

compliance monitoring program to be implemented when selected controls are completed. OMB's approval of the initial ICR for the CSO Control Policy recommended that the renewal ICR include EPA's best estimate of the burden associated with a reasonable and targeted compliance monitoring program.

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 listed in 40 CFR Part 9 and 48 CFR Chapter 15.

The EPA would like to solicit comments on its ICR amendment. Specifically, we would like comments to help us 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, including the validity of the methodology and assumptions used;

(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.

**Burden Statement:** The estimated burden reflected in this ICR is 1,861,528 hours and a cost of \$58,737,887.

Of this total, the portion for municipalities with combined sewer systems is 1,774,319 hours at a cost of \$55,975,099, including start-up costs of \$180,080 for the third party notification under the Nine Minimum Controls (NMC) in the CSO policy. The estimated burden on each of 238 municipalities for DMR reporting and recordkeeping is 291 hours and \$9,219. The estimated burden on each of 570 municipalities for NMC reporting and long-term control plan development and submission is 2,978 hours and \$93,598 and for third-party notification, 24 hours and \$756.

The estimated burden for Federal and State governments is 8896.5 hours and \$281,844 and 78,312.5 hours and \$2,480,944, respectively. This includes the burden associated with reviewing the DMRs, the NMC documentations, and the long-term control plans submitted by the respondents and reissuing NPDES permits or issuing other enforceable mechanisms to municipalities with CSSs to implement the CSO Control Policy. The annual

average burden for Federal and State review of DMRs, NMC documentations, and long-term control plans is 2,445.5 hours and \$77,475 and 21,157.5 hours and \$670,271, respectively. The annual average burden associated with reissuing NPDES permits or issuing other enforceable mechanisms to CSO municipalities is 520 hours and \$16,474 for the Federal government and 4,547 hours and \$144,039 for State governments.

The estimated burden on the States to report summary information to EPA for oversight of the EPA's CSO Control Policy and for GPRA purposes is 1,200 hours and \$38,016.

Burden means the total time, effort, or financial resources expended by persons to generate, maintain, retain, or disclose or provide information to or for a Federal agency. This includes the time needed to review instructions; develop, acquire, install, and utilize technology and systems for the purposes of collecting, validating, and verifying information, processing and maintaining information, and disclosing and providing information; adjust the existing ways to comply with any previously applicable instructions and requirements; train personnel to be able to respond to a collection of information; search data sources; complete and review the collection of information; and transmit or otherwise disclose the information.

Interested parties may obtain a copy of the draft supporting statement, including the burden analysis, from Timothy Dwyer, EPA Office of Wastewater Management, at (202) 260-6064.

Dated: February 14, 1997.

Michael B. Cook,

*Director, Office of Wastewater Management.*

[FR Doc. 97-4617 Filed 2-24-97; 8:45 am]

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[FRL-5693-7]

**Notice of Proposed Assessment of Clean Water Act Class II Administrative Penalty to Golden City Gateway and Opportunity To Comment**

**AGENCY:** Environmental Protection Agency (EPA).

**ACTION:** Notice of proposed administrative penalty assessment and opportunity to comment.

**SUMMARY:** EPA is providing notice of proposed administrative penalty assessment and proposed Consent Agreement 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. Section 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. Section 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 C.F.R. 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 Golden City Gateway, Ca Limited Partnership, 711 Church Hill Rd La Habra Hts. Ca 90061; EPA Docket No. CWA-IX-FY97-11; filed on February 18, 1997, with Mr. Steven Armsey, Regional Hearing Clerk, U.S. EPA Region 9, 75 Hawthorne Street, San Francisco, California 94105, (415) 744-1389, proposed penalty of \$40,000 for failure to comply with the California General Stormwater Permit for Construction Activities. EPA and Golden City Gateway have agreed to a proposed Consent Agreement in which Golden City Gateway shall pay a civil penalty of \$40,000.

**FOR FURTHER INFORMATION CONTACT:**

Persons wishing to receive a copy of EPA's Consolidated Rules, review of the complaint or other documents filed in this proceeding, comment upon a proposed assessment, or otherwise participate in the proceeding should contact the Regional Hearing Clerk identified above. The administrative record for this proceeding is located in the EPA Regional Office identified above, and the file will be open for public inspection during normal business hours. All information submitted by the respondent is available as part of this 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 these proceedings prior to thirty (30) days after the date of publication of this notice.

Dated: January 31, 1997.

John Ong,

Acting Director, Water Management Division.

[FR Doc. 97-4616 Filed 2-24-97; 8:45 am]

BILLING CODE 6560-50-P

## FEDERAL COMMUNICATIONS COMMISSION

### Notice of Public Information Collections Being Reviewed by the Federal Communications Commission

February 19, 1997.

