

expenditures in Fiscal Year 1996 by approximately \$2.1 million. The Council will hear a report from its Boating Committee and a status report on Executive Order 12963 for Recreational Fisheries. Public input will be received at approximately 4:40 p.m.  
**FOR FURTHER INFORMATION CONTACT:**  
 Doug Alcorn, Council Coordinator, at 703/358-1777.

Dated: November 24, 1995.

Bruce Blanchard,  
 Acting Director.

[FR Doc. 95-29372 Filed 12-1-95; 8:45 am]

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## DEPARTMENT OF JUSTICE

### Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act

In accordance with Departmental policy, 28 C.F.R. § 50.7 and 42 U.S.C. 9622(d)(2), notice is hereby given that a proposed consent decree in *United States v. Brandywine Chemical Company*, Civil Action No. 95-699, was lodged on November 9, 1995, with the United States District Court for the District of Delaware. A complaint was filed simultaneously with the lodging of the consent decree.

The consent decree pertains to the Halby Chemical Site ("Site"), located in New Castle County, Delaware. Based on EPA's assessment of the present inability of Brandywine Chemical Company ("BCC"), the current Site owner/operator, to pay a substantial portion of response costs, the proposed consent decree requires BCC to: (1) Make a \$10,000 payment to the United States within 120 days after entry of the consent decree; (2) pay 75% of the Fair Market Value ("FMV") of the BCC property to the United States between 5 and 10 years from the date EPA certifies that the response actions are complete; (3) pay to the United States 50% of its cash as reported in its Federal Income Tax Return for the year its property is sold or a FMV payment is made; (4) pay the expenses necessary to retain title to the BCC property until the obligations of the consent decree are satisfied; (5) remove and dispose of all bulk chemicals stored in tanks at the Site within 90 days of the signing of the consent decree; and (6) cease its operations at the Site.

The consent decree includes a covenant not to sue by the United States under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation and Liability

Act, 42 U.S.C. 9601 *et seq.* ("CERCLA"), and under Section 7003 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. § 6973.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Brandywine Chemical Company*, DOJ Ref. #90-11-2-719A. Commentors may request an opportunity for a public meeting in the affected area, in accordance with Section 7003(d) of RCRA.

The proposed consent decree may be examined at the Office of the United States Attorney, District of Delaware, Chemical Bank Building, Suite 1100, 1201 Market Street, Wilmington, Delaware, 198909-2046; the Region III Office of the Environmental Protection Agency, 841 Chestnut Building, Philadelphia, Pennsylvania, 19107; and at the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW., 4th Floor, Washington, DC 20005. In requesting a copy of the body of the proposed decree, please refer to the referenced case and enclose a check in the amount of \$8.75 (25 cents per page reproduction costs), for each copy. The check should be made payable to the Consent Decree Library.

Bruce S. Gelber,

Acting Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 95-29435 Filed 12-1-95; 8:45 am]

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### Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

Notice is hereby given that a proposed consent decree in *United States v. Dec-Tam Corporation*, Civil Action No. 93-10438-RCL, was lodged on November 13, 1995 with the United States District Court for the District of Massachusetts.

The complaint in this action was filed in March 1993 against Dec-Tam Corporation, pursuant to section 113(b) of the Clean Air Act ("Act"), 42 U.S.C. 7413(b). The complaint sought penalties and injunctive relief for violations of Section 112 of the Act, 42 U.S.C. 7412, and of the National Emission Standard for Hazardous Air Pollutants for

asbestos, 40 C.F.R. part 61, Subpart M ("Asbestos NESHAP"). The action is based on violations of the Asbestos NESHAP associated with renovation operations at the following locations: Stowe Village Housing Project, Hartford, Connecticut; St. Mark's School, Southborough, Massachusetts; New England Baptist Hospital, Boston, Massachusetts; Remsen Building, Hanover, New Hampshire; Greenwich Hospital, Greenwich, Connecticut; Boiler Plant at Dartmouth College, Hanover, New Hampshire; Southbury Training School, Southbury Connecticut; Norwalk Harbor Facilities, Norwalk, Connecticut; and Cabot Paint & Stains Co., Chelsea, Massachusetts.

The proposed consent decree embodies an agreement by Dec-Tam to pay a civil penalty in the amount of \$19,450. In addition, Dec-Tam has agreed to implement certain measures to reduce the likelihood of future violations of the Asbestos NESHAP.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed Consent Decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. Dec-Tam Corporation*, DOJ Ref. # 90-5-2-1-1674.

The proposed Consent Decree may be examined at the Region I Office of the Environmental Protection Agency, J.F.K. Federal Building, Boston, Massachusetts at the United States Attorney's Office located at 1107 J.W. McCormack POCH, Boston, Massachusetts, and at the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 4th Floor, Washington, DC 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$3.75 payable to the Consent Decree Library.

Joel M. Gross,

Acting Section Chief, Environmental Enforcement Section.

[FR Doc. 95-29436 Filed 12-1-95; 8:45 am]

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