

B. Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 CFR 385.210, 385.211, 385.214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

C1. Filing and Service of Responsive Documents—Any filings must bear in all capital letters the title "COMMENTS", "RECOMMENDATIONS FOR TERMS AND CONDITIONS", "PROTEST", or "MOTION TO INTERVENE", as applicable, and the Project Number of the particular application to which the filing refers. Any of the above-named documents must be filed by providing the original and the number of copies provided by the Commission's regulations to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

D2. Agency Comments—Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Lois D. Cashell,

Secretary.

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ENVIRONMENTAL PROTECTION AGENCY

[ER-FRL-5473-7]

Environmental Impact Statements and Regulations; Availability of EPA Comments

Availability of EPA comments prepared September 16, 1996 through September 20, 1996 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) 564-7167. An explanation of the ratings assigned to draft environmental impact statements (EISs) was published in FR dated April 05, 1996 (61 FR 15251).

Draft EISs

ERP No. D-AFS-L61207-AK Rating EC2, Upper Carroll Timber Sale, Implementation, Tongass National Forest, Ketchikan Administrative Area, Ketchikan Ranger District, Revillagidedo Island, AK.

Summary: EPA expressed environmental concerns based on potential impacts to water quality and the marine environment from timber harvest and road building activities on Revillagidedo Island, AK.

ERP No. D-AFS-L65263-ID, Targhee National Forest, Implementation, Forest Plan Revisions, Bonneville, Butte, Clark, Fremont, Jefferson, Lemhi, Madison and Teton Counties, ID.

Summary: Our abbreviated review has revealed no EPA concerns with this project.

ERP No. D-BLM-K67036-NV Rating EO2, Mule Canyon Surface Gold Mine Development, Operation and Reclamation and Associate Facilities, Plan of Operation Approval, Battle Mountain District, Lander and Eureka Counties, NV.

Summary: EPA expressed environmental objection to the proposed project based on its potential to adversely affect surface and groundwater. We requested additional information in the final EIS regarding the impacts of transporting ore to Twin Creeks Mine for milling; the result of the ecological risk assessment; the selection of options for pit backfilling and waste rock pile design; design parameters for several mining and processing facilities; impacts to wildlife and springs; and mitigation measures.

ERP No. D-CGD-A39137-00 Rating LO, Atlantic Protected Living Marine Resource Initiative, Implementation, Atlantic Ocean, from Maine to Florida.

Summary: EPA lacks objection to the proposed action as described in the draft EIS.

ERP No. D-COE-C36073-NJ Rating EC2, Absecon Island Interim Feasibility Study, Storm Damage Reduction, Brigantic Inlet to Great Egg Harbor Inlet, Atlantic County, NJ.

Summary: EPA raised environmental concerns about impacts to benthic communities and water quality, and potential cumulative impacts associated with this and other erosion/storm

damage protection projects in New Jersey. Additional information is requested in the final EIS to address these issues.

ERP No. D-FHW-H40155-MO Rating EC2, MO-13 and MO-7 Highway/Freeway Improvements, MO-13 from US 24 in Lexington to Truman Reservoir south of Clinton and MO-7 in the immediate area of Clinton, Funding, Lafayette, Johnson and Henry Counties, MO.

Summary: EPA expressed environmental concerns about increased noise levels at adjacent public facilities, inadequate provisions for avoiding or mitigating wetlands impacts, and the absence of an evaluation of cumulative, secondary, and indirect effects on the social and environmental attributes of the project corridor.

ERP No. D-FHW-H40158-MO Rating EC2, U.S. 65 Corridor Construction, Carrollton to Marshall, Funding, COE Section 404 Permit and U.S. Coast Guard Permit, Carroll, Lafayette and Saline Counties, MO.

Summary: EPA expressed environmental concerns regarding wetland and noise impacts and secondary/cumulative impacts. EPA requested that these issues be more fully addressed in the final EIS.

