

conduct a cryogenic design and engineering review of the proposed LNG facilities. This technical conference is tentatively scheduled to be held at Southern LNG's Elba Island Terminal, Savannah, Georgia. Seating at this conference will be limited, so we ask anyone planning to attend to please contact Paul McKee of the Commission's Office of External Affairs at (202) 208-1088. If the number of attendees becomes too large, we may be required to find an alternative location. We will however notify those planning on attending of the new location. On the afternoon of November 3, 1999, the environmental staff will tour the LNG terminal site. Anyone interested in participating in the site visit must provide their own transportation. Entry into the terminal is off of U.S. 80, north onto President Street, which becomes Elba Island Road.

For further information on any of the above events, please contact Paul McKee of the Commission's Office of External Affairs at (202) 208-1088.

**Linwood A. Watson, Jr.,**

*Acting Secretary.*

[FR Doc. 99-27213 Filed 10-18-99; 8:45 am]

BILLING CODE 6717-01-M

## DEPARTMENT OF ENERGY

### Federal Energy Regulatory Commission

#### Notice of Request To Delete Flushing Flow Requirement

October 13, 1999.

Take notice that the following hydroelectric application has been filed with the Commission and is available for public inspection:

a. *Application Type:* Request to Delete Flushing Flow Requirement.

b. *Project No.:* 9967-057.

c. *Date Filed:* September 27, 1999.

d. *Applicant:* Shorock Hydro, Inc.

e. *Name of Project:* Shoshone Project.

f. *Location:* The Shoshone Project is located on the Little Wood River, near the town of Shoshone, in Lincoln County, Idaho. The project occupies Bureau of Land Management lands.

g. *Applicant Contact:* Mr. John Straubhar, Shorock Hydro, Inc., P.O. Box 1787, Twin Falls, ID 83303; (208) 734-8633.

h. *FERC Contact:* Any questions on this notice should be addressed to Steve Hocking, e-mail address:

[steve.hocking@ferc.fed.us](mailto:steve.hocking@ferc.fed.us), or telephone (202) 219-2656. The Commission cannot accept comments, recommendations, motions to intervene or protests sent by e-mail; these

documents must be filed as described below.

i. *Deadline for filing comments and recommendations, motions to intervene, and protests:* November 19, 1999.

All documents (original and eight copies) should be filed with: David P. Boergers, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426.

The Commission's Rules of Practice and Procedure require all intervenors filing documents with the Commission to serve a copy of that document on each person whose name appears on the official service list for the project. Further, if an intervenor files comments or documents with the Commission relating to the merits of an issue that may affect the responsibilities of a particular resource agency, they must also serve a copy of the document on that resource agency.

j. *Description of the Application:* Shorock Hydro, Inc. (Shrock) requests Commission approval to delete its license required flushing flows in the project's bypass reach. Shorock is required to release 100 cubic feet per second (cfs) of water every 7 days during the irrigation season (April 1 through September 30) for a 3-hour period to help maintain riparian vegetation. Shorock says these flows are not needed because it is releasing flushing flows in conformance with an independent agreement among Shorock, Idaho Department of Fish and Game and Idaho Rivers United.

k. *Locations of the application:* A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room at 888 First Street NE, Room 2A, Washington, DC 20426, or by calling (202) 208-1371. The application may be viewed on the web at <http://www.FERC.fed.us/online/rims.htm>. Call (202) 208-2222 for assistance.

Comments, Protests, or Motions to Intervene—Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but one 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.

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.

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.

**Linwood A. Watson, Jr.,**  
*Acting Secretary.*  
[FR Doc. 99-27217 Filed 10-18-99; 8:45 am]  
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**DEPARTMENT OF ENERGY**  
**Western Area Power Administration**  
**Call for 2005 Resource Pool Applications**  
**AGENCY:** Western Area Power Administration, DOE.  
**ACTION:** Notice of the call for 2005 Resource Pool applications.

