

782-3461. Published FR—08-23-96—Review Period Reopened.

EIS No. 960429, DRAFT EIS, FAA, CA, Metropolitan Oakland International Airport (MOIA), Airport Development Program (ADP), Airport Layout Plan Approval, Funding and COE Section 404 and 10 Permits Issuance, Port of Oakland, Alameda County, CA, Due: December 30, 1996, Contact: Elisha Novak (415) 876-2928. Published FR 09-24-96—Review Period extended.

Dated: December 3, 1996.

B. Katherine Biggs,

Associate Director, NEPA Compliance Division, Office of Federal Activities.

[FR Doc. 96-31127 Filed 12-5-96; 8:45 am]

BILLING CODE 6560-50-U

[FRL-5657-7]

Clean Water Act Proposed Administrative Penalty Assessment

EPA is providing notice of a proposed Administrative Penalty Assessment against Richard Posey, Gravois Mills, Missouri 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 Clean Water Act. EPA may issue such orders after filing a Complaint commencing either a Class I or Class II penalty proceeding. EPA provides notice of the proposed assessment pursuant to 33 U.S.C. 1319(g)(4)(A).

EPA is initiating a Class II penalty proceeding against Richard Posey, Gravois Mills, Missouri. Class II proceedings are conducted under EPA's Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation or Suspension of Permits, 40 CFR part 22. The procedures by which the public may submit written comments 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 (30) days after issuance of public notice.

On September 30, 1996, EPA commenced the following Class II proceeding for the assessment of penalties by filing with the Regional Hearing Clerk, U.S. Environmental Protection Agency, Region VII, 726 Minnesota Avenue, Kansas City, Kansas 66101, (913) 551-7630, the following Complaint:

In the Matter of Richard Posey, Gravois Mills, Missouri, Docket No. VII-96-W-0008.

The Complaint proposes a penalty of Thirteen Thousand Six Hundred Fifty Dollars (\$13,650) for the discharge of pollutants from a point source into the waters of the United States without permit in accordance with 40 CFR part 22, in violation of Sections 301 and 404 of the Clean Water Act.

For Further Information: Persons wishing to receive a copy of EPA's Consolidated Rules, review the Complaint or other documents filed in this proceeding, comment upon the proposed penalty assessment, or otherwise participate in the proceeding should contact the Regional Hearing Clerk identified above.

The administrative record for the proceeding is located in the EPA Regional Office at the address stated above, and the file will be open for public inspection during normal business hours. All information submitted by Richard Posey, Gravois Mills, Missouri is available as part of the administrative record, subject to provisions of law restricting public disclosure of confidential information. In order to provide opportunity for public comment, EPA will issue no final order assessing a penalty in the proceeding prior to thirty (30) days from the date of this notice.

Dated: November 21, 1996.

William Rice,

Acting Regional Administrator.

[FR Doc. 96-30741 Filed 12-5-96; 8:45 am]

BILLING CODE 6560-50-M

[FRL-5659-1]

Massachusetts Marine Sanitation Device Standard; Receipt of Petition

Notice is hereby given that a petition has been received from the State of Massachusetts requesting a determination of the Regional Administrator, U.S. Environmental Protection Agency, pursuant to section 312(f)(3) of Public Law 92-500 as amended by Public Law 95-217 and Public Law 100-4, that adequate facilities for the safe and sanitary removal and treatment of sewage from all vessels are reasonably available for the Stage Harbor Complex in the Town of Chatham, County of Barnstable, State of Massachusetts, to qualify as a "No Discharge Area" (NDA). The areas covered under this petition include Stage Harbor, north of a line drawn across its mouth at Nantucket Sound, and the following tributaries: Little Mill Pond, Mill Pond, Mitchell River, Oyster Pond River, and Oyster Pond. The

proposed area encompasses approximately 620 acres of water-sheet in the southeast corner of the town of Chatham. The latitude and longitude defining the boundaries of the Stage Harbor Complex are—Oyster Pond 41° 40' 84"–069° 57' 84", Little Mill Pond 41° 40' 6"–069° 57' 3", and at the mouth of Stage Harbor 41° 39' 4"–069° 59' 0".

The State of Massachusetts has certified that there will be two public pump-out facilities located within the proposed area to service vessels in Stage Harbor Complex. The facilities will be self-service with oversight provided by personnel from the Chatham Harbormaster's office.

The pump-out located at the town owned Old Mill Boatyard (OMBY) facility is a shore based facility and has a 60 gallon per cycle capacity with discharge to a 2,000 gallon tight tank. The facility provides access for vessels up to 50 feet in length and a draft of 5 feet at mean low water. This facility is available daily from June 20 through Labor Day from approximately 0900 to 1700 (9:00 a.m.–5:00 p.m.). During the spring and fall the pump-out facility is available by contacting the Harbormaster's office by phone (508) 945-5185 or VHF radio channel 16.

The portable pump-out located at Stage Harbor Marine (SHM) has a 225 gallon capacity and is discharged directly to the Chatham Water Pollution Control Facility for treatment. This unit is accessible via the fuel dock which provides services to vessels of up to 40 feet and draft of 6 feet at mean low water. The facility is available daily from Memorial Day to Thanksgiving from 0800 to 1630 (8:00 am—4:30 pm). The pump-out may also be available from Thanksgiving to mid-December and mid-April to Memorial Day, Monday to Friday from 0800 to 1630 (8:00 am—4:30 pm). These dates are variable due to winter weather. Stage Harbor Marine can be contacted at (508) 945-1860 or VHF radio channel 9.

In addition to these pump-out facilities, the Stage Harbor Complex area has six on shore toilet facilities. Four are available to the public and two are private and restricted to marina patrons and their guests. The four on shore facilities available to the public are located at the Stage Harbor Road bathing beach, Barn Hill Road Town Landing, and the Old Mill Boatyard, and are open from June 21 to September 1 between the hours of 0800 and 1600 (8:00 am—4:00 pm). The fourth facility at the Stage Harbor Marina is open to the public but privately maintained and is open approximately from May 1 until November.