

US EPA ARCHIVE DOCUMENT

LIST OF CASES RECEIVED BY THE OFFICE OF HEARINGS AND APPEALS
[Week of May 22 through May 26, 1995]

Date	Name and location of applicant	Case No.	Type of submission
May 23, 1995	J.F. Tollison Fertilizer, Anson, Texas	RR272-201	Request for modification/rescission in the crude oil refund proceeding. If granted: The May 13, 1995 Dismissal, Case No. RF272-95167, issued to J.F. Tollison Fertilizer would be modified and the firm would be granted a refund in the Crude Oil Refund Proceeding.
May 24, 1995	A. Victorian, Nottingham, England	VEF-0043	Appeal of an information request denial. If granted: The April 9, 1994 Freedom of Information Request Determination issued by the Oakland Operations Office would be modified, and A. Victorian would receive access to additional Department of Energy information.

Date received	Name of refund proceeding/name of refund application	Case No.
5/19-5/26/95	Supplemental Crude	RK272-142 thru RK272-152.
5/17-5/26/95	Crude Oil Refund Applications	RG272-250 thru RG272-270.
5/17-5/26/95	Gulf Refund Applications	RF300-21827 thru RF300-21829.
5/23/95	Harold Regency Service	RF321-21070.
5/25/95	Little America Refining Co.	RF345-38.

[FR Doc. 95-21786 Filed 8-31-95; 8:45 am]
BILLING CODE 6450-01-P

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5290-7]

Agency Information Collection Activities Under OMB Review

AGENCY: Environmental Protection Agency (EPA).
ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) abstracted below has been forwarded to the Office of Management and Budget (OMB) for review and comment. The ICR describes the nature of the information collection and its expected cost and burden; where appropriate, it includes the actual data collection instrument.

DATES: Comments must be submitted on or before September 27, 1995.

FOR FURTHER INFORMATION OR A COPY CALL: Sandy Farmer at EPA, (202) 260-2740, and refer to EPA ICR No. 0270.34.

SUPPLEMENTARY INFORMATION: Title: Public Water Supply System Supervision Program, Public Notification and Education Requirements (OMB Control No. 2040-0090; EPA ICR No. 0270.34). This is an amendment to a previously-approved collection. (These requirements were included in rules promulgated by EPA in 1987 and 1991, but were not included in ICRs developed at those times. Due

to enactment of the Paperwork Reduction Act of 1995, the requirements are now being submitted for OMB review. EPA is not proposing any modification of the requirements at this time.)

Abstract: The Safe Drinking Water Act requires that the public be made aware of potential contaminants in their water systems. A public water system is required to notify its consumers when the system has exceeded regulatory action levels, has received variances or exemptions, or has failed to comply with schedules pursuant to variances. Systems notify their consumers by means of mailed notices (often included with a water bill), newspaper announcements, posted notices, and in some circumstances electronic media (radio and television). Public water systems that exceed action levels for lead must provide educational materials to consumers about lead in drinking water. The educational materials include water bill announcements, newspaper announcements, and brochures distributed by mail and made available at local health agencies, schools and other public entities. The general public notification provisions and lead public education requirements are included in the National Primary Drinking Water Regulations, 40 CFR Parts 141-143.

Burden Statement: The annual public reporting and recordkeeping burden for this collection of information is estimated to average 6.6 hours per response. This estimate includes the time needed to review regulations and guidance; prepare notification statements and brochures, distributing

and/or posting the notices, and training personnel on notification procedures.

Respondents/Affected Entities: Public water systems.

Estimated No. of Respondents: 61,930.

Estimated Total Annual Burden on Respondents: 408,535 hours.

Frequency of Collection: On occasion.

Send comments regarding the burden estimate, or any other aspect of the information collection, including suggestions for reducing the burden, to the following addresses. Please refer to EPA ICR No. 0270.34 and OMB Control No. 2040-0090 in any correspondence.

