

US EPA ARCHIVE DOCUMENT

- Selecting the ten (10) industry categories amendable to increase small business participation.
- Developing an instructional program to train the Agency's procurement personnel in their roles and responsibilities in implementing the provision under the law.
- Deemphasizing, within the technical evaluation criteria, the corporate history requirement, and substituting technical and professional qualifications whenever possible.
- Breaking out requirements to allow more participation by small business in areas where their participation has been historically low or nonexistent.
- Making sure that copies of solicitations are mailed directly to small businesses.
- Developing outreach programs to help small businesses become more competitively involved in the Agency's acquisition activities.

Dated: August 7, 1989.

**John M. Ropes,**  
Director, Office of Small and Disadvantaged Business Utilization.

[FR Doc. 89-19082 Filed 8-14-89; 8:45 am]

BILLING CODE 6580-50-M

[FRL-3628-7]

**Water Pollution Control; Final Determination of the Assistant Administrator for Water Pursuant to section 404(c) of the Clean Water Act Concerning the Proposed Ware Creek Water Supply Impoundment in James City County, VA**

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

**ACTION:** Notice of decision to restrict the designation of waters of the United States on Ware Creek in James City County, Virginia, as discharge sites for the placement of fill material.

**SUMMARY:** This is notice of EPA's final determination pursuant to section 404(c) of the Clean Water Act to restrict the designation of approximately 425 acres of waters of the United States in James City County, Virginia as a discharge site for dredged or fill material. EPA's determination is based upon a finding that the placement of fill material associated with implementation of the proposed Ware Creek local water supply impoundment would result in unacceptable adverse impacts to wildlife.

**EFFECTIVE DATE:** The effective date of the final determination is July 10, 1989.

**FOR FURTHER INFORMATION CONTACT:** Charles K. Stark, Office of Wetlands Protection, US Environmental Protection Agency, 401 M Street SW., Washington, DC 20460, (202) 475-7799.

Copies of EPA's Final Determination are available for inspection in the EPA Headquarters Public Information Reference Unit, EPA Library, Room M2904, 401 M Street, SW., Washington DC and the EPA Region III Wetlands and Marine Policy Section (3ES42), US EPA Region 3, 841 Chestnut St., Philadelphia, PA 19107.

Section 404(c) of the Clean Water Act (33 U.S.C. 1251 *et seq.*) provides that, if the Administrator of the U.S. Environmental Protection Agency (EPA) determines, after notice and opportunity for public comment, that unacceptable adverse effects on municipal water supplies, shellfish beds, fishery areas (including spawning and breeding areas), wildlife, or recreational areas would result from the discharge of dredged or fill material, he may exercise his authority to withdraw or prohibit the specification, or deny, restrict or withdraw the use for specification, of any defined area as a disposal site for dredged or fill material. Before making such a determination, the Administration must consult with the Chief of the Army Corps of Engineers (Corps), the property owner(s), and the applicant where there has been an application for a section 404 permit. The procedures for implementation of section 404(c) are set forth in the Code of Federal Regulations, 40 CFR part 231.

EPA's regulations for implementing section 404(c) establish procedures to be followed in exercising the Administrator's authority pursuant to that Section. Three major milestones in the process are: (1) The Regional Administrator's proposed decision to withdraw, deny, restrict or prohibit the use of a site (Proposed Determination); (2) the Regional Administrator's recommendation to the Administrator to withdraw, deny, restrict or prohibit the use of a site (Recommended Determination); and (3) the Administrator's final decision to affirm, modify, or rescind the Regional recommendation (Final Determination). The Administrator has delegated the authority to make final decisions under section 404(c) to the Assistant Administrator for Water, who is EPA's national Clean Water Act § 404 program manager.

EPA's Final Determination concerns the proposed placement of dredged or fill material for the purpose of creating a local water supply impoundment on Ware Creek in James City County, Virginia.

EPA Region III's Regional Administrator recommended prohibition of specification of the disposal site necessary for construction of any dam, lake or reservoir in the subject waters. Region III's Regional Administrator based the recommendations upon his finding that the discharge of materials in connection with the above described activities would have an unacceptable adverse effect on wildlife, recreational areas and fishing areas.

The Final Determination is based on consideration of the record developed by EPA and by the Corps in this case, including public comment submitted in response to the Regional Proposed Determination, comment received at the public hearing and comments from other Federal and State agencies. This Final Determination also reflects comment and information received during EPA Headquarters' consultation pursuant to § 231.6 of the Clean Water Act section 404(c) regulations.

As described in the Final Determination, it is the finding of EPA that the proposed Ware Creek project would result in the destruction and loss of diverse vegetated wetland habitat that is of vital importance to wildlife in the Ware Creek wetlands systems and associated area and contributes to the overall environmental integrity of the York River and Chesapeake Bay. Further, EPA has determined that these impacts are avoidable because there are practicable alternatives available to the County to meet its projected water supply needs. These findings led to the conclusion that the discharge of dredged or fill material in connection with the proposed Ware Creek project would result in unacceptable adverse impacts to wildlife. The Final Determination therefore modifies the Regional Recommended Determination and restricts the designation of the subject waters of the United States as discharge sites for dredged or fill material. EPA's section 404(c) action is based on adverse impacts of activities associated with creation of a local water supply impoundment on described waters, including wetlands, of Ware Creek, and as such prohibits the placement of fill for that purpose. The Final Determination does not pertain to other types of filling activities. Other proposals involving the discharge of dredged or fill material on the wetland sites at issue will be evaluated on their merits within the Corps of Engineers' § 404 regulatory program.