ERP No. D-FHW-H40159-MO Rating EC2, MO-21 Corridor Transportation Improvement, between Otto to DeSoto, Funding, COE Section 404 Permit and NPDES Permit, Jefferson County, MO.

Summary: EPA expressed environmental concerns regarding wetlands loss and the absence of a regional emissions analysis necessary to assess project air quality impacts in the St. Louis non-attainment area.

ERP No. D-FRC-L05217-WA Rating EO1, Upriver FERC No. 3074 Hydroelectric Project, Amendment of the Existing License, Spokane River, Spokane County, WA.

Summary: EPA raised environmental objections regarding the proposed action's impacts on water quality and associated impacts on fish and other aquatic life in the Spokane River.

ERP No. D-NPS-H65005-NB Rating LO, Niobrara National Scenic River, General Management Plan, Niobrara/Missouri National Scenic Riverways, Implementation, Brown, Cherry, Keya Paha and Rock Counties, NB.

Summary: EPA expressed no objections to the preferred management alternative, and no objections to any of the three National Scenic River boundary alternatives. EPA suggested that Boundary Alternative #2 would, when coupled with the preferred management alternative, provide the

greatest protection for the resources of the Niobrara Scenic River System.

ERP No. D-NPS-L65264-WA Rating LO, Elwha River Ecosystem Restoration Implementation Project, Olympic National Park, Clallam County, WA.

Summary: EPA expressed lack of objections for the removal of both the Glines Canyon and Elwha Dams.

ERP No. D-SFW-L99006-WA Rating EC2, Washington State Department of Natural Resources (WDNR) Habitat Conservation Plan (HCP), Issuance of a Permit for Incidental Take of Federally-Listed Species and Implementation of the Multi-Species Plan for Lands Managed by WDNR, WA.

Summary: EPA expressed environmental concern regarding aquatic/terrestrial ecosystem protection and restoration, hydrologic maturity models and protection of intermittent and ephemeral streams. EPA requested that these issues be addressed in the final document.

ERP No. DR-USA-A21035-OR Rating EC2, Umatilla Depot Activity, Revisions to Disposal of Chemical Agents and Munitions Stored, Construction and Operation, Morrow and Umatilla Counties, OR.

Summary: EPA expressed environmental concerns regarding exposure pathways; meteorological data and emergency planning. EPA requested that these issues be further discussed in the final document.

ERP No. DS-FHW-H40136-KS Rating EO2, South Lawrence Trafficway Construction, Kansas Turnpike I-70 to KS-10/Noria Road, New Information concerning KS-10 on the East and US 59 on the West, Funding, COE Section 404 Permit and Right-of-Way Acquisition, Douglass County, KS.

Summary: EPA expressed objections to all three alternative alignments evaluated in the supplemental EIS, based on substantial, and largely unmitigatable, impacts to wetland areas and the associated impacts to the spiritual practices of students at the Haskell Indian Nations University located adjacent to the project.

Final EISs

ERP No. F-AFS-J35009-UT, Upper Provo River Reservoirs Stabilization Project, Implementation, Wasatch-Cache National Forest, Kamas Ranger District, Summit County, UT.

Summary: EPA's original concerns have been satisfactorily addressed.

ERP No. F-AFS-K99025-CA, Pacific Pipeline Transportation Project, Construction/Operation, Right-of-Way Grant, Special-Use-Permit and COE Section 10 and 404 Permits, Angeles

National Forest, Santa Barbara, Ventura, Los Angeles and Kern Counties, CA.

Summary: EPA expressed environmental concerns regarding the potential biases of statistical methodology and assumptions used in the FEIS to evaluate disproportionate impacts to minority/lower-income communities. EPA recommended that the USFS, CPUC, and applicant work very closely with local communities to refine and develop the proposed EJ mitigation measures.