**SUMMARY:** The Western Area Power Administration (Western), a Federal power marketing administration of DOE, published its 2004 Power Marketing Plan (Marketing Plan) for the Sierra Nevada Customer Service Region (Sierra Nevada Region) in the **Federal Register**. The Marketing Plan specifies the terms and conditions under which Western will market power from the Central Valley Project (CVP) and the Washoe Project beginning January 1, 2005. The Marketing Plan provides for a 2005 Resource Pool of up to 4 percent of the Sierra Nevada Region's marketable power resources. The 2005 Resource Pool is available for new power allocations to qualified entities. Preference entities who wish to apply for a new allocation of power from Western's Sierra Nevada Region must submit formal applications conforming to the procedures below. The eligibility and allocation criteria are defined in the

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Marketing Plan and described later in this **Federal Register** notice. Existing customers' conditional resource extension percentages are listed in the Marketing Plan. Existing customers do not need to submit applications for their resource extensions. However, if an existing customer wishes to apply for a new allocation of power, in addition to its resource extension, it must meet the eligibility criteria and submit an application.

**DATES:** Entities interested in applying for an allocation of Western power must submit applications to Western's Sierra Nevada Customer Service Regional Office at the address below.

Applications must be received by 4 p.m., PST, on December 20, 1999. Applicants are encouraged to hand-deliver or use certified mail for delivery of applications. Applications will be accepted via regular mail through the United States Postal Service if postmarked at least 3 days before December 20, 1999, and received no later than December 21, 1999. Western will not consider applications that are not received by the prescribed dates. Western will publish a Notice of Proposed Allocations in the **Federal Register** after evaluating all applications.

Application dates and procedures and power purchase options applicable to first preference customers/entities are provided in the Marketing Plan.

**ADDRESSES:** Applications must be submitted to the Power Marketing Manager, Western Area Power Administration, Sierra Nevada Customer Service Region, 114 Parkshore Drive, Folsom, CA 95630.

**FOR FURTHER INFORMATION CONTACT:** Howard Hirahara, Power Marketing Manager, at (916) 353-4421 or by electronic mail at hirahara@wapa.gov.

**SUPPLEMENTARY INFORMATION:**

**Authorities**

The Marketing Plan for marketing power by the Sierra Nevada Region after 2004, published in the **Federal Register** (64 FR 34417) on June 25, 1999, was established pursuant to the Department of Energy Organization Act (42 U.S.C. 7101-7352); the Reclamation Act of June 17, 1902 (ch. 1093, 32 Stat. 388) as amended and supplemented by subsequent enactments, particularly section 9(c) of the Reclamation Project Act of 1939 (43 U.S.C. 485(c)); and other acts specifically applicable to the projects involved.

**Regulatory Procedure Requirements**

*Regulatory Flexibility Analysis*

The Regulatory Flexibility Act of 1980 (5 U.S.C. 601, *et seq.*) requires Federal agencies to perform a regulatory flexibility analysis if a final rule is likely to have a significant economic impact on a substantial number of small entities and there is a legal requirement to issue a general notice of proposed rulemaking. Western has determined that this action does not require a regulatory flexibility analysis since it is a rulemaking of particular applicability involving services applicable to public property.

*Environmental Compliance*

In compliance with National Environmental Policy Act (NEPA) (42 U.S.C. 4321, *et seq.*), Council on Environmental Quality NEPA implementing regulations (40 CFR parts 1500-1508), and DOE NEPA implementing regulations (10 CFR part 1021), Western completed an environmental impact statement (EIS) on its Energy Planning and Management Program (EPAMP). The Record of Decision was published in the **Federal Register** (60 FR 53181, October 12, 1995). Western will market the Sierra Nevada Region's power resources consistent with the Power Marketing Initiative under EPAMP (60 FR 54151, October 20, 1995). Western also completed the 2004 Power Marketing Program EIS (2004 EIS), and the Record of Decision was published in the **Federal Register** (62 FR 22934, April 28, 1997). The Marketing Plan falls within the range of alternatives considered in the 2004 EIS. This NEPA review identified and analyzed environmental effects related to the Marketing Plan.

Available reservoir storage and water releases controlled by the United States Department of the Interior, Bureau of Reclamation (Reclamation) influence marketable CVP and Washoe Project electrical capacity and energy. Under the CVP Improvement Act of 1992 (Pub. L. 102-575, Title 34) (CVPIA), Reclamation is in the final stages of a programmatic EIS (PEIS) examining the potential impacts of implementing the CVPIA's fish and wildlife restoration obligations and potential changes in CVP operations and water allocations to meet those obligations. Actions based on the PEIS may result in modifications to CVP facilities and operations that would affect the timing and quantity of electric power generated by the CVP. Such changes may affect electric power products and services which will be marketed by Western. The Marketing Plan is designed to accommodate these

changes. Western is a cooperating agency in Reclamation's PEIS process.