Ms. Sandy Farmer, U.S. Environmental Protection Agency, OPPE Regulatory Information Division (2136), 401 M Street, SW, Washington, DC 20460.
and

Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for EPA, 725 17th Street, NW., Washington, DC 20503.

Dated: August 29, 1995.

Richard Westlund,

Acting Director, Regulatory Information Division.

[FR Doc. 95-21802 Filed 8-31-95; 8:45 am]
BILLING CODE 6560-50-P

[FRL-5288-6]

Information Collection Request for Used Oil

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: In compliance with the Paperwork Reduction Act (44 U.S.C. 3501 *et seq.*), this notice announces that the Information Collection Request (ICR) listed below is coming up for renewal. Before submitting the renewal package to the Office of Management and Budget (OMB), EPA is soliciting comments on specific aspects of the collection as described below.

DATES: Comments must be submitted on or before October 31, 1995.

ADDRESSES: Commenters must send an original and two copies of their comments referencing docket number F-95-UIOP-FFFFF to: RCRA Docket Information Center, Office of Solid Waste (5305W), U.S. Environmental Protection Agency Headquarters (EPA, HQ), 401 M Street, SW., Washington, DC 20460. Comments may also be submitted electronically through the Internet to: RCRA-Docket@epamail.epa.gov. Comments in electronic format should also be identified by the docket number F-95-UIOP-FFFFF. All electronic comments must be submitted as an ASCII file avoiding the use of special characters and any form of encryption.

Public comments and supporting materials are available for viewing in the RCRA Information Center (RIC), located in Room M2616 at the address listed above. The RIC is open from 9 a.m. to 4 p.m., Monday through Friday, excluding federal holidays. To review docket materials, the public must make an appointment by calling (202) 260-9327. The public may copy a maximum of 100 pages from any regulatory docket at no charge. Additional copies cost \$.15/page.

Copies of the original ICR may be requested from the docket address and phone number listed above or may be found on the Internet. The complete ICR can be accessed off the main EPA Gopher menu, in the directory: EPA Offices and Regions/Office of Solid Waste and Emergency Response (OSWER)/Office of Solid Waste (RCRA)/hazardous waste—RCRA Subtitle C/hazardous waste identification/listing of used oil.

Follow these instructions to access the information electronically:

Gopher: gopher.epa.gov
WWW: <http://www.epa.gov>
Dial-up: (919) 558-0335.

FOR FURTHER INFORMATION CONTACT: For general information, contact the RCRA Hotline at 1-800-424-9346 or TDD 1-800-553-7672 (hearing impaired). In the Washington metropolitan area, call 703-412-9610 or TDD 703-412-3323. For technical information, contact Tracy Bone at (202) 260-3509.

SUPPLEMENTARY INFORMATION: *Affected entities:* Entities affected by this action are those which handle or manage used oil including used oil: transporters, processors, re-refiners, and burners.

Title: Used Oil Management Standards Recordkeeping and Reporting Requirements, ICR No. 1286, OMB No. 2050-0124, expires 12/31/95.

Abstract: Under statutory authority, EPA established mandatory regulations (See 40 *CFR* Part 279) that control the storage of used oil in aboveground tanks and containers to minimize potential releases from these units. It establishes notification and testing requirements, and tracking and recordkeeping requirements for used oil transporters, processors, re-refiners, and burners to document the movement of used oil. It also sets standards for the prevention and cleanup of releases to the environment during storage and transit and for the safe closure of storage units and processing and re-refining facilities to mitigate future releases and damages. EPA believes these requirements mitigate potential hazards to human health and the environment from the potential mismanagement of used oils by used oil handlers, while providing for the recycling of used oil. This information will be used to ensure compliance with the Used Oil Management Standards.

