

notice, the Environmental Protection Agency will receive written comments relating to the settlement from persons who were not named as parties to the litigation in question. The Agency or the Department of Justice may withhold or withdraw consent to the proposed settlement if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Copies of the settlement are available from Samantha Hooks, Air and Radiation Division (2344), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, S.W., Washington, D.C. 20460, (202) 260-7606. Written comments should be sent to Jon Averbach at the above address and must be submitted on or before August 28, 1995.

Dated: July 24, 1995.

**Jonathan Z. Cannon,**

*Assistant Administrator (General Counsel).*

[FR Doc. 95-18619 Filed 7-27-95; 8:45 am]

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[ER-FRL-4725-3]

### **Environmental Impact Statements and Regulations; Availability of EPA Comments**

Availability of EPA comments prepared June 19, 1995 Through June 23, 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-FHW-E40759-AL Rating EC2, Birmingham Northern Beltline Project, Construction, I-59/20 west to I-59 northeast in the City of Birmingham, Funding and Possible COE Section 404 Permit, Jefferson County, AL.

### **Summary**

EPA's review revealed that all of the alternatives will impact environmental resources in the highway corridor; additional information on wetlands mitigation was requested.

ERP No. D-GSA-D81026-MD Rating EC2, Food and Drug Administration Consolidation, Site Selection, Montgomery County Campus,

Montgomery and Prince Georges Counties, MD.

### **Summary**

EPA expressed environmental concerns regarding the air analysis for the and storm water management facilities. EPA requested that these issues be clarified in the final EIS.

ERP No. D-SFW-K99026-CA Rating LO, Multiple Species Conservation Program Planning Area, Issuance of a Permit to Allow Incidental Take of Threatened and Endangered Species, San Diego County, CA.

### **Summary**

EPA expressed a lack of objections with the draft EIS and the proposed action.

ERP No. D-USN-E11036-FL Rating EC2, Naval Training Center Orlando Disposal and Reuse, Implementation, Orange County, FL.

### **Summary**

EPA had environmental concerns on the lack of information concerning radiological issues; wetlands impacts and mitigation; and air quality monitoring and control measures.

ERP No. D-USN-K11062-CA Rating EC2, San Diego Homeporting Facilities Construction and Operation to Support Berthing One NIMITZ Class Aircraft Carrier, Implementation, San Diego County, CA.

### **Summary**

EPA requested additional information and clarification on the disturbance, dredging, disposal of contaminated and non-contaminated sediment, biological resource issues, and human health and safety issues.

ERP No. DA-AFS-L65147-AK Rating EC2, Bohemia Mountain Timber Sale, Updated Information concerning Resolution of Three Appeal Issues Regarding Harvesting Timber, Tongass National Forest, Stikine Area, AK.

### **Summary**

EPA expressed environmental concerns regarding water quality and fisheries impacts. Additional information is needed on monitoring. EPA requested more information on these issues and also recommended that a detailed water quality monitoring plan be presented.

ERP No. DS-COE-E01002-NC Rating EC2, Texasgulf Open Pit Mine Continuation, Construction and Operation, Additional Information Concerning Alternative E for Wetland Avoidance/Minimization, Permit Approval, Pamlico River, Aurora, Beaufort County, NC.

### **Summary**

EPA had environmental concerns over potential impacts to wetlands, and suggested modifications to further reduce impact to wetlands.

### **Final EISs**

ERP No. F-USN-D11023-MD, Naval Air Warfare Center Aircraft Division, Base Realignment and Construction, Patuxent River, St. Mary's, Calvert and Charles Counties, MD.

### **Summary**

The final EIS adequately addressed EPA's earlier concerns.

### **Regulations**

ERP No. R-AFS-A65160-00, 36 CFR Parts 215, 217 and 219 National Forest System Land and Resource Management Planning.

### **Summary**

While EPA believed that the proposed rule is an improvement, it expressed concern regarding the implementation of ecosystem management and criteria for ecosystem sustainability, diminished public participation and resource protection issues.

Dated: July 25, 1995.

**William D. Dickerson,**

*Director, Office of Federal Activities.*

[FR Doc. 95-18622 Filed 7-27-95; 8:45 am]

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[ER-FRL-4725-2]

### **Environmental Impact Statements; Notice of Availability**

Responsible Agency: Office of Federal Activities, General Information (202) 260-5076 OR (202) 260-5075.

Weekly receipt of Environmental Impact Statements Filed July 17, 1995 Through July 21, 1995 Pursuant to 40 CFR 1506.9.

EIS No. 950320, Final EIS, BLM, OR, Upper Klamath Basin Resource Management Plan, Implementation, Klamath Falls Resource Area, Lakeview District, Klamath County, OR, Due: August 28, 1995, Contact: Eric Stone (503) 952-6087.

EIS No. 950321, Final EIS, AFS, CA, Mt. Reba Ski Area Expansion, Stanislaus National Forest, Special Use Permit, Calaveras Ranger District, Alpine County, CA, Due: August 28, 1995, Contact: Dave Freeland (209) 795-1381.

EIS No. 950322, Draft EIS, AFS, WA, First Creek Basin Restoration Project, Implementation, Wenatchee National Forest, Chelan Ranger District, Chelan County, WA, Due: September 13,