*Review Under the Paperwork Reduction Act*

In accordance with the Paperwork Reduction Act of 1980 (44 U.S.C. 3501, *et seq.*), Western has received approval from the Office of Management and Budget for the collection of customer information in this rule, under control number 1910-0100.

*Determination Under Executive Order 12866*

Western has an exemption from centralized regulatory review under Executive Order 12866; accordingly, no clearance of this notice by the Office of Management and Budget is required.

*Small Business Regulatory Enforcement Fairness Act*

Western has determined that this rule is exempt from congressional notification requirements under 5 U.S.C. 801 because the action is a rulemaking of particular applicability relating to services and involves matters of procedure.

**Background**

The Marketing Plan provides for Western to offer up to 4 percent of the Sierra Nevada Region's marketable power resources to new and certain existing customers under the process in this notice.

CVP power facilities include 11 powerplants with a maximum operating capability of about 2,044 megawatts (MW), and an estimated average annual generation of 4.6 million megawatt-hours (MWh). Western markets and transmits the power available from the CVP.

The Washoe Project's Stampede Powerplant has a maximum operating capability of 3.65 MW with an estimated annual generation of 10,000 MWh. Sierra Pacific Power Company owns and operates the only transmission system available for access to Stampede Powerplant.

Western owns the 94 circuit-mile Malin-Round Mountain 500-kilovolt (kV) transmission line (an integral section of the Pacific Northwest-Pacific Southwest Intertie), 803 circuit miles of 230-kV transmission line, 7 circuit miles of 115-kV transmission line, and 44 circuit miles of 69-kV and below transmission line. Western also has part ownership in the 342-mile California-Oregon Transmission Project. Many of Western's existing customers have no direct access to Western's transmission lines and receive service over transmission lines owned by other utilities.

The Marketing Plan describes how the Sierra Nevada Region will market its power resources beginning January 1, 2005, through December 31, 2024. Western will, at its discretion, allocate a percentage of the 2005 Resource Pool to applicants that meet the eligibility criteria. This allocation percentage will be multiplied by the 2005 Resource Pool percentage to determine the applicant's percentage of the Base Resource as described in the Marketing Plan. Once the final 2005 Resource Pool allocations have been published, Western will work with the new customers to develop a customized product to meet their needs, as more fully described in the Marketing Plan.

#### *Eligibility Criteria*

Western will apply the following eligibility criteria to all applicants seeking a resource pool allocation under the Marketing Plan.

1. Applicants must meet the preference requirements of Reclamation law.

2. Applicants should be located within the Sierra Nevada Region's primary marketing area as defined in the Marketing Plan. If the Sierra Nevada Region's power resources are not fully subscribed, Western may market its resource outside the primary marketing area.

3. Applicants that require power for their own use must be ready, willing, and able to receive and use Federal power. Federal power shall not be resold to others.

4. Applicants that provide retail electric service must be ready, willing, and able to receive and use the Federal power to provide electric service to their customers, not for resale to others.

5. Applicants must submit an application in response to this notice according to the procedures in the Dates Section above.

6. Native American applicants must be a Native American tribe as defined in the Indian Self Determination Act of 1975 (25 U.S.C. 450b, as amended).

7. Existing customers may apply for a resource pool allocation if their extension CRD, listed in Appendix A of the Marketing Plan, is not more than 15 percent of their peak load in calendar year 1998, and not more than 10 MW.

8. Western will normally not allocate power to applicants with loads of less than 1 MW; however, allocations to applicants with loads which are at least 500 kilowatts (kW) may be considered, if the loads can be aggregated with other allottees' loads to schedule and deliver to a minimum load of 1 MW.

#### *Allocation Criteria*

Western will apply the following allocation criteria to all applicants receiving a resource pool allocation under the Marketing Plan.

1. Allocations will be made in amounts as determined solely by Western in exercise of its discretion under Reclamation law and considered to be in the best interest of the United States Government.

2. Allocations may be based on the applicant's peak demand during calendar year 1998 or the amount requested, whichever is less.

3. An allottee will have the right to purchase power from Western only upon execution of an electric service contract between Western and the allottee, and satisfaction of all conditions in that contract.