The EPA would like to solicit comments to:

(i) Evaluate whether the proposed collection of information is necessary for the proper performance of the functions of the agency, including whether the information will have practical utility;

(ii) Evaluate the accuracy of the agency's estimate of the burden of the proposed collection of information;

(iii) Enhance the quality, utility, and clarity of the information to be collected; and

(iv) Minimize the burden of the collection of information on those who are to respond, including through the use of appropriate automated collection techniques or other forms of information technology, e.g., permitting electronic submission of responses.

The following estimates are summarized from ICR 1286.

Burden Statement

The bottom line burden to respondents for complying with the Part 279 information collection requirements is approximately 75,626 hours per year, with an annual cost of \$1,802,159.

Transporters and Transfer Facilities

For the estimated 383 used oil transporters and transfer facilities, EPA

estimates the bottom line burden to these transporters and transfer facilities to be 58,236 hours per year with an annual cost of approximately \$465,455. The public reporting burden for this collection of information is estimated to range from 18 to 54 minutes per response, while the recordkeeping burden averages eight minutes per respondent.

EPA estimates that 96 transporter and transfer facilities will be required to obtain an EPA identification number. EPA estimates that each of the 383 used oil transporters will make 202 shipments annually and that each shipment will consist of 15 pickups, for an annual total of 1,160,490 pickups per year. Used oil transporters will determine the halogen content of each pickup. In addition, EPA estimates that used oil transporters will rebut the hazardous waste presumption for one percent of these shipments, or 774. EPA expects that records will be maintained on file for each of the 1,161,264 determinations.

Oil Processors and Re-Refiners

For the estimated 249 used oil processors and re-refiners, EPA estimates the total estimated annual burden is 56,315 hours, with an annual cost of \$1,331,587. The public reporting burden is estimated to range from 94 hours to 108 hours per respondent, while the recordkeeping burden averages 12 to 18 minutes per response.

EPA estimates that all 249 processors and re-refiners will be burdened by information collection requirements relating to the development, amendment, and retention of a contingency plan. EPA estimates that one percent of all used oil processors and re-refiners, or three facilities, will experience an emergency incident each year and have to submit to EPA a written report of the emergency incident. EPA estimates that all 249 processors/re-refiners will be affected by information collection requirements relating to preparing and maintaining a written analysis plans. EPA estimates that used oil processors and re-refiners will manage a total of 323,000 used oil shipments per year. EPA estimates that each shipment will consist of used oil picked up from 10 locations, for a total of 3,230,000 pickups delivered to used oil processors and re-refiners. EPA estimates that an additional 8,400 pickups will be delivered to blending facilities, increasing the total to 3,238,400 total pickups. EPA expects that the used oil processor or re-refiner will determine the halogen content for each pickup and, in addition, that the used oil processor or re-refiner will

rebut the hazardous waste presumption for one percent of these shipments, or 3,314 shipments. In addition, EPA expects that one percent of the 249 processors and re-refiners, or approximately three facilities, will experience an emergency incident that will require recordkeeping.

Burners

For the estimated 1,155 burners of off-specification used oil, EPA estimates the total annual burden to be 185 hours, at an annual cost of \$4,980. The public reporting burden is estimated to average nine minutes per response, while the recordkeeping burden averages six minutes.

EPA estimates that all 1,155 used oil burners will determine the halogen content of their used oil. EPA expects that each of these 1,155 used oil burners will receive 20 shipments, or a total of 23,100 shipments. Of these shipments, EPA expects one percent, or 231 shipments, will be tested under the rebuttable presumption. As such, EPA expects that 23,331 determinations will be performed annually and that they will keep records of each of the determinations.

States

The public reporting burden for States is estimated to range from nine minutes to 1 hour and fifteen minutes per response, with no recordkeeping burden. EPA estimated that six States would submit petitions during FY '93-95. The total annual burden for States is approximately 7.5 hours, at an annual cost of \$137.

No person is required to respond to a collection of information unless it displays a currently valid OMB control number. The OMB control numbers for EPA's regulations are displayed in 40 CFR Part 9.