Dated: August 8, 1989.  
 Rebecca W. Hanmer,  
 Acting Assistant Administrator for Water.  
 [FR Doc. 89-19081 Filed 8-14-89; 8:45 am]  
 BILLING CODE 6560-50-M

**FEDERAL EMERGENCY  
 MANAGEMENT AGENCY**

**Public Information Competitive  
 Challenge Grants; Intent of Award of  
 Project Grants**

**AGENCY:** Federal Emergency  
 Management Agency.

**ACTION:** Notice.

FEMA Regions, encompassing all fifty (50) States, the District of Columbia, and the United States territories.

The goal of the program is to increase public awareness of natural and manmade hazards, including nuclear attack preparedness to help decrease the losses of lives and property that currently result from emergency situations. It is also intended to stimulate preparedness measures for communities, households, business and industry, schools, and the like. By publicizing the program and providing wide exposure to the model projects and techniques generated, FEMA intends to raise the profile of the emergency public information function as a critical factor in life safety.

The application package will contain a set of criteria which will be used in the review and selection process.

Applications for Assistance must be requested in writing and addressed as follows: Federal Emergency Management Agency, Mitigation & Recovery Division, Office of Acquisition Management, 500 C Street, SW., Room 726, Washington, DC 20472, Attn: Gregory Steigerwald, Contract Specialist, EMW-89-R-3212.

*Please include a self-addressed mailing label with the request.*

It is estimated that ten (10) project grants of approximately \$15,000 each will be awarded as a result of this

request, and it is expected that this will entail one in each region of competition. However, FEMA reserves the right to award in any number or location as it deems to be in its best interest.

Applications must be received by September 8, 1989, in order to award the project grants on or before September 30, 1989. Proposers may request funding for a second year option, which will be subject to availability of funding, and which will require a 50 percent match.

August 8, 1989.

Peg Maloy,

Assistant Associate Director of External Affairs, Office of Public & Intergovernmental Affairs.

[FR Doc. 89-19071 Filed 8-14-89; 8:45 am]

BILLING CODE 6718-01-M

**FEDERAL MARITIME COMMISSION**

**Reissuance of Ocean Freight  
 Forwarder Licenses Reissuance of  
 Licenses**

Notice is hereby given that the following ocean freight forwarder licenses have been reissued by the Federal Maritime Commission pursuant to section 19 of the Shipping Act of 1984 (46 U.S.C app. 1718) and the regulations of the Commission pertaining to the licensing of ocean freight forwarders, 46 CFR 510.

It is the intent of the Federal Emergency Agency (FEMA), under the Civil Defense Act of 1950, to award an estimated ten (10) project grants under request for Assistance (RFA) EMW-89-3212 under the Emergency Public Information Challenge Grants Program, to stimulate the development of effective emergency public information strategies at state and local levels.

In fiscal year 1989, FEMA will fund up to 75 percent of a project, if the prospective grantee can demonstrate a 25 percent financial commitment from another source.

The program is limited to state and local agencies, public and private nonprofit organizations in all ten (10)

License No.	Name/Address	Date reissued
915-R	S.T.S. International, Inc., 4219 Richmond Street, Philadelphia, PA 19137	July 27, 1989.
208-R	Hamilton Brothers, Inc., 622 13th Street, P.O. Box 1500, Tampa, FL 33601	Aug. 3, 1989.

Robert G. Drew,  
 Director Bureau of Domestic Regulations.  
 [FR Doc. 89-19058 Filed 8-14-89; 8:45 am]  
 BILLING CODE 6730-01-M

**FEDERAL TRADE COMMISSION**

**Granting of Request for Early  
 Termination of the Waiting Period  
 Under the Premerger Notification  
 Rules**

Section 7A of the Clayton Act, 15 U.S.C. 18a, as added by Title II of the

Hart-Scott-Rodino Antitrust Improvements Act of 1976, requires persons contemplating certain mergers or acquisitions to give the Federal Trade Commission and the Assistant Attorney General advance notice and to wait designated periods before consummation of such plans. Section 7A(b)(2) of the Act permits the agencies in individual cases, to terminate this waiting period prior to its expiration and requires that notice of this action be published in the Federal Register.

The following transactions were granted early termination of the waiting period provided by law and the premerger notification rules. The grants were made by the Federal Trade Commission and the Assistant Attorney General for the Antitrust Division of the Department of Justice. Neither agency intends to take any action with respect to these proposed acquisitions during the applicable waiting period:

**TRANSACTIONS GRANTED EARLY TERMINATION BETWEEN: 072489 AND 080489**

Name of acquiring person, name of acquired person, name of acquired entity	PMN No.	Date terminated
Kaiser Foundation Hospitals/Kaiser Foundat. Health Plan, Daughters of Charity National Health Systems, Inc., French Hospital and Health Plan Corporation	89-2115	07/24/89
Shiland Oil, Inc., Mr. Lawson W. Hamilton, Hansford Coal Company	89-2147	07/24/89

US EPA ARCHIVE DOCUMENT