

ENVIRONMENTAL PROTECTION AGENCY

[FRL-5915-2]

Agency Information Collection Activities; OMB Responses

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice.

SUMMARY: This notice announces the Office of Management and Budget's (OMB) responses to Agency clearance request, in compliance with the paperwork Reduction Act (44 U.S.C. 3501 et. seq.). 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.

FOR FURTHER INFORMATION CONTACT: Sandy Farmer (202) 260-2740, please refer to the appropriate EPA Information Collection Request (ICR) Number.

SUPPLEMENTARY INFORMATION:**OMB Responses to Agency Clearance Requests***OMB Approvals*

EPA ICR No. 1812.01; Public Water Systems Annual Compliance Report; was approved 09/30/97; OMB No. 2040-0186; expires 09/30/2000.

EPA ICR No. 1176.05; NSPS for New Residential Wood Heaters—40 CFR 60.530 thru 60.539(b), Subpart AAA; was approved 09/26/97; OMB No. 2060-0161; expires 09/30/2000.

EPA ICR No. 1672.02; Request for Information for Bioremediation Field Initiative Database System; was approved 05/15/97; OMB No. 2080-0048; expires 05/31/2000.

OMB Disapprovals

EPA ICR No. 1813.01; Information Collection Request of Proposed Regional Haze Rule; was disapproved by OMB 10/03/97.

EPA ICR No. 1801.01; National Emission Standards for Hazardous Air Pollutants Cement Manufacturing; was disapproved by OMB 10/03/97.

EPA ICR No. 1788.01 NESHAP for Source Category: Oil and Natural Gas Production; was disapproved by OMB 10/14/97.

EPA ICR No. 1789.01; NESHAP for Source Category: Natural Gas Transmission and Storage; was disapproved by OMB 10/14/97.

Notice of Short Term Extensions

EPA ICR No. 1676.01; Clean Air Act Tribal Authority; OMB No. 2060-0306;

expiration date was extended from 10/31/97 to 03/31/98.

EPA ICR No. 1637.03; Determining Conformity of General Federal Actions to State Implementation Plans; OMB No. 2060-0279; expiration date was extended from 10/31/97 to 04/30/98.

Dated: October 23, 1997.

Joseph Retzer,

Division Director, Regulatory Information Division.

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ENVIRONMENTAL PROTECTION AGENCY

[FRL-5914-9]

Proposed Settlement Under Section 104 and 122(h) of the Comprehensive Environmental Response, Compensation and Liability Act; Yakima Plating Superfund Site

AGENCY: Environmental Protection Agency (EPA).

ACTION: Notice of proposed administrative settlement and opportunity for public comment.

SUMMARY: The U.S. Environmental Protection Agency (EPA) is seeking public comment on a proposed administrative settlement to resolve claims against Robert and Shirley Mastel under the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA). Notice is being published to inform the public of the proposed settlement and of the opportunity to comment. The settlement is intended to resolve all liabilities of Robert and Shirley Mastel for costs incurred by EPA at the former Yakima Plating Company electroplating facility in Yakima, Washington.

PUBLIC COMMENT PERIOD: Comments must be provided on or before November 28, 1997. The public is encouraged to comment on the proposed settlement, called an Administrative Order on Consent, in writing during the public comment period. Comments should be sent to: Sean Sheldrake, Project Manager, U.S. Environmental Protection Agency (ECL-111), 1200 Sixth Avenue, Seattle, Washington 98101.

SUPPLEMENTARY INFORMATION: In accordance with section 122(h) of CERCLA, notice is hereby given of a proposed administrative settlement concerning the Yakima Plating hazardous waste Site located at 1804 1/2 South Third Street, Yakima, Washington. The Site was listed on the

National Priorities List (NPL) on March 31, 1989 (54 FR 13296). EPA completed a Remedial Investigation and Feasibility Study for the Site on August 1, 1991. A Record of Decision (ROD) for the Site was issued by EPA on September 30, 1991. The ROD's selected remedy included excavation and decontamination of underground tanks on-Site, removal of electroplating liquids stored in containers, excavation of contaminated soils, disposal of contaminated soils at an off-site hazardous waste disposal facility, and monitoring of the groundwater under the Site. On June 15, 1992, EPA removed approximately 2567 cubic yards of contaminated soil and debris from the Site. The Site was then backfilled with gravel and a layer of topsoil. Results of groundwater monitoring indicated that no further work was necessary at the Site to protect human health and the environment. As such, the Site was removed from the NPL on August 23, 1994 (59 FR 43291). Cleanup costs incurred by EPA totaled more than \$2.5 million, excluding interest. Subject to review by the public pursuant to this Notice, the agreement has been approved by the United States Department of Justice.

The EPA is entering into this agreement under the authority of sections 122(h), 104, and 107 of CERCLA, 42 U.S.C. 9622(h), 9604, and 9607. Section 122(h) authorizes administrative cost recovery settlements with responsible parties, and where the total response costs exceed \$500,000, such cost recovery settlements must be approved by the Department of Justice. Under this authority, the agreement proposes to settle with Robert and Shirley Mastel, the owners of the property upon which Yakima Plating Company operated its chrome replating facility. In the proposed agreement, Robert and Shirley Mastel, owners of the property, have agreed to reimburse EPA \$50,000, which is the fair market value of the property that was cleaned up by EPA. Payment will be made within 30 days of the effective date of the Administrative Order. They have also agreed to pay EPA 50 percent of any money that they are able to recover from other potentially responsible parties or insurance companies related to the Site. Upon making their initial payment to EPA, Robert and Shirley Mastel will receive a release from further civil or administrative liabilities for the Site and will receive statutory contribution protection under section 122(h)(4).

EPA will receive written comments relating to this proposed settlement for