Dated: August 25, 1995.

Michael Shapiro,

Director, Office of Solid Waste.

[FR Doc. 95-21763 Filed 8-31-95; 8:45 am]

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[ER-FRL-5228-4]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared August 14, 1995 Through August 18, 1995 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) 260-5076.

An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 14, 1995 (60 FR 19047).

Draft EISs

ERP No. D-AFS-L65237-ID Rating EU2, Thunderbolt Wildfire Recovery Project, Implementation, Boise and Payette National Forests, Valley County, ID.

Summary

EPA found the proposed salvage project to be environmentally unsatisfactory. EPA's primary concerns include impaired water quality, significantly increased sediment loading, degradation to salmon spawning and rearing habitat, and major deviation from the forest plan.

ERP No. D-COE-J35010-UT Rating EC2, Kennecott Tailings Modernization Project, Tailings Impoundment Expansion, COE Section 404 Permit Issuance, Salt Lake County, UT.

Summary

EPA expressed environmental concerns regarding water quality impacts and requested information that will assist in expediting a CERCLA decision.

ERP No. D-FAA-C51018-NY Rating EC2, Syracuse Hancock International Airport, Land Acquisition and Construction of Runway 10 L-28R, Funding and Airport Layout Plan Approval, Onondaga County, NY.

Summary

EPA expressed environmental concerns about the need for the proposed project, as well as the proposed project's potential impacts to wetlands, surface water quality, and noise. Accordingly, additional information should be provided in the final EIS to address these issues.

ERP No. D-FAA-L51016-WA Rating EO2, Seattle - Tacoma (Sea-Tac) International Airport Master Plan Update for Development Actions, Funding, Airport Layout Plan Approval and COE Section 404 Permit, King County, WA.

Summary

EPA expressed environmental objections with a number of concerns regarding the purpose and need for the project and air quality analysis.

ERP No. D-FHW-C40135-NY Rating EC2, I-287 Cross Westchester Expressway (CWE) Transportation Improvements, New York State Thruway Route 303 to Route 120,

Funding, Right-of-Way Acquisition, COE Section 10 and 404 Permits, Rockland and Westchester Counties, NY.

Summary

EPA expressed environmental concerns about the proposed project's potential impacts to wetlands and surface water quality. Additionally, EPA requested information addressing potential cumulative impacts, and supplemental information regarding the air quality analysis performed for the proposed project.

ERP No. D-FHW-L40196-WA Rating EC2, WA-20 Transportation Improvements between Fredonia (WA-536) and Burlington (Interstate 5), Funding, Right-of-Way Acquisition and COE Section 404 Permit, Skagit County, WA.

Summary

EPA expressed environmental concerns based on the predicted noise and wetland effects. Additional information is needed on mitigation for both.

ERP No. D-GSA-K80037-CA Rating EC2, San Diego-United States Courthouse, Site Selection and Construction within a portion of the Central Business District (CBD), City of San Diego, San Diego County, CA.

Summary

EPA expressed environmental concerns regarding the project's air conformity determination, the absence of solid waste recycling features, and a need to more fully document the project's consistency with GSA's environmental justice strategy.

Final EISs

ERP No. F-AFS-K65153-00 Klamath National Forest Land and Resource Management Plan, Implementation, Siskiyou Co., CA and Jackson Co., OR.

Summary

Review of the Final EIS was not deemed necessary. No formal comment letter was sent to the preparing agency.

ERP No. F-BLM-L65225-OR Upper Klamath Basin Resource Management Plan, Implementation, Klamath Falls Resource Area, Lakeview District, Klamath County, OR.

Summary

Review of the Final EIS has been completed and the project found to be environmentally satisfactory.

ERP No. F-COE-K32047-CA Humboldt Harbor and Bay (Deepening) Channels, Feasibility Study for Navigation Improvements, Humboldt County, CA.