

Comment date: October 31, 1995, in accordance with Standard Paragraph E at the end of this notice.

10. Niagara Mohawk Power Corporation

[Docket No. ER95-1847-000]

Take notice that on September 28, 1995, Niagara Mohawk Power Corporation (NMPC) tendered for filing an executed Facilitating Agreement and Berkshire Transaction Agreement between NMPC and Hartford Power Sales L.L.C. (Hartford). The Facilitating Agreement is an umbrella agreement providing for the sale of capacity and/or energy to Hartford as the parties may agree subjection to cost based rate ceilings and floors. The Berkshire Transaction Agreement is the first transaction agreement entered into under the Facilitating Agreement and will facilitate Hartford meeting its supply obligations to Connecticut Light & Power Company.

NMPC requests an effective date of September 29, 1995. NMPC has requested waiver of the notice requirements for good cause shown.

NMPC has served copies of the filing upon the New York State Public Service Commission and Hartford.

Comment date: October 31, 1995, in accordance with Standard Paragraph E at the end of this notice.

Standard Paragraph

E. Any person desiring to be heard or to protest said filing should file a motion to intervene or protest with the Federal Energy Regulatory Commission, 825 North Capitol Street, NE., Washington, DC 20426, in accordance with Rules 211 and 214 of the Commission's Rules of Practice and Procedure (18 CFR 385.211 and 18 CFR 385.214). All such motions or protests should be filed on or before the comment date. Protests will be considered by the Commission in determining the appropriate action to be taken, but will not serve to make protestants parties to the proceeding. Any person wishing to become a party must file a motion to intervene. Copies of this filing are on file with the Commission and are available for public inspection.

Lois D. Cashell,  
Secretary.

[FR Doc. 95-26236 Filed 10-23-95; 8:45 am]

BILLING CODE 6717-01-P

### Notice of Relocation of Dockets Room and Posting Boards

October 19, 1995.

Effective Monday, October 23, 1995, documents to be filed with the Commission should be submitted to the Office of the Secretary at the Dockets Room, Room 1A, at the Commission's new headquarters at 888 First Street, N.E., Washington, D.C. 20426. The room is located at the east end of the first floor adjacent to the main entrance on First Street.

Also effective October 23, the posting boards for issued orders and notices will be located on the second floor corridor leading to the Public Reference Room (Room 2A, east end of the building, and also relocating on October 23). Documents issued after 5:00 p.m. will be displayed on the boards on the first floor near the Child Development Center entrance.

Lois D. Cashell,  
Secretary.

[FR Doc. 95-26283 Filed 10-23-95; 8:45 am]

BILLING CODE 6717-01-M

### ENVIRONMENTAL PROTECTION AGENCY

[FRL-5319-3]

#### Agency Information Collection Activities Up for Renewal

AGENCY: Environmental Protection Agency.

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 December 26, 1995.

**ADDRESSES:** U.S. EPA; Office of Wetlands, Oceans and Watersheds; Oceans and Coastal Protection Division (4504F); 401 M Street, SW; Washington, DC 20460.

**FOR FURTHER INFORMATION CONTACT:** Virginia Fox-Norse; phone 202-260-1952; fax 202-260-9960.

**SUPPLEMENTARY INFORMATION:** *Affected entities:* Entities affected by this action are those municipalities which have applied for a renewal of a 301(h) waiver from secondary treatment requirements, or those with a pending 301(h) waiver application.

*Title:* Modification of Secondary Treatment Requirements for Dischargers to Marine Waters; ICR #0138.03; OMB control #2040-0088; expiration date: 12/31/95.

*Abstract:* The 301(h) program involves collecting information from two sources: (1) The municipal wastewater treatment facility, commonly called a publicly owned treatment works (POTW), and (2) the State in which the POTW is located. These sources are seeking a waiver from secondary treatment requirements under the Clean Water Act. Municipalities had the opportunity to apply for a waiver, but that opportunity closed in December, 1982. A POTW seeking to obtain a 301(h) waiver, or reapplying for a waiver, provides application, monitoring, and toxic control program information. The State provides State determination and State certification information. The requirements apply to those who applied to receive this benefit, i.e., a waiver from secondary treatment requirements. Regulations implementing Section 301(h) of the CWA are found at 40 CFR Part 125, Subpart G. An Agency may not conduct or sponsor, and a person is not 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.

There are 2 situations where information will be required under the 301(h) program:

*Application Revision Information:* Section 125.59(d) of 40 CFR allow a POTW to revise its application one time only, allowing a tentative decision by EPA to deny the waiver request. In its application revision, the POTW usually corrects deficiencies and changes proposed treatment levels as well as outfall and diffuser locations. The application revision is a voluntary submission for the applicant, and a letter of intent to revise must be submitted within 45 days of EPA's tentative decision (40 CFR 125.59(f)). EPA needs this information to evaluate revised applications and to determine whether the modified discharge will ensure receiving water quality, biological habitats, and beneficial uses of the receiving waters. Section 125.59(e) requires additional information to show compliance with applicable pretreatment requirements under § 125.65, and primary or equivalent treatment requirements under § 125.60.