ERP No. F-COE-K01074-CA, Morrison Creek Mining Reach Upstream North of Jackson Highway, Implementation, Community Plan Amendment, Rezoning, Use Permit Amendment to Existing Use Permit and COE Section 404 Permit, Sacramento County, CA.

Summary: EPA remains concerned over the potential channelization of Morrison Creek and requested that the Corps work with EPA and the applicant to explore opportunities to avoid or minimize impacts to Morrison Creek. In addition, EPA continued to be concerned over the cumulative impacts associated with the proposed action.

ERP No. F-FDA-C81016-NY, U.S. Food and Drug Administration, Construction of Regional Office and Laboratory, Site Specific, Jamaica Site, Queen County, NY.

Summary: EPA believed that the proposed project will not result in significant adverse environmental impacts; therefore, EPA had no objections to its implementation.

ERP No. F-FHW-K53007-CA, Alameda Railroad Corridor Consolidated Project, Construction from Downtown Los Angeles to the Badger Avenue Bridge/CA-91, Funding, COE Section 404 Permit and ICC Approval, Los Angeles County, CA.

Summary: EPA asked that the Record of Decision provide additional information and/or mitigation commitments on construction-related particulate emissions, the worst-case emergency response plan, polychlorinated biphenyls, pollution prevention features, and impacts to the City of Compton.

ERP No. FS-COE-K36100-CA, American River Watershed Flood Plain Protection Project, Construction, Operation and Maintenance, Updated and Additional Information, Sacramento, Placer and Sutter Counties, CA.

Summary: EPA concluded that the Detention Dam alternative would have unacceptable, unmitigatable effects on unique natural resources on the North and Middle forks of the American River, and urged the Corps not to pursue the

Detention Dam alternative. EPA recommended that (1) certain non-dam measures should be funded and implemented as soon as possible; (2) variable reoperation of Folsom Reservoir should be continued to provide a minimum 100-year flood protection until all elements of the long-term flood control strategy are completed; (3) that the Section 404(b)(1) Guidelines evaluation be revisited and more clearly provide the basis for its conclusions; (4) the Corps continue its outreach effort to develop the best implementation approaches to levee improvements for the Natomas area along the east levee of the Sacramento River; (5) the consensus-based Lower American River Task Force effort be continued; and (6) the Task Force recommendations for stream bank protection and levee improvements be implemented.

Dated: October 1, 1996.

William D. Dickerson,

Director, NEPA Compliance Division Office of Federal Activities.

[FR Doc. 96-25522 Filed 10-3-96; 8:45 am]

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[ER-FRL-5473-6]

Environmental Impact Statements; Notice of Availability

Responsible Agency: Office of Federal Activities, General Information (202) 564-7167 OR (202) 564-7153. Weekly receipt of Environmental Impact Statements Filed September 23, 1996 Through September 27, 1996 Pursuant to 40 CFR 1506.9.

EIS No. 960445, DRAFT SUPPLEMENT, AFS, CO, Illinois Creek Timber Sale, Timber Harvesting, Implementation, Updated Information, Grand Mesa, Uncompahgre and Gunnison National Forests Land and Resource Management Plan Amendment, Taylor River/Cebolla Ranger District, Gunnison County, CO, Due: November 18, 1996, Contact: Arthur Haines (970) 641-0471.

EIS No. 960446, FINAL EIS, COE, NJ, Absecon Island Interim Feasibility Study, Storm Damage Reduction, Brigantic Inlet to Great Egg Harbor Inlet, Atlantic County, NJ, Due: November 04, 1996, Contact: Beth Brandreth (215) 656-6555.

EIS No. 960447, FINAL EIS, IBR, NV, Southern Nevada Water Authority Treatment and Transmission Facility, Construction and Operation, Issuance of Permits, Right-of-Way Grants and Modification of existing Water Delivery/Service Contracts, Clark County, NV, Due: November 04, 1996, Contact: James Green (702) 293-8519.