

Justice ("DOJ") may withhold or withdraw consent to the proposed consent decree if the comments disclose facts or circumstances that indicate that such consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Act. Unless EPA or DOJ determines, following the comment period, that consent is inappropriate, the final consent decree will establish deadlines for specific actions under sections 112 (m)(5) and (m)(6) of the Act.

A copy of the proposed consent decree was lodged with the Clerk of the United States District Court for the District of Columbia on March 14, 1997. A copy of the proposed consent decree is also available from Phyllis J. Cochran, Air and Radiation Division (2344), Office of General Counsel, U.S. Environmental Protection Agency, 401 M Street, SW., Washington, DC 20460, (202) 260-7606. Written comments should be sent to Michael W. Thrift at the above address and must be submitted on or before April 24, 1997.

Dated: March 18, 1997.

**Scott C. Fulton,**

*Acting General Counsel.*

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BILLING CODE 6560-50-M

[FRL-5801-7]

### **Middlefield-Ellis-Whisman ("MEW") Superfund Site Proposed Notice Of Administrative Settlement**

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

**ACTION:** Notice; request for public comment.

**SUMMARY:** In accordance with the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended by the Superfund Amendments and Reauthorization Act of 1986 ("CERCLA"), 42 U.S.C. 9600 *et seq.*, notice is hereby given that a proposed Prospective Purchaser Agreement associated with the Middlefield-Ellis-Whisman ("MEW") Superfund Site was executed by the United States Environmental Protection Agency ("EPA") on February 20, 1997. The proposed Prospective Purchaser Agreement would resolve certain potential claims of the United States under sections 106 and 107 of CERCLA, 42 U.S.C. 9606 and 9607, and section 7003 of the Solid Waste Disposal Act, as amended, 42 U.S.C. 6973, against 464 Ellis Street Associates, L.P. (the "Purchaser"). The Purchaser plans to acquire approximately 80 acres located

within the MEW Superfund Site in Mountain View, California for the purpose of developing an office building which will house high technology and other businesses. The proposed settlement would require the Purchaser to pay EPA a one-time payment of \$200,000.

For thirty (30) calendar days following the date of publication of this notice, EPA will receive written comments relating to the proposed settlement. If requested prior to the expiration of this public comment period, EPA will provide an opportunity for a public meeting in the affected area. EPA's response to any comments received will be available for public inspection at the U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105.

**DATES:** Comments must be submitted on or before April 24, 1997.

**AVAILABILITY:** The proposed Prospective Purchaser Agreement and additional background documentation relating to the settlement are available for public inspection at the U.S. Environmental Protection Agency, 75 Hawthorne Street, San Francisco, CA 94105. A copy of the proposed settlement may also be obtained from Danita Yocom, Assistant Regional Counsel (RC-3), Office of Regional Counsel, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105. Comments should reference "464 Ellis Street Associates, L.P.—Middlefield-Ellis-Whisman ("MEW") Superfund Site" and "Docket No. 97-04" and should be addressed to Danita Yocom at the above address.

**FOR FURTHER INFORMATION CONTACT:** Danita Yocom, Assistant Regional Counsel (RC-3), Office of Regional Counsel, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105; E-mail: yocom.danita@epamail.epa.gov; Telephone (415) 744-1347.

Dated: March 5, 1997.

**Keith Takata,**

*Director, Superfund Division, U.S. EPA, Region IX.*

[FR Doc. 97-7493 Filed 3-24-97; 8:45 am]

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### **FEDERAL EMERGENCY MANAGEMENT AGENCY**

#### **Agency Information Collection Activities: Proposed Collection; Comment Request**

**ACTION:** Notice and request for comments.

**SUMMARY:** The Federal Emergency Management Agency, as part of its continuing effort to reduce paperwork and respondent burden, invites the general public and other Federal agencies to take this opportunity to comment on proposed continuing information collections. In accordance with the Paperwork Reduction Act of 1995 (44 U.S.C. 3506(c)(2)(A)), this notice seeks comments concerning the marketing of flood insurance. The federal government will be a guarantor of flood insurance coverage for WYO company policies issued under the WYO arrangement. To insure that any policy holder money is accounted for and appropriately expended, the Federal Insurance Administration (FIA) and WYO companies will implement a Financial Control Plan. This plan requires that each WYO company submit financial data on a monthly basis.

**SUPPLEMENTARY INFORMATION:** FEMA regulation 44 CFR Part 62, Appendix B explains the operational and financial control procedures governing the issuance of flood insurance coverage under the National Flood Insurance Program (NFIP) by private sector property insurance companies under the WYO programs. The WYO companies are required to submit financial data on a monthly basis. The NFIP examines the data to insure that the policy holder funds are accounted for and appropriately expended. Monthly financial statements are prepared by the NFIP for the WYO program based on the data submitted by the WYO companies.

#### *Collection of Information*

*Title:* Write-Your-Own (WYO) Program.

*Type of Information Collection:* Extension.

*OMB Number:* 3067-0169.

*Form Number:* None.

*Abstract:* Under the Write-Your-Own program, private sector insurance companies may offer flood insurance to eligible property owners. The federal government is a guarantor of flood insurance coverage for WYO companies, issued under the WYO arrangement. In order to maintain adequate financial control over federal funds, the NFIP requires each WYO company to submit a monthly financial report.

*Affected Public:* Businesses or other for-profit.

*Estimated Total Annual Burden Hours:* The area currently 120 WYO companies reporting monthly to NFIP. This number will remain stable with minimal increases or decreases throughout year 2000. It is estimated that a total of 33 minutes is required per