*Permit Reissuance Information:* As the permits with 301(h) waivers reach their expiration dates, EPA must have

updated information on the discharge to determine whether the 301(h) criteria are still being met and whether the 301(h) variance should be reissued. Under 40 CFR 125.59(f), each 301(h) permittee is required to submit an application for a new section 301(h) modified permit within 180 days of the existing permit's expiration date; 40 CFR Part 125.59(c) lists the information required for a modified permit. Section 125.59(e) requires additional information to show compliance with applicable pretreatment requirements under § 125.65, and primary or equivalent treatment requirements under § 125.60. The information that EPA needs to determine whether the POTW's reapplication meets the section 301(h) criteria previously listed is outlined in the questionnaire attached to 40 CFR Part 125, Subpart G. The questionnaire is similar to the two used by POTWs for their original applications.

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.

**Burden Statement:** The burden estimate for the 73 regulated facilities totals 74,863 hours. This estimate includes the time needed to review instructions, search existing data sources, gather and maintain the data needed, and complete and review the collection of information.

Send comments regarding these matters, or any other aspect of the information collection, including suggestions for reducing the burden, to the address listed above.

Dated: September 29, 1995.

Robert H. Wayland III,

*Director, Office of Wetlands, Oceans and Watersheds.*

[FR Doc. 95-26319 Filed 10-23-95; 8:45 am]

BILLING CODE 6560-50-M

[FRL-5319-1]

**Notice of Proposed Prospective Purchaser Agreement Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as Amended by the Superfund Amendments and Reauthorization Act**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice; Request for public comment.

**SUMMARY:** Notice is hereby given that a proposed prospective purchaser agreement associated with the Jasper County Superfund Site also known as the Oronogo/Duenweg Mining Belt Site located in Jasper County, Missouri was executed by the Agency on June 29, 1995 and executed by the United States Department of Justice on August 18, 1995. This agreement is subject to final approval after the comment period. The Prospective Purchaser Agreement would resolve certain potential EPA claims under sections 107 and 106 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986 ("CERCLA"), against Rogers Iron and Metal Corporation, the prospective purchaser ("the purchaser"). The settlement would require the purchaser to perform cleanup actions at the property which includes grading and leveling surface mine wastes and construction of a retention basin. The purchaser must comply with the institutional controls selected by the EPA and must provide EPA access to the Site.

For thirty (30) days following the date of publication of this notice, the Agency will receive written comments relating to the proposed settlement. The Agency's response to any comments received will be available for public inspection at the U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101.

**DATES:** Comments must be submitted on or before November 24, 1995.

**AVAILABILITY:** The proposed settlement is available for public inspection at the U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101. A copy of the proposed agreement may be obtained from Mark Doolan, Remedial Project Manager, U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101. Comments should reference the

"Jasper County Superfund Site Prospective Purchaser Agreement" and should be forwarded to Mark Doolan, Remedial Project Manager, at the above address.

**FOR FURTHER INFORMATION CONTACT:** E. Jane Kloeckner, Assistant Regional Counsel, United States Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, (913) 551-7235.

Dated: September 20, 1995.

Dennis Grams, P.E.,

*Regional Administrator.*

[FR Doc. 95-26323 Filed 10-23-95; 8:45 am]

BILLING CODE 6560-50-M

[FRL-5319-2]

**Notice of Proposed Assessment of Clean Water Act Class II Administrative Penalty to Sanford Metal Processing Co. and Opportunity To Comment**

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of Proposed Administrative Penalty Assessment and Opportunity to Comment.

**SUMMARY:** EPA is providing notice of proposed administrative penalty assessment for alleged violations of the Clean Water Act. EPA is also providing notice of opportunity to comment on the proposed assessment.

Under 33 U.S.C. 1319(g), EPA is authorized to issue orders assessing civil penalties for various violations of the Act. EPA may issue these orders after the commencement of either a Class I or Class II penalty proceeding. EPA provides public notice of the proposed assessments pursuant to 33 U.S.C. 1319(g)(4)(a).

Class II proceedings are conducted under EPA's Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation and Suspension of Permits, 40 CFR part 22. The procedures through which the public may submit written comment on a proposed Class II order or participate in a Class II proceeding, and the Procedures by which a Respondent may request a hearing, are set forth in the Consolidated Rules. The deadline for submitting public comment on a proposed Class II order is thirty days after publication of this notice.

On the date identified below, EPA commenced the following Class II proceeding for the assessment of penalties:

In the Matter of Sanford Metal Processing Co., located at 990 O'Brien Drive, Menlo Park, California; EPA Docket No. CWA-IX-FY95-37; filed on September 28, 1995, with