4. Customers' percentages of the Base Resource will be subject to a reduction for the 2015 Resource Pool as described in the Marketing Plan.

5. Eligible Native American entities will receive greater consideration for an allocation of up to 65 percent of their peak load in calendar year 1998.

#### **Call for 2005 Resource Pool Applications**

##### **Applications for Power**

This notice formally requests applications from qualified entities wishing to purchase power from the Sierra Nevada Region. Specific applicant profile data (APD) is requested so that Western will have a uniform basis upon which to evaluate the applications. To be considered, applicants must submit an application to the Sierra Nevada Region containing the APD as requested below. To ensure that full consideration is given to all applicants, Western will not consider requests for power or applications submitted before publication of this notice or after the deadlines specified in the Dates Section.

##### *Applicant Profile Data*

The content and format of the APD are outlined below. Please provide all information requested or the most reasonable estimates that are available. Please indicate if the requested information is not applicable or available. Western will request, in writing, additional information from any applicant whose application is deficient. The applicant will have ten (10) business days from the postmark date on Western's request to provide the information. In the event an applicant fails to provide sufficient information to allow Western to make a determination

regarding eligibility, the application will not be considered.

All items of information in the APD should be answered as if prepared by the organization seeking the allocation of Federal power. The APD shall consist of the following:

- I. Applicant:
  - A. Applicant's (entity requesting a new allocation) name and address.
  - B. Person(s) representing applicant: name, company, title, address, and telephone number.
  - C. Type of organization: for example, municipality, public utility district, rural electric cooperative, irrigation or water district, Federal or state agency, or Native American tribe.
  - D. Parent organization of applicant, if any.
  - E. Name of members, if any.
  - F. Applicable law under which organization was established.
  - G. Applicant's geographic service area: if available, submit a map of the service area, and indicate the date prepared.
  - H. Brief explanation of applicant's ability to receive and use or receive and distribute Federal power as of July 1, 2004.

- II. Service Requested:

The megawatt amount of power applicant is requesting to be served by the Sierra Nevada Region.

- III. Loads:

A. Maximum demand (capacity and energy use) for each month of calendar year 1998.

B. Average annual and monthly load factors for calendar year 1998.

C. Factors or conditions which may significantly change peak demands or load duration or profile curves in the next five (5) years.

- IV. Transmission:

A. Brief description of applicant's transmission and distribution system including major interconnections. Provide a single-line drawing of applicant's system, if one is available.

B. Requested point(s) of delivery on Western's system, voltage of service required, and capacity desired at the points of delivery, if applicable.

- V. Other Information:

Any other information pertinent to receiving an allocation.

- VI. Signature:

The signature and title of the appropriate official who is able to attest to the validity of the information submitted and who is authorized to submit the application is required.

#### **Contracting Process**

Western will begin the contracting process with the allottees after publishing the final allocations in the

**Federal Register**, tentatively scheduled for October 2000. Western will offer a prototype contract for power allocated under the Final 2005 Resource Pool Allocations. Allottees will be required to commit to the Base Resource and Optional Purchase on or before December 31, 2000, and to the Custom Product on or before December 31, 2002, as described in the Marketing Plan. Electric service contracts will be effective upon Western's signature, and service will begin on January 1, 2005.

Dated: October 4, 1999.

**Michael S. HacsKaylo**,  
Administrator.

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## ENVIRONMENTAL PROTECTION AGENCY

[FRL-6459-1]

### Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) or Superfund, Section 104; National Brownfields Assessment Pilots

**AGENCY:** Environmental Protection Agency.

**ACTION:** Notice of proposal deadlines, revised guidelines.

**SUMMARY:** The United States Environmental Protection Agency (EPA) will begin to accept proposals for the National Brownfields Assessment Pilots on October 19, 1999. The brownfields assessment pilots (each funded up to \$200,000 over two years) test cleanup and redevelopment planning models, direct special efforts toward removing regulatory barriers without sacrificing protectiveness, and facilitate coordinated environmental cleanup and redevelopment efforts at the federal, state, and local levels.

In fiscal year 2000, an additional \$50,000 may be awarded to an applicant to assess the contamination of a brownfields site(s) that is or will be used for greenspace purposes. Greenspace purposes may include, but are not limited to, parks, playgrounds, trails, gardens, habitat restoration, open space, and/or greenspace preservation.

