Docket ID No. EPA-R05-SFUND-2024-0439, at <https://www.regulations.gov> (our preferred method), or the other methods identified in the **ADDRESSES** section. Once submitted, comments cannot be edited or removed from the docket. The EPA may publish any comment received to its public docket. Do not submit to EPA’s docket at <https://www.regulations.gov> any information you consider to be Confidential Business Information (CBI), Proprietary Business Information (PBI), or other information whose disclosure is restricted by statute. Multimedia submissions (audio, video, etc.) must be accompanied by a written comment. The written comment is considered the official comment and should include discussion of all points you wish to make. The EPA will generally not consider comments or comment contents located outside of the primary submission (*i.e.*, on the web, cloud, or other file sharing system). Please visit <https://www.epa.gov/dockets/commenting-epa-dockets> for additional submission methods; the full EPA public comment policy; information about CBI, PBI, or multimedia submissions; and general guidance on making effective comments.

Douglas Ballotti,

Director, Superfund & Emergency Management Division, Region 5.

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BILLING CODE 6560-50-P**EXPORT-IMPORT BANK****Adoption of Categorical Exclusions from the Department of Energy Under the National Environmental Policy Act****AGENCY:** Export-Import Bank of the United States.**ACTION:** Notice of adoption of multiple Categorical Exclusions from the Department of Energy.**SUMMARY:** The Export-Import Bank of the United States (EXIM) is adopting

multiple categorical exclusions (CEs) from the agencies as listed: Department of Energy Ces A9, B1.15, B1.23, B2.1, B2.2, and B3.1. This notice identifies the categories of proposed actions and describes the consultation between the agencies.

DATES: The Ces identified below are available for EXIM to use for its proposed actions effective December 17, 2024.

FOR FURTHER INFORMATION CONTACT: Scott Condren (VP Policy Analysis), Scott.Condren@exim.gov, (202) 565-3777; Tiffin Caverly (VP Engineering & Environment), Tiffin.Caverly@exim.gov.

SUPPLEMENTARY INFORMATION:**I. Background***NEPA and Ces*

The National Environmental Policy Act, 42 U.S.C. 4321-4347, (NEPA) requires Federal agencies to interpret and administer Federal policies, regulations, and laws in accordance with NEPA’s policies and to consider environmental values in their decision making.

Federal agencies are required to provide a detailed statement on proposals for major Federal actions significantly affecting the quality of the human environment.¹ NEPA also created the Council of Environmental Quality (CEQ) as the body responsible for implementing NEPA.

Categorical exclusions (Ces) can be used when there is a determination the proposed type of action would not have a significant effect on the human environment; this option eliminates the need for an environmental assessment (EA) or more detailed environmental impact statement (EIS).² CEQ considers Ces “an important mechanism to promote efficiency in the NEPA process” and recognizes an agency’s ability to “identify and substantiate categories of actions that normally do not have a significant effect on the human environment”.³

Section 109 of NEPA, enacted as part of the Fiscal Responsibility Act of 2023, allows a Federal agency to “adopt” or use another agency’s Ces for a category of proposed agency actions.⁴ To use another agency’s Ces under section 109, an agency must identify the relevant Ces listed in another agency’s (“establishing agency”) NEPA procedures that cover its category of proposed actions or related actions; consult with the establishing agency to ensure that the

¹ 40 CFR 1500.1.² 40 CFR 1501.4.³ 88 FR 49924.⁴ 42 U.S.C. 4336c.