

Texas Natural Resource Conservation Commission (TNRCC), that all appropriate actions under CERCLA have been implemented to protect human health, welfare and the environment at OU Nos. 1 and 2.

This partial deletion pertains only to OU Nos. 1 and 2 of the RSR Site and does not include OU Nos. 3, 4 and 5. OU Nos. 3, 4 and 5 will remain on the NPL, and response activities will continue at those OUs.

**DATES:** The EPA is extending the public comment period and will accept comments concerning its proposal for partial deletion for an additional thirty (30) days after publication of this notice in the Federal Register and a newspaper of record.

**ADDRESSES:** Comments may be mailed to: Ms. Olivia Rodriguez Balandran Community Relations Coordinator U.S. EPA, Region 6 (6SF-P) 1445 Ross Avenue Dallas, Texas 75202-2733 1-800-533-3508 or (214) 665-6484.

#### Information Repositories

Comprehensive information on the RSR Site as well as information specific to this proposed partial deletion is available for review at EPA's Region 6 office in Dallas, Texas. The Administrative Records for OU Nos. 1 and 2 and the Deletion Docket for this partial deletion are maintained at the following RSR Site document/information repositories: U.S. EPA, Region 6 Library, 12th Floor (6MD-II) 1445 Ross Avenue Dallas, Texas 75202-2733 (214) 665-6424 or 665-6427 hours of operation: M-F 8:00 a.m. to 4:30 p.m. Dallas Public Library, 2332 Singleton Blvd., Dallas, Texas 75212, (214) 670-6445, hours of operation: M and W 10 a.m.-6 p.m. T and Th 10 a.m.-8 p.m. Sat 10 a.m.-5 p.m.

Texas Natural Resource Conservation Commission, 12118 North IH 35, Technical Park Center, Room 190, Building D, Austin, Texas 78753, (512) 239-2920, hours of operation: M-F 8:00 a.m.-5:00 p.m.

**FOR ADDITIONAL INFORMATION CONTACT:** Mr. Carlos A. Sanchez, Project Manager, U.S. EPA, Region 6 (6SF-AT), 1445 Ross Avenue, Dallas, Texas 75202-2733, (214) 665-8507.

**SUPPLEMENTARY INFORMATION:** This partial deletion of the RSR site is proposed in accordance with 40 CFR 300.425(e) and the Notice of Policy Change: Partial Deletion of Sites Listed on the National Priorities List. 60 FR 55466 (Nov. 1, 1995).

The proposal for partial deletion pertains to OU No. 1, which includes all privately owned residential properties and residential high risk areas, such as

schools and day care centers, located in the RSR site. In addition, this proposal for partial deletion pertains to OU No. 2, which includes the public residential housing area located in RSR Site that is currently owned by the Dallas Housing Authority (DHA). EPA has issued no further action Records of Decision (RODs) for OU Nos. 1 and 2.

EPA, with concurrence from the State of Texas, has determined that all appropriate CERCLA response actions have been completed at OU Nos. 1 and 2 and protection of human health and the environment has been achieved in these areas. Therefore, EPA makes this proposal to delete only OU Nos. 1 and 2 of the RSR Corporation Superfund Site from the NPL.

Dated: May 7, 1996.

Approved By:

Myron O. Knudson,

Acting Regional Administrator, U.S.

Environmental Protection Agency, Region 6.

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## FEDERAL COMMUNICATIONS COMMISSION

### 47 CFR Part 73

[MM Docket No. 96-105; RM-8793]

#### Radio Broadcasting Services; Ely, Hermantown and Pine City, MN

**AGENCY:** Federal Communications Commission.

**ACTION:** Proposed rule.

**SUMMARY:** This document requests comments on a petition filed by Harbor Broadcasting, Inc. requesting the substitution of Channel 221C3 for Channel 221A at Hermantown, Minnesota, and modification of its construction permit for Channel 221A to specify operation on Channel 221C3. The coordinates for Channel 221C3 are 46-49-30 and 92-17-00. To accommodate the upgrade at Hermantown, we shall also propose to substitute Channel 233A for Channel 221A at Ely, Minnesota, and modify the license for Station WELY-FM accordingly at coordinates 47-53-40 and 91-51-50 and substitute Channel 265A for Channel 221A at Pine City, Minnesota, and modify the license for Station WCMP-FM at coordinates 45-54-07 and 92-57-25. Since the communities of Ely, Hermantown and Pine City are all located within 320 kilometers (200 miles) of the U.S.-Canadian border, Canadian concurrence will be requested for these allotments. We shall propose to modify the

construction permit for Channel 221A at Hermantown, Minnesota, in accordance with Section 1.420(g) of the Commission's Rules and will not accept competing expressions of interest for the use of the channel or require petitioner to demonstrate the availability of an additional equivalent class channel for use by such parties.

**DATES:** Comments must be filed on or before June 28, 1996, and reply comments on or before July 13, 1996.

**ADDRESSES:** Federal Communications Commission, Washington, DC 20554. In addition to filing comments with the FCC, interested parties should serve the petitioner's counsel, as follows: Timothy E. Welch, Hill & Welch, 1330 New Hampshire Avenue, NW., Suite 113, Washington, DC 20036.

#### FOR FURTHER INFORMATION CONTACT:

Kathleen Scheuerle, Mass Media Bureau, (202) 418-2180.

**SUPPLEMENTARY INFORMATION:** This is a summary of the Commission's *Notice of Proposed Rule Making*, MM Docket No. 96-105, adopted April 22, 1996, and released May 7, 1996. The full text of this Commission decision is available for inspection and copying during normal business hours in the Commission's Reference Center (Room 239), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Services, Inc., 2100 M Street, NW., Suite 140, Washington, DC 20037, (202) 857-3800.

Provisions of the Regulatory Flexibility Act of 1980 do not apply to this proceeding.

Members of the public should note that from the time a Notice of Proposed Rule Making is issued until the matter is no longer subject to Commission consideration or court review, all *ex parte* contacts are prohibited in Commission proceedings, such as this one, which involve channel allotments. See 47 CFR 1.1204(b) for rules governing permissible *ex parte* contact.

For information regarding proper filing procedures for comments, see 47 CFR 1.415 and 1.420.

#### List of Subjects in 47 CFR Part 73

Radio broadcasting.

Federal Communications Commission.

Andrew J. Rhodes,

Acting Chief, Allocations Branch, Policy and Rules Division, Mass Media Bureau.

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