EPA expects to select up to 50 additional National brownfields assessment pilots by April 2000. The deadline for new proposals for the 2000 assessment pilots is *February 16, 2000*. Proposals must be post-marked or sent to EPA via registered or tracked mail by the stated deadline. Previously unsuccessful applicants are advised that they must revise and resubmit their

proposals to be considered for the 2000 National assessment pilot competition.

The National brownfields assessment pilots are administered on a competitive basis. To ensure a fair selection process, evaluation panels consisting of EPA Regional and Headquarters staff and other federal agency representatives will assess how well the proposals meet the selection criteria outlined in the newly revised application booklet *The Brownfields Economic Redevelopment Initiative: Proposal Guidelines for Brownfields Assessment Demonstration Pilots* (October 1999). Applicants are encouraged to contact and, if possible, meet with EPA Regional Brownfields Coordinators.

**DATES:** This action is effective as of October 19, 1999, and expires on February 16, 2000. All proposals must be post-marked or sent to EPA via registered or tracked mail by the expiration date cited above.

**ADDRESSES:** The proposal guidelines can be obtained by calling the Superfund Hotline at the following numbers:

Washington, DC Metro Area at 703-412-9810

Outside Washington, DC Metro at 1-800-424-9346

TDD for the Hearing Impaired at 1-800-553-7672

Copies of the guidelines are also available via the Internet: <http://www.epa.gov/brownfields/>.

**FOR FURTHER INFORMATION CONTACT:** The Superfund Hotline, 800-424-9346.

**SUPPLEMENTARY INFORMATION:** As a part of the Environmental Protection Agency's (EPA) Brownfields Economic Redevelopment Initiative, the Brownfields Assessment Demonstration Pilots are designed to empower States, communities, tribes, and other stakeholders in economic redevelopment to work together in a timely manner to prevent, assess, safely cleanup and promote the sustainable reuse of brownfields. EPA has awarded cooperative agreements to States, cities, towns, counties and Tribes for demonstration pilots that test brownfields assessment models, direct special efforts toward removing regulatory barriers without sacrificing protectiveness, and facilitate coordinated public and private efforts at the Federal, State, tribal and local levels. To date, the Agency has funded 307 Brownfields Assessment Pilots.

EPA's goal is to select a broad array of assessment pilots that will serve as models for other communities across the nation. EPA seeks to identify proposals that demonstrate the integration or linking of brownfields assessment pilots

with other federal, state, tribal, and local sustainable development, community revitalization, and pollution prevention programs. Special consideration will be given to Federal Empowerment Zones and Enterprise Communities (EZ/ECs), communities with populations of under 100,000, and federally recognized Indian tribes. These pilots focus on EPA's primary mission—protecting human health and the environment. However, it is an essential piece of the nation's overall community revitalization efforts. EPA works closely with other federal agencies through the Interagency Working Group on Brownfields, and builds relationships with other stakeholders on the national and local levels to develop coordinated approaches for community revitalization.

Funding for the brownfields assessment pilots is authorized under Section 104(d)(1) of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended (CERCLA or Superfund), 42 U.S.C. 9604(d)(1). States (including U.S. Territories), political subdivisions (including cities, towns, counties), and federally recognized Indian Tribes are eligible to apply. EPA welcomes and encourages brownfields projects by coalitions of such entities, but only a single eligible entity may receive a cooperative agreement. Cooperative agreement funds will be awarded only to a state, a political subdivision of a state, or a federally recognized Indian tribe.

Through a brownfields cooperative agreement, EPA provides funds to an eligible state, political subdivision, or Indian Tribe to undertake activities authorized under CERCLA section 104. Use of these assessment pilot funds must be in accordance with CERCLA, and all CERCLA restrictions on use of funds also apply to the assessment pilots. All restrictions on EPA's use of funding cited in CERCLA apply to brownfields assessment pilot cooperative agreement recipients.

The evaluation panels will review the proposals carefully and assess each response based on how well it addresses the selection criteria, briefly outlined below:

#### Part I (Required)

##### 1. Problem Statement and Needs Assessment (4 Points Out of 20)

- Effect of Brownfields on your Community or Communities
- Value Added by Federal Support

##### 2. Community-Based Planning and Involvement (6 Points Out of 20)

- Existing Local Commitment