**SUMMARY:** The Federal Communications Commissions, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following information collection, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility; (b) the accuracy of the Commission's burden estimate; (c) ways to enhance the quality, utility, and clarity of the information collected; and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

**DATES:** Persons wishing to comment on this information collection should submit comments April 28, 1997.

**ADDRESSES:** Direct all comments to Dorothy Conway, Federal Communications Commissions, Room 234, 1919 M St., N.W., Washington, DC 20554 or via internet to [dconway@fcc.gov](mailto:dconway@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collections contact Dorothy Conway at 202-418-0217 or via internet at [dconway@fcc.gov](mailto:dconway@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

*OMB Approval Number:* 3060-XXXX.  
*Title:* Marketing of RF Devices Prior to Equipment Authorization (Section 2.803).

*Form No.:* None.

*Type of Review:* New Collection.  
*Respondents:* Business/For Profit Institutions.

*Number of Respondents:* 6,000.

*Estimated time per response:* .5.

*Total annual burden:* 3,000.

*Needs and Uses:* FCC rules permit the display and advertising of radio frequency devices prior to equipment authorization or a determination of compliance with the rules, providing that the advertising or display contains a conspicuous notice as specified by the rules. The notice that must be displayed is defined in Section 2.803(c). A notice that applies specifically to prototype equipment is defined in Section 2.803(c)(1). In addition, as defined in Section 2.803(c)(2) any RF device that is offered for sale to specific entities defined in the rule part, prior to equipment authorization or a showing of compliance, must be accompanied by a written notice that the equipment is subject to the FCC rules and will comply with all FCC rules prior to delivery. The information is disclosed to third parties to ensure that they are fully aware of the FCC's requirement for the responsible party to fully comply with the Commission Rules.

Federal Communications Commission.

William F. Caton,

Acting Secretary.

[FR Doc. 97-4503 Filed 2-24-97; 8:45 am]

BILLING CODE 6712-01-P

### Notice of Public Information Collections Being Reviewed by FCC For Extension Under Delegated Authority 5 CFR 1320 Authority, Comments Requested

February 19, 1997.

**SUMMARY:** The Federal Communications Commission, as part of its continuing effort to reduce paperwork burden invites the general public and other Federal agencies to take this opportunity to comment on the following proposed and/or continuing information collections, as required by the Paperwork Reduction Act of 1995, Public Law 104-13. An agency may not conduct or sponsor a collection of information unless it displays a currently valid control number. No person shall be subject to any penalty for failing to comply with a collection of information subject to the Paperwork Reduction Act (PRA) that does not display a valid control number. Comments are requested concerning (a) whether the proposed collection of information is necessary for the proper performance of the functions of the Commission, including whether the information shall have practical utility;

(b) the accuracy of the Commissions burden estimates; (c) ways to enhance the quality, utility, and clarity of the information collected and (d) ways to minimize the burden of the collection of information on the respondents, including the use of automated collection techniques or other forms of information technology.

The FCC is reviewing the following information collection requirements for possible 3-year extension under delegated authority 5 CFR 1320, authority delegated to the Commission by the Office of Management and Budget (OMB).

**DATES:** Written comments should be submitted on or before April 28, 1997. If you anticipate that you will be submitting comments, but find it difficult to do so within the period of time allowed by this notice, you should advise the contact listed below as soon as possible.

**ADDRESSES:** Direct all comments to Dorothy Conway, Federal Communications Commission, Room 234, 1919 M St., N.W., Washington, DC 20554 or via internet to [dconway@fcc.gov](mailto:dconway@fcc.gov).

**FOR FURTHER INFORMATION CONTACT:** For additional information or copies of the information collections contact Dorothy Conway at 202-418-0217 or via internet at [dconway@fcc.gov](mailto:dconway@fcc.gov).

#### SUPPLEMENTARY INFORMATION:

*OMB Approval Number:* 3060-0017.

*Title:* Application for a Low Power TV, TV Translator or TV Booster Station License.

*Form Number:* FCC 347.

*Type of Review:* Extension of currently approved collection.

*Respondents:* Businesses or other for-profit, state, local or tribal government.

*Number of Respondents:* 400.

*Estimated time per response:* 2.5 hours.

*Total annual burden:* 1000 hours.

*Needs and Uses:* FCC Form 347 is required to be filed when applying for a Low Power Television, TV Translator or TV Booster Station License. This form will be revised to add the new requirements regarding antenna tower registration. This unique antenna registration number identifies an antenna structure and must be used on all filings related to the antenna structure. Several questions will be added to the engineering portion of the FCC 350 to collect this information. This requirement was approved by OMB under control number 3060-0714. The data is used by FCC staff to confirm that the station has been built to terms specified in the outstanding